

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:

1 Section 1. a) The several amounts specified in this chapter for aid to
2 localities, or so much thereof as shall be sufficient to accomplish the
3 purposes designated by the appropriations, are hereby appropriated and
4 authorized to be paid as hereinafter provided, to the respective public
5 officers and for the several purposes specified.
6 b) Where applicable, appropriations made by this chapter for expendi-
7 tures from federal grants for aid to localities may be allocated for
8 spending from federal grants for any grant period beginning, during, or
9 prior to, the state fiscal year beginning on April 1, 2012 except as
10 otherwise noted.
11 c) The several amounts named herein, or so much thereof as shall be
12 sufficient to accomplish the purpose designated, being the undisbursed
13 and/or unexpended balances of the prior year's appropriations, are here-
14 by reappropriated from the same funds and made available for the same
15 purposes as the prior year's appropriations, unless herein amended, for
16 the fiscal year beginning April 1, 2012. Certain reappropriations in
17 this chapter are shown using abbreviated text, with three leader dots
18 (an ellipsis) followed by three spaces (...) used to indicate where
19 existing law that is being continued is not shown. However, unless a
20 change is clearly indicated by the use of brackets [-] for deletions and
21 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.

LBD12653-01-2

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

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

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

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

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	112,311,500	8,548,400
4	Special Revenue Funds - Federal	114,985,000	127,852,000
5	Special Revenue Funds - Other	980,000	0
6		-----	-----
7	All Funds	228,276,500	136,400,400
8		=====	=====

9 SCHEDULE

10 COMMUNITY SERVICES PROGRAM 228,276,500
 11 -----

12 General Fund
 13 Local Assistance Account

14 For services and expenses, including the
 15 payment of liabilities incurred prior to
 16 April 1, 2012, related to the community
 17 services elderly grant program. No expend-
 18 itures shall be made from this appropri-
 19 ation until the director of the budget has
 20 approved a plan submitted by the office
 21 outlining the amounts and purposes of such
 22 expenditures and the allocation of funds
 23 among the counties. Notwithstanding any
 24 provision of law, rule or regulation to
 25 the contrary, subject to the approval of
 26 the director of the budget, funds appro-
 27 priated herein for the community services
 28 for the elderly program (CSE) and the
 29 expanded in-home services for the elderly
 30 program (EISEP) may be used in accordance
 31 with a waiver or reduction in county main-
 32 tenance of effort requirements established
 33 pursuant to section 214 of the elder law,
 34 except for base year expenditures. To the
 35 extent that funds hereby appropriated are
 36 sufficient to exceed the per capita limit
 37 established in section 214 of the elder
 38 law, the excess funds shall be available
 39 to supplement the existing per capita
 40 level in a uniform manner consistent with
 41 statutory allocations 15,312,000
 42 For planning and implementation, including
 43 the payment of liabilities incurred prior
 44 to April 1, 2012, of a program of expanded
 45 in-home, case management and ancillary
 46 community services for the elderly

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1 (EISEP). No expenditures shall be made
 2 from this appropriation until the director
 3 of the budget has approved a plan submit-
 4 ted by the office outlining the amounts
 5 and purposes of such expenditures and the
 6 allocation of funds among the counties,
 7 including the city of New York 46,035,000
 8 For services and expenses of grants to area
 9 agencies on aging for the establishment
 10 and operation of caregiver resource
 11 centers 353,000
 12 For services and expenses, including the
 13 payment of liabilities incurred prior to
 14 April 1, 2012, associated with the supple-
 15 mental nutrition assistance program
 16 (SNAP), including a suballocation to the
 17 department of agriculture and markets to
 18 be transferred to state operations for
 19 administrative costs of the farmers market
 20 nutrition program. No expenditure shall be
 21 made from this appropriation until the
 22 director of the budget has approved a plan
 23 submitted by the office outlining the
 24 amounts and purpose of such expenditures
 25 and the allocation of funds among the
 26 counties 21,380,000
 27 Local grants for services and expenses of
 28 the long-term care ombudsman program 690,000
 29 For state aid grants to providers of respite
 30 services to the elderly. Funding priority
 31 shall be given to the renewal of existing
 32 contracts with the state office for the
 33 aging. No expenditures shall be made from
 34 this appropriation until the director of
 35 the budget has approved a plan submitted
 36 by the office outlining the amounts to be
 37 distributed by provider 656,000
 38 For state aid grants to providers of social
 39 model adult day services. Funding priority
 40 shall be given to the renewal of existing
 41 contracts with the state office for the
 42 aging. No expenditures shall be made from
 43 this appropriation until the director of
 44 the budget has approved a plan submitted
 45 by the office outlining the amounts to be
 46 distributed by provider 872,000
 47 For state aid grants to naturally occurring
 48 retirement communities (NORC). Funding
 49 priority shall be given to the renewal of
 50 existing contracts with the state office
 51 for the aging. No expenditures shall be

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1 made from this appropriation until the
2 director of the budget has approved a plan
3 submitted by the office outlining the
4 amounts to be distributed by provider 1,798,500
5 For state aid grants to neighborhood
6 naturally occurring retirement communities
7 (NNORC). Funding priority shall be given
8 to the renewal of existing contracts with
9 the state office for the aging. No expend-
10 itures shall be made from this appropri-
11 ation until the director of the budget has
12 approved a plan submitted by the office
13 outlining the amounts to be distributed by
14 provider 1,798,500
15 For grants in aid to the 59 designated area
16 agencies on aging for transportation oper-
17 ating expenses related to serving the
18 elderly. Funds shall be allocated from
19 this appropriation pursuant to a plan
20 prepared by the director of the state
21 office for the aging and approved by the
22 director of the budget 921,000
23 Notwithstanding any inconsistent provision
24 of law, effective October 1, 2006, expend-
25 itures made from this appropriation shall
26 effectively provide a cost of living
27 adjustment, provided however, for the
28 period commencing on April 1, 2012 and
29 ending March 31, 2013 the director shall
30 not apply any new cost of living adjust-
31 ment authorized by section 1 of part C of
32 chapter 57 of the laws of 2006, as amended
33 by section 1 of part F of chapter 59 of
34 the laws of 2011, for the purpose of
35 establishing rates of payments, contracts
36 or any other form of reimbursement, for
37 providers of the following services, as
38 determined by the director of the state
39 office for the aging, expanded in-home
40 services for the elderly program (EISEP),
41 community services for the elderly program
42 (CSE) and the supplemental nutrition
43 assistance program (SNAP). The director of
44 the state office for the aging shall
45 determine the standards and requirements
46 necessary for reimbursement of such
47 increases. Further, all such increases
48 shall be made pursuant to a provider
49 attestation regarding the use of such
50 funds to be provided in the format
51 prescribed by the state office for the
52 aging. Funds shall be allocated from this

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1 appropriation pursuant to a plan prepared
 2 by the director of the state office for
 3 the aging and approved by the director of
 4 the budget 14,707,000
 5 For grants to the area agencies on aging for
 6 the health insurance information, coun-
 7 seling and assistance program 921,000
 8 For state matching funds for services and
 9 expenses to match federally funded model
 10 projects and/or demonstration grant
 11 programs, a portion of which may be trans-
 12 ferred to state operations or to other
 13 entities as necessary to meet federal
 14 grant objectives 236,000
 15 For the managed care consumer assistance
 16 program for the purpose of providing
 17 education, outreach, one-on-one coun-
 18 seling, monitoring of the implementation
 19 of medicare part D, and assistance with
 20 drug appeals and fair hearings related to
 21 medicare part D coverage for persons who
 22 are eligible for medical assistance and
 23 who are also beneficiaries under part D of
 24 title XVIII of the federal social security
 25 act and for participants of the elderly
 26 pharmaceutical insurance coverage program
 27 (EPIC) in accordance with the following:
 28 Medicare Rights Center 793,000
 29 New York StateWide Senior Action Council,
 30 Inc. 354,000
 31 New York Legal Assistance Group 111,000
 32 Legal Aid Society of New York 111,000
 33 Selfhelp Community Services, Inc. 111,000
 34 Empire Justice Center 155,000
 35 Community Service Society 132,000
 36 For services and expenses of the retired and
 37 senior volunteer program (RSVP) 216,500
 38 For services and expenses of the EAC/Nassau
 39 senior respite program 118,500
 40 For services and expenses of the home aides
 41 of central New York, Inc. senior respite
 42 program 71,000
 43 For services and expenses of the New York
 44 foundation for senior citizens home shar-
 45 ing and respite care program 86,000
 46 For services and expenses of the foster
 47 grandparents program 98,000
 48 For services and expenses related to an
 49 elderly abuse education and outreach
 50 program in accordance with section 219 of
 51 the elder law funding priority shall be

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AID TO LOCALITIES 2012-13

1	given to the renewal of existing contracts	
2	with the state office for the aging	245,000
3	For up to eight community empowerment initi-	
4	ative start up grants to enable communi-	
5	ties, neighborhoods, elders and families	
6	to develop their own supportive services	
7	that enable older persons to "age in	
8	place" and stay in their own neighborhoods	
9	.....	122,500
10	For additional services and expenses related	
11	to the enriched social adult day services	
12	demonstration project to help older New	
13	Yorkers age in place in the community	
14	while avoiding spend-down to medicaid. No	
15	more than eight and one half percent of	
16	the amount appropriated for such purpose	
17	may be expended by the office for the	
18	aging for services and expenses in	
19	connection with the evaluation of the	
20	demonstration project which shall be	
21	conducted by the center for functional	
22	assessment research (CFAR) at the univer-	
23	sity of Buffalo. An amount not to exceed	
24	10 percent of the allocation may be used	
25	for administration for the office	122,500
26	For services and expenses related to the	
27	congregate services initiative. No expend-	
28	itures shall be made from this appropri-	
29	ation until the director of the budget has	
30	approved a plan submitted by the office	
31	outlining the amounts and purposes of such	
32	expenditures and the allocation of funds	
33	among the counties	403,000
34	For services and expenses of New York State-	
35	wide Senior Action Council, Inc. for the	
36	patients' rights hotline and advocacy	
37	project	31,500
38	For services and expenses related to making	
39	improvements in the long term care system	
40	for the point of entry initiatives, for	
41	the purposes of expanding and promoting a	
42	more coordinated level of care for the	
43	delivery of quality services in the commu-	
44	nity	3,350,000
45		-----
46	Program account subtotal	112,311,500
47		-----
48	Special Revenue Funds - Federal	
49	Federal Health and Human Services Fund	
50	FHHS Aid to Localities Account	

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1	For programs provided under the titles of	
2	the federal older Americans act and other	
3	health and human services programs.	
4	Title III-b social services	26,000,000
5	Title III-c nutrition programs, including a	
6	suballocation to the department of health	
7	to be transferred to state operations for	
8	nutrition program activities	41,385,000
9	Title III-e caregivers	12,000,000
10	Health and human services programs	9,000,000
11	Nutrition services incentive program	17,000,000
12		-----
13	Program account subtotal	105,385,000
14		-----
15	Special Revenue Funds - Federal	
16	Federal Operating Grants Fund	
17	Office for the Aging Federal Grants Account	
18	For services and expenses related to the	
19	provision of aging services programs	600,000
20		-----
21	Program account subtotal	600,000
22		-----
23	Special Revenue Funds - Federal	
24	Federal Operating Grants Fund	
25	Senior Community Service Employment Account	
26	For the senior community service employment	
27	program provided under title V of the	
28	federal older Americans act	9,000,000
29		-----
30	Program account subtotal	9,000,000
31		-----
32	Special Revenue Fund - Other	
33	Combined Gifts, Grants and Bequests Fund	
34	Aging Grants and Bequest Account	
35	For services and expenses of the state	
36	office for the aging	980,000
37		-----
38	Program account subtotal	980,000
39		-----

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY SERVICES PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses, including the payment of liabilities
6 incurred prior to April 1, 2011, associated with the supplemental
7 nutrition assistance program (SNAP), including a suballocation to
8 the department of agriculture and markets to be transferred to state
9 operations for administrative costs of the farmers market nutrition
10 program. No expenditure shall be made from this appropriation until
11 the director of the budget has approved a plan submitted by the
12 office outlining the amounts and purpose of such expenditures and
13 the allocation of funds among the counties
14 21,380,000 (re. \$600,000)

15 For state aid grants to providers of respite services to the elderly.
16 Funding priority shall be given to the renewal of existing contracts
17 with the state office for the aging. No expenditures shall be made
18 from this appropriation until the director of the budget has
19 approved a plan submitted by the office outlining the amounts to be
20 distributed by provider ... 656,000 (re. \$640,000)

21 For state aid grants to providers of social model adult day services.
22 Funding priority shall be given to the renewal of existing contracts
23 with the state office for the aging. No expenditures shall be made
24 from this appropriation until the director of the budget has
25 approved a plan submitted by the office outlining the amounts to be
26 distributed by provider ... 872,000 (re. \$845,000)

27 For state aid grants to naturally occurring retirement communities
28 (NORC). Funding priority shall be given to the renewal of existing
29 contracts with the state office for the aging. No expenditures shall
30 be made from this appropriation until the director of the budget has
31 approved a plan submitted by the office outlining the amounts to be
32 distributed by provider ... 2,027,000 (re. \$1,690,000)

33 For state aid grants to neighborhood naturally occurring retirement
34 communities (NNORC). Funding priority shall be given to the renewal
35 of existing contracts with the state office for the aging. No
36 expenditures shall be made from this appropriation until the direc-
37 tor of the budget has approved a plan submitted by the office
38 outlining the amounts to be distributed by provider
39 2,027,000 (re. \$2,027,000)

40 For state matching funds for services and expenses to match federally
41 funded model projects and/or demonstration grant programs, a portion
42 of which may be transferred to state operations or to other entities
43 as necessary to meet federal grant objectives
44 236,000 (re. \$236,000)

45 For the managed care consumer assistance program for the purpose of
46 providing education, outreach, one-on-one counseling, monitoring of
47 the implementation of medicare part D, and assistance with drug
48 appeals and fair hearings related to medicare part D coverage for
49 persons who are eligible for medical assistance and who are also
50 beneficiaries under part D of title XVIII of the federal social

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 security act and for participants of the elderly pharmaceutical
 2 insurance coverage program (EPIC) in accordance with the following:
 3 Medicare Rights Center ... 793,000 (re. \$595,000)
 4 New York StateWide Senior Action Council, Inc.
 5 354,000 (re. \$354,000)
 6 New York Legal Assistance Group ... 111,000 (re. \$57,000)
 7 Legal Aid Society of New York ... 111,000 (re. \$111,000)
 8 Selfhelp Community Services, Inc. ... 111,000 (re. \$111,000)
 9 Empire Justice Center ... 155,000 (re. \$155,000)
 10 Community Service Society ... 132,000 (re. \$132,000)
 11 For up to eight community empowerment initiative start up grants to
 12 enable communities, neighborhoods, elders and families to develop
 13 their own supportive services that enable older persons to "age in
 14 place" and stay in their own neighborhoods
 15 122,500 (re. \$122,500)
 16 For additional services and expenses related to the enriched social
 17 adult day services demonstration project to help older New Yorkers
 18 age in place in the community while avoiding spend-down to medicaid.
 19 No more than eight and one half percent of the amount appropriated
 20 for such purpose may be expended by the office for the aging for
 21 services and expenses in connection with the evaluation of the
 22 demonstration project which shall be conducted by the center for
 23 functional assessment research (CFAR) at the university of Buffalo.
 24 An amount not to exceed 10 percent of the allocation may be used for
 25 administration for the office ... 122,500 (re. \$122,500)
 26 For services and expenses of New York Statewide Senior Action Council,
 27 Inc. for the patients' rights hotline and advocacy project
 28 31,500 (re. \$5,000)

29 By chapter 54, section 1, of the laws of 2010:
 30 For state aid grants to providers of respite services to the elderly.
 31 Funding priority shall be given to the renewal of existing contracts
 32 with the state office for the aging. No expenditures shall be made
 33 from this appropriation until the director of the budget has
 34 approved a plan submitted by the office outlining the amounts to be
 35 distributed by provider ... 656,000 (re. \$264,000)
 36 For state aid grants to providers of social model adult day services.
 37 Funding priority shall be given to the renewal of existing contracts
 38 with the state office for the aging. No expenditures shall be made
 39 from this appropriation until the director of the budget has
 40 approved a plan submitted by the office outlining the amounts to be
 41 distributed by provider ... 872,000 (re. \$270,000)
 42 For state matching funds for services and expenses to match federally
 43 funded model projects and/or demonstration grant programs, a portion
 44 of which may be transferred to state operations or to other entities
 45 as necessary to meet federal grant objectives
 46 236,000 (re. \$211,400)

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

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:
 2 For programs provided under the titles of the federal older Americans
 3 act and other health and human services programs.
 4 Title III-b social services ... 26,000,000 (re. \$25,000,000)
 5 Title III-c nutrition programs, including a suballocation to the
 6 department of health to be transferred to state operations for
 7 nutrition program activities ... 41,385,000 (re. \$35,000,000)
 8 Title III-e caregivers ... 12,000,000 (re. \$12,000,000)
 9 Health and human services programs ... 8,000,000 (re. \$7,420,000)
 10 Nutrition services incentive program
 11 17,000,000 (re. \$12,485,000)

12 By chapter 54, section 1, of the laws of 2010:
 13 For programs provided under the titles of the federal older Americans
 14 act and other health and human services programs.
 15 Title III-b social services ... 26,000,000 (re. \$10,192,000)
 16 Title III-e caregivers ... 12,000,000 (re. \$7,122,000)
 17 Health and human services programs ... 7,000,000 (re. \$3,342,000)
 18 Nutrition services incentive program
 19 16,000,000 (re. \$7,160,000)

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

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

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

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

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

38 By chapter 53, section 1, of the laws of 2011:
 39 For the senior community service employment program provided under
 40 title V of the federal older Americans act
 41 9,000,000 (re. \$7,000,000)

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

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For the senior community service employment program provided under
2 title V of the federal older Americans act
3 7,000,000 (re. \$21,000)

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	16,630,000	21,039,000
4	Special Revenue Funds - Federal	20,000,000	60,000,000
5		-----	-----
6	All Funds	36,630,000	81,039,000
7		=====	=====

8 SCHEDULE

9 AGRICULTURAL BUSINESS SERVICES PROGRAM 36,630,000
 10 -----

11 General Fund

12 Local Assistance Account

13 New York federation of growers and process-
 14 ors agribusiness child development program ... 6,521,000
 15 New York state veterinary diagnostic labora-
 16 tory at Cornell university animal health
 17 surveillance and control program 3,750,000
 18 New York state veterinary diagnostic labora-
 19 tory at Cornell university quality milk
 20 production services program 1,174,000
 21 New York state veterinary diagnostic labora-
 22 tory at Cornell university New York state
 23 cattle health assurance program 360,000
 24 New York state veterinary diagnostic labora-
 25 tory at Cornell university Johnes disease
 26 program 480,000
 27 New York state veterinary diagnostic labora-
 28 tory at Cornell university rabies program 50,000
 29 New York state veterinary diagnostic labora-
 30 tory at Cornell university Avian disease
 31 program 252,000
 32 Cornell university farm family assistance 384,000
 33 Cornell university integrated pest manage-
 34 ment 500,000
 35 Notwithstanding any other provision of law,
 36 subject to the approval of the director of
 37 the budget, up to the amount appropriated
 38 herein shall be available for Cornell
 39 university Geneva experiment station for
 40 state seed inspection program 128,000
 41 Cornell university golden nematode program 62,000
 42 Cornell university future farmers of America 192,000
 43 Cornell university agriculture in the class-
 44 room 80,000
 45 Cornell university association of agricul-
 46 tural educators 66,000

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

1	New York state apple growers association	206,000
2	New York wine and grape foundation	713,000
3	New York farm viability institute	400,000
4	For services and expenses of programs to	
5	promote dairy excellence, including but	
6	not limited to programs at Cornell Univer-	
7	sity. Notwithstanding any other provision	
8	of law, the director of the budget is	
9	hereby authorized to transfer up to	
10	\$150,000 of this appropriation to state	
11	operations for programs including adminis-	
12	tration of dairy profit teams	150,000
13	For reimbursement for the promotion of agri-	
14	culture and domestic arts in accordance	
15	with article 24 of the agriculture and	
16	markets law	340,000
17	Cornell university pro-dairy program	822,000
18		-----
19	Program account subtotal	16,630,000
20		-----
21	Special Revenue Funds - Federal	
22	Federal USDA-Food and Nutrition Services Fund	
23	Federal Agriculture and Markets Account	
24	For services and expenses of non-point	
25	source pollution control, farmland preser-	
26	vation, and other agricultural programs	
27	including suballocation to other state	
28	departments and agencies including liabil-	
29	ities incurred prior to April 1, 2012.	
30	Notwithstanding section 51 of the state	
31	finance law and any other provision of law	
32	to the contrary, the funds appropriated	
33	herein may be increased or decreased by	
34	transfer from/to appropriations for any	
35	prior or subsequent grant period within	
36	the same federal fund/program and between	
37	state operations and aid to localities to	
38	accomplish the intent of this appropri-	
39	ation, as long as such corresponding	
40	prior/subsequent grant periods within such	
41	appropriations have been reappropriated as	
42	necessary	20,000,000
43		-----
44	Program account subtotal	20,000,000
45		-----

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AGRICULTURAL BUSINESS SERVICES PROGRAM

2 General Fund

3 Local Assistance Account

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

5 New York federation of growers and processors agribusiness child
6 development program ... 6,521,000 (re. \$2,564,000)7 New York state veterinary diagnostic laboratory at Cornell university
8 animal health surveillance and control program
9 3,750,000 (re. \$3,750,000)10 New York state veterinary diagnostic laboratory at Cornell university
11 quality milk promotion services program
12 1,174,000 (re. \$1,174,000)13 New York state veterinary diagnostic laboratory at Cornell university
14 New York state cattle health assurance program
15 360,000 (re. \$360,000)16 New York state veterinary diagnostic laboratory at Cornell university
17 Johnes disease program ... 480,000 (re. \$480,000)18 New York state veterinary diagnostic laboratory at Cornell university
19 rabies program ... 150,000 (re. \$150,000)20 New York state veterinary diagnostic laboratory at Cornell university
21 Avian disease program ... 252,000 (re. \$252,000)22 Cornell university farm family assistance
23 384,000 (re. \$384,000)24 Cornell university integrated pest mangement
25 500,000 (re. \$500,000)26 Cornell university Geneva experiment for state seed inspection program
27 128,000 (re. \$128,000)28 Cornell university golden nematode program
29 62,000 (re. \$62,000)30 Cornell university future farmers of America
31 192,000 (re. \$192,000)32 Cornell university agriculture in the classroom
33 80,000 (re. \$80,000)34 Cornell university association of agricultural educators
35 66,000 (re. \$66,000)

36 New York wine and grape foundation ... 713,000. (re. \$416,000)

37 New York farm viability institute ... 1,221,000 (re. \$1,221,000)

38 For services and expenses of programs to promote dairy excellence,
39 including but not limited to programs at Cornell University.40 Notwithstanding any other provision of law, the director of the
41 budget is hereby authorized to transfer up to \$150,000 of this42 appropriation to state operations for programs including adminis-
43 tration of dairy profit teams ... 150,000 (re. \$150,000)44 For reimbursement for the promotion of agriculture and domestic arts
45 in accordance with article 24 of the agriculture and markets law ...
46 340,000 (re. \$340,000)47 Maple producers association for programs to promote maple syrup
48 100,000 (re. \$100,000)

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

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 New York farm viability institute ... 400,000 (re. \$400,000)
 2 For services and expenses of programs to promote dairy excellence,
 3 including but not limited to programs at Cornell University.
 4 Notwithstanding any other provision of law, the director of the
 5 budget is hereby authorized to transfer up to \$150,000 of this
 6 appropriation to state operations for programs including adminis-
 7 tration of dairy profit teams ... 150,000 (re. \$150,000)
 8 Cornell university future farmers of America
 9 192,000 (re. \$120,000)
 10 Cornell university agriculture in the classroom
 11 80,000 (re. \$28,000)
 12 Cornell university association of agricultural educators
 13 66,000 (re. \$25,000)
 14 For services and expenses related to establishing, improving, and
 15 promoting farmer's markets in Monroe, Ontario, Livingston, Orleans,
 16 Genesee, Wyoming, Steuben, Yates and Wayne counties, in accordance
 17 with a programmatic and financial plan submitted by the commissioner
 18 of agriculture and markets and approved by the director of the budg-
 19 et. No moneys of this appropriation shall be made available until
 20 the Genesee valley regional market authority makes a transfer to the
 21 general fund of the state, as provided for in a chapter of the laws
 22 of 2010 ... 3,000,000 (re. \$2,995,000)

23 By chapter 55, section 1, of the laws of 2009:

24 For services and expenses of programs to promote agricultural economic
 25 development, including but not limited to farmland viability, in
 26 accordance with a programmatic and financial plan to be approved by
 27 the director of the budget. Notwithstanding any other provision of
 28 law, the director of the budget is hereby authorized to transfer up
 29 to \$600,000 of this appropriation to state operations
 30 600,000 (re. \$600,000)
 31 New York farm viability institute ... 400,000 (re. \$400,000)
 32 For additional services and expenses of the New York farm viability
 33 institute ... 2,842,000 (re. \$1,413,000)
 34 Center for dairy excellence administered by the New York farm viabil-
 35 ity institute ... 200,000 (re. \$175,000)
 36 For additional services and expenses of the center for dairy excel-
 37 lence administered by the New York farm viability institute
 38 176,000 (re. \$22,000)
 39 New York state veterinary diagnostic laboratory at Cornell university
 40 New York state cattle health assurance program
 41 360,000 (re. \$31,000)
 42 For services and expenses of apiary inspection. Notwithstanding any
 43 other provision of law, the director of the budget is hereby author-
 44 ized to transfer up to \$200,000 of this appropriation to state oper-
 45 ations ... 200,000 (re. \$148,000)
 46 Cornell university agriculture in the classroom
 47 112,000 (re. \$17,000)

48 By chapter 55, section 1, of the laws of 2009, as amended by chapter 55,
 49 section 1, of the laws of 2010:

50 For services and expenses of an organic farming program.

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

4 By chapter 55, section 1, of the laws of 2008:
5 center for dairy excellence administered by the New York farm viabil-
6 ity institute ... 245,000 (re. \$29,000)
7 For services and expenses of apiary inspection. Notwithstanding any
8 other provision of law, the director of the budget is hereby author-
9 ized to transfer up to \$392,000 of this appropriation to state oper-
10 ations ... 392,000 (re. \$148,000)

11 By chapter 55, section 1, of the laws of 2008, as amended by chapter
12 496, section 6, of the laws of 2008:
13 For services and expenses of programs to promote agricultural economic
14 development, including but not limited to farmland viability, in
15 accordance with a programmatic and financial plan to be approved by
16 the director of the budget. Notwithstanding any other provision of
17 law, the director of the budget is hereby authorized to transfer up
18 to \$2,357,000 of this appropriation to state operations, provided,
19 however, that the amount of this appropriation available for expend-
20 iture and disbursement on and after September 1, 2008 shall be
21 reduced by six percent of the amount that was undisbursed as of
22 August 15, 2008 ... 1,809,000 (re. \$1,125,000)

23 By chapter 55, section 1, of the laws of 2008, as amended by chapter 1,
24 section 4, of the laws of 2009:
25 For services and expenses of the plum pox virus eradication and indem-
26 nity program. Notwithstanding any other provision of law, the direc-
27 tor of the budget is hereby authorized to transfer up to \$376,000 of
28 this appropriation to state operations
29 376,000 (re. \$376,000)

30 By chapter 55, section 1, of the laws of 2007:
31 For services and expenses of programs to promote agricultural economic
32 development, including but not limited to farmland viability, in
33 accordance with a programmatic and financial plan to be approved by
34 the director of the budget. Notwithstanding any other provision of
35 law, the director of the budget is hereby authorized to transfer up
36 to \$1,117,000 of this appropriation to state operations
37 1,117,000 (re. \$68,000)
38 For additional services and expenses of programs to promote agricul-
39 tural economic development, including but not limited to farmland
40 viability, in accordance with a programmatic and financial plan to
41 be approved by the director of the budget. Notwithstanding any other
42 provision of law, the director of the budget is hereby authorized to
43 transfer up to \$118,000 of this appropriation to state operations
44 ... 118,000 (re. \$118,000)
45 For services and expenses of the center for dairy excellence adminis-
46 tered by the New York state farm viability institute
47 750,000 (re. \$53,000)

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,
2 section 1, of the laws of 2008:
3 For services and expenses of the plum pox virus eradication and indem-
4 nity program. Notwithstanding any other provision of law, the direc-
5 tor of the budget is hereby authorized to transfer up to \$500,000 of
6 this appropriation to state operations
7 500,000 (re. \$76,000)
- 8 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,
9 section 1, of the laws of 2010:
10 For additional services and expenses of the farm viability institute
11 ... 400,000 (re. \$57,000)
- 12 Special Revenue Funds - Federal
13 Federal USDA-Food and Nutrition Services Fund
14 Federal Agriculture and Markets Account
- 15 By chapter 53, section 1, of the laws of 2011:
16 For services and expenses of non-point source pollution control, farm-
17 land preservation, and other agricultural programs including subal-
18 location to other state departments and agencies including liabil-
19 ities incurred prior to April 1, 2011. Notwithstanding section 51 of
20 the state finance law and any other provision of law to the contra-
21 ry, the funds appropriated herein may be increased or decreased by
22 transfer from/to appropriations for any prior or subsequent grant
23 period within the same federal fund/program and between state oper-
24 ations and aid to localities to accomplish the intent of this appro-
25 priation, as long as such corresponding prior/subsequent grant peri-
26 ods within such appropriations have been reappropriated as necessary
27 ... 20,000,000 (re. \$20,000,000)
- 28 By chapter 55, section 1, of the laws of 2010:
29 For services and expenses of non-point source pollution control, farm-
30 land preservation, and other agricultural programs including subal-
31 location to other state departments and agencies including liabil-
32 ities incurred prior to April 1, 2010. Notwithstanding section 51 of
33 the state finance law and any other provision of law to the contra-
34 ry, the funds appropriated herein may be increased or decreased by
35 transfer from/to appropriations for any prior or subsequent grant
36 period within the same federal fund/program and between state oper-
37 ations and aid to localities to accomplish the intent of this appro-
38 priation, as long as such corresponding prior/subsequent grant peri-
39 ods within such appropriations have been reappropriated as necessary
40 ... 20,000,000 (re. \$20,000,000)
- 41 By chapter 55, section 1, of the laws of 2009:
42 For services and expenses of non-point source pollution control, farm-
43 land preservation, and other agricultural programs including subal-
44 location to other state departments and agencies including liabil-
45 ities incurred prior to April 1, 2009. Notwithstanding section 51 of
46 the state finance law and any other provision of law to the contra-
47 ry, the funds appropriated herein may be increased or decreased by

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 transfer from/to appropriations for any prior or subsequent grant
2 period within the same federal fund/program and between state oper-
3 ations and aid to localities to accomplish the intent of this appro-
4 priation, as long as such corresponding prior/subsequent grant peri-
5 ods within such appropriations have been reappropriated as necessary
6 ... 20,000,000 (re. \$20,000,000)

COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	31,855,000	28,667,000
4	Special Revenue Funds - Federal	1,413,000	6,827,000
5	Special Revenue Funds - Other	196,000	0
6		-----	-----
7	All Funds	33,464,000	35,494,000
8		=====	=====

9 SCHEDULE

10 ADMINISTRATION PROGRAM 33,244,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For state financial assistance for the arts.
 15 This appropriation may be used for state
 16 financial assistance to nonprofit cultural
 17 organizations offering services to the
 18 general public, including but not limited
 19 to, orchestras, dance companies, museums
 20 and theatre groups including nonprofit
 21 cultural organizations, botanical gardens,
 22 zoos, aquariums and public benefit corpo-
 23 rations offering programs of arts includ-
 24 ing but not limited to those related to
 25 education for elementary and secondary
 26 school pupils. Such programs may include
 27 activities directly undertaken by the
 28 grantee, or indirectly by regranting of
 29 state funds by regional or local arts
 30 councils, among other organizations, to
 31 nonprofit cultural organizations.
 32 Grants, including capital grants, awarded
 33 may be used for programs and activities
 34 relating to arts disciplines including,
 35 but not limited to, architecture, dance,
 36 design, music, theater, media, literature,
 37 museum activities, visual arts, folk arts,
 38 and arts in education programs 31,635,000
 39 -----
 40 Program account subtotal 31,635,000
 41 -----

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

COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

1	For financial assistance to nonprofit	
2	cultural organizations	1,413,000
3		-----
4	Program account subtotal	1,413,000
5		-----
6	Special Revenue Funds - Other	
7	Arts Capital Revolving Fund	
8	Arts Capital Revolving Account	
9	For services and expenses of the arts capi-	
10	tal revolving loan fund	196,000
11		-----
12	Program account subtotal	196,000
13		-----
14	EMPIRE STATE PLAZA PERFORMING ARTS CENTER CORPORATION	
15	PROGRAM	220,000
16		-----
17	General Fund	
18	Local Assistance Account	
19	For state financial assistance for the	
20	empire state plaza performing arts center	
21	corporation	220,000
22		-----

COUNCIL ON THE ARTS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For state financial assistance for the arts. This appropriation may be
6 used for state financial assistance to nonprofit cultural organiza-
7 tions offering services to the general public, including but not
8 limited to, orchestras, dance companies, museums and theatre groups
9 including nonprofit cultural organizations, botanical gardens, zoos,
10 aquariums and public benefit corporations offering programs of arts
11 related education for elementary and secondary school pupils. Such
12 programs may include activities directly undertaken by the grantee,
13 or indirectly by regranteeing of state funds by regional or local arts
14 councils, among other organizations, to nonprofit cultural organiza-
15 tions.

16 Grants, including capital grants, awarded may be used for programs and
17 activities relating to arts disciplines including, but not limited
18 to, architecture, dance, design, music, theater, media, literature,
19 museum activities, visual arts, folk arts, and arts in education
20 programs ... 31,635,000 (re. \$28,667,000)

21 Special Revenue Funds - Federal

22 Federal Operating Grants Fund

23 Council on the Arts Account

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

25 For financial assistance to nonprofit cultural organizations
26 2,413,000 (re. \$2,413,000)

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

28 For financial assistance to nonprofit cultural organizations
29 2,413,000 (re. \$1,450,000)

30 By chapter 53, section 1, of the laws of 2009:

31 For financial assistance to nonprofit cultural organizations
32 2,413,000 (re. \$1,598,000)

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

34 For financial assistance to nonprofit cultural organizations
35 1,413,000 (re. \$633,000)

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

37 For financial assistance to nonprofit cultural organizations for the
38 grant period July 1, 2007 to June 30, 2008
39 1,513,000 (re. \$733,000)

DEPARTMENT OF AUDIT AND CONTROL

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	32,025,000	0
4		-----	-----
5	All Funds	32,025,000	0
6		=====	=====

7 SCHEDULE

8	STATE OPERATIONS PROGRAM	32,025,000
9		-----

10 General Fund
11 Local Assistance Account

12 For state reimbursements to cities, towns,
13 or villages for payments made for special
14 accidental death benefits made pursuant to
15 section 208-f of the general municipal
16 law, including the payment of liabilities
17 incurred prior to April 1, 2012 and for
18 state reimbursement to New York city for
19 payments made for special accidental death
20 benefits to beneficiaries of first respon-
21 ders to the world trade center attack made
22 pursuant to section 208-f of the general
23 municipal law, including the payment of
24 liabilities incurred prior to April 1,
25 2012. Notwithstanding the provisions of
26 any other law to the contrary, for state
27 fiscal year 2012-2013 the liability of the
28 state and the amount to be distributed or
29 otherwise expended by the state pursuant
30 to section 208-f of the general municipal
31 law shall be limited to the amount appro-
32 priated 32,025,000
33 -----

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	1,295,976,990	0
4		-----	-----
5	All Funds	1,295,976,990	0
6		=====	=====

7 SCHEDULE

8 CITY UNIVERSITY--COMMUNITY COLLEGES 184,110,790
 9 -----

10 General Fund
 11 Local Assistance Account

12 OPERATING ASSISTANCE

13 For state financial assistance, net of
 14 disallowances, for operating expenses of
 15 community colleges to be expended pursuant
 16 to regulations developed jointly by the
 17 state university trustees and the city
 18 university trustees and approved by the
 19 director of the budget, and shall include
 20 funds available on a matching basis to
 21 implement programs for the provision of
 22 education and training services to indi-
 23 viduals eligible under the federal
 24 personal responsibility and work opportu-
 25 nity reconciliation act of 1996.

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

32 Notwithstanding any other law, rule, or
 33 regulation to the contrary, full funding
 34 for aidable community college enrollment
 35 for the college fiscal year 2012-13 and
 36 heretofore as provided under this appro-
 37 priation is determined by the operating
 38 aid formulas defined in rules and regu-
 39 lations developed jointly by the boards of
 40 trustees of the state and city universi-
 41 ties and approved by the director of the
 42 budget provided that the local sponsor may
 43 use funds contained in reserves for excess
 44 student revenue for operating support of a
 45 community college program even though said

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 expenditures may cause expenses and
 2 student revenues to exceed one-third of
 3 the college's net operating budget for the
 4 college fiscal year 2012-13 provided that
 5 such funds do not cause the college's
 6 revenue from the local sponsor's contribu-
 7 tion in aggregate to be less than the
 8 comparable amounts for the previous commu-
 9 nity college fiscal year and further
 10 provided that pursuant to standards and
 11 regulations of the state university trus-
 12 tees and the city university trustees for
 13 the college fiscal year 2012-13, community
 14 colleges may increase tuition and fees
 15 above that allowable under current educa-
 16 tion law if such standards and regulations
 17 require that in order to exceed the
 18 tuition limit otherwise set forth in the
 19 education law, local sponsor contributions
 20 either in the aggregate or for each full-
 21 time equivalent student shall be no less
 22 than the comparable amounts for the previ-
 23 ous community college fiscal year 172,287,300

24 CATEGORICAL PROGRAMS

25 For the payment of aid for community college
 26 categorical programs to be distributed to
 27 the colleges according to guidelines
 28 established by the city university trus-
 29 tees:
 30 For services and expenses related to the
 31 establishment, renovation, alteration,
 32 expansion, improvement or operation of
 33 child care centers for the benefit of
 34 students at the community college campuses
 35 of the city university of New York,
 36 provided that matching funds of at least
 37 35 percent from nonstate sources be made
 38 available 813,100
 39 For payment of rental aid 8,247,000
 40 For state financial assistance for community
 41 college contract courses and work force
 42 development 1,880,000
 43 For student financial assistance to expand
 44 opportunities in the community colleges of
 45 the city university for the educationally
 46 and economically disadvantaged in accord-
 47 ance with section 6452 of the education
 48 law 883,390
 49 -----

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 CITY UNIVERSITY--SENIOR COLLEGES 1,104,866,200
 2 -----

3 General Fund

4 Local Assistance Account

5 CITY UNIVERSITY--SENIOR COLLEGE PROGRAMS

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

14 Notwithstanding paragraphs 3 and 4 of subdi-
 15 vision A of section 6221 of the education
 16 law, the amount appropriated herein shall
 17 constitute the maximum state payment for
 18 the 2012-13 state fiscal year beginning
 19 April 1, 2012 to the city of New York, of
 20 which \$428,000,000 is a state liability to
 21 the city for the period beginning April 1,
 22 2012 through June 30, 2013, for reimburse-
 23 ment of costs incurred by the city at any
 24 time during the 2011-12 academic year.

25 Notwithstanding any inconsistent provision
 26 of law, the dormitory authority of the
 27 state of New York may issue bonds for the
 28 purpose of reimbursing equipment disburse-
 29 ments subject to subdivision 14 of section
 30 1680 of the public authorities law and
 31 upon transfer of bond proceeds for equip-
 32 ment disbursements, from the city univer-
 33 sity special revenue fund, facilities and
 34 planning income reimbursable account (NA)
 35 to an account of the city of New York, the
 36 general fund appropriations herein shall
 37 be reduced by amounts equivalent to such
 38 transfers but in no event less than
 39 \$20,000,000 for the 12-month period begin-
 40 ning July 1, 2012; the transfer of such
 41 bond proceeds shall immediately and equiv-
 42 alently reduce the general fund amounts
 43 appropriated herein; and the portions of
 44 such general fund appropriations so
 45 affected shall have no further force or
 46 effect.

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

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 an amount equal to the net operating
 2 expenses of the senior college approved
 3 programs and services which shall equal
 4 the total operating expenses of approved
 5 programs and services less:
 6 (a) all excess tuition and instructional
 7 and noninstructional fees attributable
 8 to the senior colleges received from the
 9 city university construction fund;
 10 (b) miscellaneous revenue and fees,
 11 including bad debt recoveries and income
 12 fund reimbursable cost recoveries;
 13 (c) pursuant to section 6221 of the educa-
 14 tion law, a representative share of the
 15 operating costs of those activities
 16 within central administration and univ-
 17 ersity-wide programs which, as deter-
 18 mined by the state budget director,
 19 relate jointly to the senior colleges
 20 and community colleges, and New York
 21 city support for associate degree
 22 programs at the College of Staten Island
 23 and Medgar Evers College and notwith-
 24 standing any other provision of law,
 25 rule or regulation, New York city
 26 support for associate degree programs at
 27 New York city college of technology and
 28 John Jay college, with such support
 29 based on the 2009-10 full-time equiv-
 30 alent (FTE) associate degree enrollments
 31 at these campuses and calculated using
 32 the New York city contribution per city
 33 university community college FTE in the
 34 2009-10 base year, totaling \$32,275,000.
 35 Items (a) and (b) of the foregoing shall be
 36 hereafter referred to as the senior
 37 college revenue offset, and item (c) as
 38 the central administration and universi-
 39 ty-wide programs offset.
 40 In no event shall the state support for the
 41 operating expenses of the senior college
 42 approved programs and services for the
 43 12-month period beginning July 1, 2012
 44 exceed \$1,119,266,900 1,104,366,200
 45 For services and expenses of the Joseph
 46 Murphy Institute 500,000
 47 -----
 48 CITY UNIVERSITY--SENIOR COLLEGE PENSION PAYMENTS 2,000,000
 49 -----
 50 General Fund

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 Local Assistance Account

2 For payment of financial assistance to the
3 city of New York for certain costs of
4 retirement incentive programs and other
5 liabilities attributable to employee
6 retirement systems and for special pension
7 payments attributable to employees of the
8 senior colleges of the city university of
9 New York pursuant to chapters 975, 976,
10 and 977 of the laws of 1977, in accordance
11 with section 6231 of the education law and
12 chapter 958 of the laws of 1981, as
13 amended 2,000,000
14 -----

15 METROPOLITAN COMMUTER TRANSPORTATION MOBILITY TAX 5,000,000
16 -----

17 General Fund

18 Local Assistance Account

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

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	20,171,000	6,779,000
4	Internal Service Funds	11,000,000	13,800,000
5		-----	-----
6	All Funds	31,171,000	20,579,000
7		=====	=====

8 SCHEDULE

9 COMMUNITY SUPERVISION PROGRAM 16,971,000
10 -----

11 General Fund
12 Local Assistance Account

13 For payment of services and expenses relat-
14 ing to the operation of a program with the
15 center for employment opportunities to
16 assist with vocational or employment
17 skills training or the attainment of
18 employment 1,029,000

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

26 -----
27 Program account subtotal 5,971,000
28 -----

29 Internal Service Funds
30 Miscellaneous Internal Service Fund
31 Neighborhood Work Project Account

32 For services and expenses related to estab-
33 lishing and administering a vocational
34 training program for parolees, other
35 offenders, or former inmates from city of
36 New York jails participating in community
37 based programs with the center for employ-
38 ment opportunities. Notwithstanding any
39 other provision of law to the contrary,
40 the chairman of the board of parole, or a
41 designated officer of the department of
42 corrections and community supervision may
43 authorize participants to perform service
44 projects at sites made available by any

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES 2012-13

1	state or local government or public bene-	
2	fit corporation	11,000,000
3		-----
4	Program account subtotal	11,000,000
5		-----
6	HEALTH SERVICES PROGRAM	14,000,000
7		-----
8	General Fund	
9	Local Assistance Account	
10	Notwithstanding any inconsistent provision	
11	of law, the money hereby appropriated may	
12	be used for the payment of prior year	
13	liabilities and may be increased or	
14	decreased by interchange or transfer with	
15	any other general fund appropriation with-	
16	in the department of corrections and	
17	community supervision with the approval of	
18	the director of the budget. A portion of	
19	these funds may be transferred or sub-al-	
20	located to the department of health or	
21	other state agencies.	
22	For the state share of medical assistance	
23	services expenses incurred by the depart-	
24	ment of corrections and community super-	
25	vision related to the provision of medical	
26	assistance services to inmates	14,000,000
27		-----
28	SUPPORT SERVICES PROGRAM	200,000
29		-----
30	General Fund	
31	Local Assistance Account	
32	For services and expenses of localities for	
33	the housing and board of felony offenders	
34	pursuant to section 601-c of the	
35	correction law	200,000
36		-----

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 SUPPORT SERVICES PROGRAM

2 General Fund

3 Local Assistance Account

4 By chapter 50, section 1, of the laws of 2008, as amended by chapter
5 496, section 1, of the laws of 2008:

6 For services and expenses of localities for the housing and board of
7 coram nobis prisoners in accordance with section 601-b of the
8 correction law, felony offenders in accordance with subdivision 2 of
9 section 601-c of the correction law, and prisoners pursuant to
10 section 95 of the correction law. Notwithstanding any other
11 provision of law to the contrary, payments certified to the commis-
12 sioner by the appropriate local official for the care of such pris-
13 oners and made pursuant to this appropriation for liabilities
14 incurred on or after September 1, 2008 shall be paid at the follow-
15 ing per day per capita rates: per diem per capita reimbursement
16 pursuant to section 601-b of the correction law shall not exceed
17 \$18.80, and per diem per capita reimbursement pursuant to subdivi-
18 sion 2 of section 601-c of the correction law shall not exceed
19 \$37.60 ... 5,880,000 (re. \$5,779,000)

20 COMMUNITY SUPERVISION PROGRAM

21 General Fund

22 Local Assistance Account

23 By chapter 50, section 1, of the laws of 2010, as transferred by chapter
24 53, section 1, of the laws of 2011:

25 Notwithstanding the provisions of section 259-i of the executive law,
26 payments made pursuant to this appropriation for liabilities
27 incurred on or after April 1, 2006, but prior to September 1, 2008,
28 shall be paid by the state at the actual per day per capita cost, as
29 certified to the commissioner of correctional services by the appro-
30 priate local official, for the care of such prisoners; provided
31 however, such per diem per capita reimbursement for such period
32 pursuant to subdivision 3 of section 259-i of the executive law
33 shall not exceed \$40 and for such per diem per capita reimbursement
34 for the period on or after September 1, 2008 but prior to April 1,
35 2009 pursuant to subdivision 3 of section 259-i of the executive law
36 shall not exceed \$37.60 ... 5,000,000 (re. \$1,000,000)

37 Internal Service Funds

38 Miscellaneous Internal Service Fund

39 Neighborhood Work Project Account

40 By chapter 50, section 1, of the laws of 2011:

41 For services and expenses related to establishing and administering a
42 vocational training program for parolees, other offenders, or former
43 inmates from city of New York jails participating in community based
44 programs with the center for employment opportunities. Notwith-
45 standing any other provision of law to the contrary, the chairman of

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 the board of parole, or a designated officer of the department of
2 corrections and community supervision may authorize participants to
3 perform service projects at sites made available by any state or
4 local government or public benefit corporation
5 11,000,000 (re. \$7,500,000)

6 By chapter 50, section 1, of the laws of 2010, as transferred by chapter
7 53, section 1, of the laws of 2011:

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

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	109,652,000	98,711,000
4	Special Revenue Funds - Federal	23,550,000	78,629,000
5	Special Revenue Funds - Other	28,363,000	41,927,600
6		-----	-----
7	All Funds	161, 565,000	219,267,600
8		=====	=====

9 SCHEDULE

10 CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM 161,565,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For prosecutorial services of counties, to
 15 be distributed in the same manner as the
 16 prior year or through a competitive proc-
 17 ess 10,680,000

18 For payment to the New York state district
 19 attorneys association and the New York
 20 state prosecutors training institute for
 21 services and expenses related to the pros-
 22 ecution of crimes and the provision of
 23 continuing legal education, training, and
 24 support for medicaid fraud prosecution 2,304,000

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

29 For grants to counties for district attorney
 30 salaries. Notwithstanding the provisions
 31 of subdivisions 10 and 11 of section 700
 32 of the county law or any other law to the
 33 contrary, for state fiscal year 2012-13
 34 the state reimbursement to counties for
 35 district attorney salaries shall be equal
 36 to the amount received by a county for
 37 such purpose in 2011-12 and forty percent
 38 of the difference between the minimum
 39 salary for a full-time district attorney
 40 established pursuant to section 183-a of
 41 the judiciary law prior to April 1, 2012,
 42 and the minimum salary on or after April
 43 1, 2012 2,812,000

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

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 For payment of state aid for expenses of
2 crime laboratories for accreditation,
3 training, capacity enhancement and lab
4 related services to maintain the quality
5 and reliability of forensic services to
6 criminal justice agencies, distributed
7 through a competitive process, which
8 includes an evaluation of the effective-
9 ness of such process. Some of these funds
10 herein appropriated may be transferred to
11 state operations and may be suballocated
12 to other state agencies 6,635,000
13 For payment of state aid for Westchester
14 county policing program 1,984,000
15 For reimbursement of the services and
16 expenses of municipal corporations, public
17 authorities, the division of state police,
18 authorized police departments of state
19 public authorities or regional state park
20 commissions for the purchase of ballistic
21 soft body armor vests, such sum shall be
22 payable on the audit and warrant of the
23 state comptroller on vouchers certified by
24 the commissioner of the division of crimi-
25 nal justice services and the chief admin-
26 istrative officer of the municipal corpo-
27 ration, public authority, or state entity
28 making requisition and purchase of such
29 vests. A portion of these funds may be
30 transferred to state operations and may be
31 suballocated to other state agencies 513,000
32 For services and expenses of the drug diver-
33 sion program in the same manner as the
34 prior year or through a competitive proc-
35 ess 618,000
36 For services and expenses of programs aimed
37 at promoting the successful re-entry of
38 criminal offenders into their communities,
39 including local re-entry task forces, to
40 be distributed through a competitive proc-
41 ess, which will include an evaluation of
42 the effectiveness of such process 3,063,000
43 For services and expenses of operation
44 IMPACT including anti-gun trafficking
45 initiative as allocated and distributed by
46 competitive process which includes an
47 evaluation of the effectiveness of such
48 process 15,219,000
49 For defense services to be distributed in
50 the same manner as the prior year or
51 through a competitive process 5,507,000

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 For payment to New York state defenders
2 association for services and expenses
3 related to the provision of training and
4 other assistance 1,089,000
5 For payment of state aid to counties and the
6 city of New York for the operation of
7 local probation departments subject to the
8 approval of the director of the budget.
9 Notwithstanding any other provisions of law,
10 the state aid for probationary services to
11 counties and the city of New York shall be
12 distributed to counties and the city of
13 New York pursuant to a plan prepared by
14 the commissioner of criminal justice
15 services and approved by the director of
16 the budget which shall be to the greatest
17 extent possible, distributed in a manner
18 consistent with the prior year distrib-
19 ution amounts 44,876,000
20 For payment of state aid to counties and the
21 city of New York for local alternatives to
22 incarceration, pursuant to article 13-A of
23 the executive law. Notwithstanding any
24 other provision of law, the total amount
25 for state assistance may be provided to
26 participating counties and the city of New
27 York in the same proportion of the appro-
28 priation as received during the preceding
29 fiscal year, pursuant to a plan submitted
30 by the commissioner of the division of
31 criminal justice services and approved by
32 the director of the budget 3,245,000
33 For payments to not-for-profit and govern-
34 ment operated programs providing alterna-
35 tives to incarceration, to be distributed
36 pursuant to existing contracts or through
37 a competitive process which includes an
38 evaluation of the effectiveness of such
39 process 3,973,000
40 For payment of state aid to counties and the
41 city of New York for local alternatives to
42 incarceration that provide alcohol and
43 substance abuse treatment programs and
44 services and other related interventions,
45 pursuant to section 266 of article 13-A of
46 the executive law 1,914,000
47 For payment as assistance to localities to
48 provide supervision and treatment of
49 offenders by public or not-for-profit
50 agencies. Eligible services shall include
51 but not be limited to substance abuse
52 assessments, treatment program placement,

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 monitoring client compliance with treat-
 2 ment programs, outpatient and residential
 3 treatment, TASC program services, drug
 4 treatment, and alternatives to prison
 5 programs. Funds shall be awarded on a
 6 competitive basis and shall be available
 7 for up to 100 percent of program costs
 8 incurred. In no event shall any part of
 9 these funds be used to replace expendi-
 10 tures previously incurred for such
 11 services 469,000
 12 For services and expenses of programs that
 13 provide alternatives to incarceration for
 14 eligible individuals and families whose
 15 income do not exceed 200 percent of the
 16 federal poverty level 2,622,000
 17 For residential centers providing services
 18 to individuals on probation and for commu-
 19 nity corrections programs to be distrib-
 20 uted in the same manner as the prior year
 21 or through a competitive process 1,000,000
 22 -----
 23 Program account subtotal 109,652,000
 24 -----
 25 Special Revenue Funds - Federal
 26 Federal Operating Grants Fund
 27 Miscellaneous Discretionary Account
 28 Funds herein appropriated may be used to
 29 disburse unanticipated federal grants in
 30 support of state and local programs to
 31 prevent crime, support law enforcement,
 32 improve the administration of justice, and
 33 assist victims. A portion of these funds
 34 may be transferred to state operations and
 35 may be suballocated to other state agen-
 36 cies 7,250,000
 37 -----
 38 Program account subtotal 7,250,000
 39 -----
 40 Special Revenue Funds - Federal
 41 Federal Operating Grants Fund
 42 Crime Identification and Technology Account
 43 For services and expenses related to iden-
 44 tification technology grants including,
 45 but not limited to, crime lab improvement
 46 and DNA programs. A portion of these funds
 47 may be transferred to state operations and

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 may be suballocated to other state agen-
2 cies 2,250,000
3 -----
4 Program account subtotal 2,250,000
5 -----

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

9 For services and expenses related to the
10 federal Edward Byrne memorial justice
11 assistance formula program, including
12 enhanced prosecution, enhanced defense,
13 local law enforcement programs, youth
14 violence and/or crime reduction programs,
15 crime laboratories, re-entry services, and
16 judicial diversion and alternative to
17 incarceration programs. Funds appropriated
18 herein shall be expended pursuant to a
19 plan developed by the commissioner of
20 criminal justice services and approved by
21 the director of the budget. A portion of
22 these funds may be transferred to state
23 operations and/or suballocated to other
24 state agencies 4,400,000
25 -----
26 Program account subtotal 4,400,000
27 -----

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

31 For payment of federal aid to localities
32 juvenile accountability incentive block
33 grant moneys pursuant to an allocation
34 plan developed by the commissioner of the
35 division of criminal justice services. A
36 portion of these funds may be transferred
37 to state operations and may be suballo-
38 cated to other state agencies 1,750,000
39 -----
40 Program account subtotal 1,750,000
41 -----

42 Special Revenue Funds - Federal
43 Federal Operating Grants Fund
44 Juvenile Justice and Delinquency Prevention Formula
45 Account

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1	For payment of federal aid to localities	
2	pursuant to the provisions of the federal	
3	juvenile justice and delinquency	
4	prevention act in accordance with a	
5	distribution plan determined by the juve-	
6	nile justice advisory group and affirmed	
7	by the commissioner of the division of	
8	criminal justice services. A portion of	
9	these funds may be transferred to state	
10	operations and may be suballocated to	
11	other state agencies	2,050,000
12	For payment of federal aid to localities	
13	pursuant to the provisions of title V of	
14	the juvenile justice and delinquency	
15	prevention act of 1974, as amended for	
16	local delinquency prevention programs,	
17	including sub-allocation to state oper-	
18	ations for the administration of this	
19	grant in accordance with a distribution	
20	plan determined by the juvenile justice	
21	advisory group and affirmed by the commis-	
22	sioner of the division of criminal justice	
23	services.	
24	For services and expenses associated with	
25	the juvenile justice and delinquency	
26	prevention formula account. A portion of	
27	these funds may be transferred to state	
28	operations and may be suballocated to	
29	other state agencies	100,000
30		-----
31	Program account subtotal	2,150,000
32		-----
33	Special Revenue Funds - Federal	
34	Federal Operating Grants Fund	
35	Violence Against Women Account	
36	For payment of federal aid to localities	
37	pursuant to an expenditure plan developed	
38	by the commissioner of the division of	
39	criminal justice services, provided howev-	
40	er that up to 10 percent of the amount	
41	herein appropriated may be used for	
42	program administration. A portion of these	
43	funds may be transferred to state oper-	
44	ations and may be suballocated to other	
45	state agencies	5,750,000
46		-----
47	Program account subtotal	5,750,000
48		-----
49	Special Revenue Funds - Other	

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1	Miscellaneous Special Revenue Fund	
2	Crimes Against Revenue Program Account	
3	For payment to district attorneys who	
4	participate in the crimes against revenue	
5	program to be distributed according to a	
6	plan developed by the commissioner of the	
7	division of criminal justice services, in	
8	consultation with the department of taxa-	
9	tion and finance, and approved by the	
10	director of the budget	16,000,000
11		-----
12	Program account subtotal	16,000,000
13		-----
14	Special Revenue Funds - Other	
15	Miscellaneous Special Revenue Fund	
16	Legal Services Assistance Account	
17	For prosecutorial services of counties, to	
18	be distributed in the same manner as the	
19	prior year or through a competitive proc-	
20	ess	2,592,000
21	For defense services to be distributed in	
22	the same manner as the prior year or	
23	through a competitive process	2,592,000
24	For services and expenses of the district	
25	attorney and indigent legal services	
26	attorney loan forgiveness program pursuant	
27	to section 679-e of the education law.	
28	These funds may be suballocated to the	
29	higher education services corporation	2,430,000
30	For services and expenses of statewide indi-	
31	gent legal services for persons reentering	
32	communities from state facilities	1,000,000
33		-----
34	Program account subtotal	8,614,000
35		-----
36	Special Revenue Funds - Other	
37	State Police and Motor Vehicle Law Enforcement Fund	
38	Motor Vehicle Theft and Insurance Fraud Account	
39	For services and expenses associated with	
40	local anti-auto theft programs, in accord-	
41	ance with section 89-d of the state	
42	finance law, distributed through a compet-	
43	itive process	3,749,000
44		-----
45	Program account subtotal	3,749,000
46		-----

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM

2 General Fund

3 Local Assistance Account

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

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

7 10,680,000 (re. \$7,155,000)

8 For payment to the New York state district attorneys association and
9 the New York state prosecutors training institute for services and
10 expenses related to the prosecution of crimes and the provision of
11 continuing legal education, training, and support for medicaid fraud
12 prosecution ... 2,304,000 (re. \$2,304,000)13 For services and expenses associated with a witness protection program
14 pursuant to a plan developed by the commissioner of the division of
15 criminal justice services ... 304,000 (re. \$304,000)16 For grants to counties for district attorney salaries. Notwithstanding
17 the provisions of subdivisions 10 and 11 of section 700 of the coun-
18 ty law or any other law to the contrary, for state fiscal year
19 2011-12 the liability of the state and the amount to be distributed
20 or otherwise expended by the state pursuant to subdivisions 10 and
21 11 of section 700 of the county law shall be limited to the amount
22 appropriated herein and shall be determined by first calculating the
23 amount of the expenditure or other liability pursuant to such law,
24 and then reducing the amount so calculated proportionately

25 2,282,000 (re. \$634,000)

26 Payment of state aid for expenses of the special narcotics prosecutor
27 ... 825,000 (re. \$380,000)28 For payment of state aid for expenses of crime laboratories for
29 accreditation, training, capacity enhancement and lab related
30 services to maintain the quality and reliability of forensic
31 services to criminal justice agencies, distributed through a compet-
32 itive process, which includes an evaluation of the effectiveness of
33 such process. Some of these funds herein appropriated may be trans-
34 ferred to state operations and may be suballocated to other state
35 agencies ... 6,635,000 (re. \$6,617,000)

36 For payment of state aid for Westchester county policing program

37 1,984,000 (re. \$992,000)

38 For reimbursement of the services and expenses of municipal corpo-
39 rations, public authorities, the division of state police, author-
40 ized police departments of state public authorities or regional
41 state park commissions for the purchase of ballistic soft body armor
42 vests, such sum shall be payable on the audit and warrant of the
43 state comptroller on vouchers certified by the commissioner of the
44 division of criminal justice services and the chief administrative
45 officer of the municipal corporation, public authority, or state
46 entity making requisition and purchase of such vests. A portion of
47 these funds may be transferred to state operations and may be subal-
48 located to other state agencies ... 513,000 (re. \$513,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses of the drug diversion program in the same
2 manner as the prior year or through a competitive process
3 618,000 (re. \$362,000)
4 For services and expenses of programs aimed at promoting the success-
5 ful re-entry of criminal offenders into their communities, including
6 local re-entry task forces, to be distributed through a competitive
7 process, which will include an evaluation of the effectiveness of
8 such process ... 3,063,000 (re. \$3,063,000)
9 For services and expenses of operation IMPACT including anti-gun traf-
10 ficking initiative as allocated and distributed by competitive proc-
11 ess which includes an evaluation of the effectiveness of such proc-
12 ess ... 15,219,000 (re. \$14,600,000)
13 For defense services to be distributed in the same manner as the prior
14 year or through a competitive process
15 5,507,000 (re. \$1,919,000)
16 For payment of state aid to counties and the city of New York for the
17 operation of local probation departments subject to the approval of
18 the director of the budget.
19 Notwithstanding any other provisions of law, the state aid for proba-
20 tionary services to counties and the city of New York shall be
21 distributed to counties and the city of New York pursuant to a plan
22 prepared by the commissioner of criminal justice services and
23 approved by the director of the budget which shall be to the great-
24 est extent possible, distributed in a manner consistent with the
25 prior year distribution amounts
26 44,057,000 (re. \$22,871,000)
27 For payment of state aid to counties and the city of New York for
28 local alternatives to incarceration, pursuant to article 13-A of the
29 executive law. Notwithstanding any other provision of law, the total
30 amount for state assistance may be provided to participating coun-
31 ties and the city of New York in the same proportion of the appro-
32 priation as received during the preceding fiscal year, pursuant to
33 regulations issued by the division of criminal justice services ...
34 3,245,000 (re. \$3,139,000)
35 For payments to not-for-profit and government operated programs
36 providing alternatives to incarceration, to be distributed pursuant
37 to existing contracts or through a competitive process which
38 includes an evaluation of the effectiveness of such process
39 3,973,000 (re. \$3,458,000)
40 For payment of state aid to counties and the city of New York for
41 local alternatives to incarceration that provide alcohol and
42 substance abuse treatment programs and services and other related
43 interventions, pursuant to section 266 of article 13-A of the execu-
44 tive law ... 1,914,000 (re. \$1,886,000)
45 For payment as assistance to localities to provide supervision and
46 treatment for at-risk youth or offenders by public or not-for-profit
47 agencies to be distributed pursuant to existing contracts or through
48 a competitive process which includes an evaluation of the effective-
49 ness of such process ... 819,000 (re. \$789,000)
50 For payment as assistance to localities to provide supervision and
51 treatment of offenders by public or not-for-profit agencies. Eligi-
52 ble services shall include but not be limited to substance abuse

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 assessments, treatment program placement, monitoring client compli-
2 ance with treatment programs, outpatient and residential treatment,
3 TASC program services, drug treatment, and alternatives to prison
4 programs. Funds shall be awarded on a competitive basis and shall be
5 available for up to 100 percent of program costs incurred. In no
6 event shall any part of these funds be used to replace expenditures
7 previously incurred for such services
8 469,000 (re. \$439,000)
9 For services and expenses of programs that provide alternatives to
10 incarceration for eligible individuals and families whose income do
11 not exceed 200 percent of the federal poverty level
12 2,622,000 (re. \$2,622,000)
13 For residential centers providing services to individuals on probation
14 ... 1,000,000 (re. \$1,000,000)
15 For additional payments to the New York state defenders association
16 for services and expenses related to the provision of training and
17 other assistance ... 186,000 (re. \$186,000)
18 For services and expenses of consolidation and operation of public
19 safety answering points in Oneida county funds to be suballocated to
20 the division of homeland security and emergency services
21 600,000 (re. \$600,000)

22 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,
23 section 2, of the laws of 2011:
24 For services and expenses related to the operations of the center for
25 employment opportunities ... 1,000,000 (re. \$1,000,000)

26 By chapter 50, section 1, of the laws of 2010:
27 For payment to the New York state district attorneys association and
28 the New York state prosecutors training institute for services and
29 expenses related to the prosecution of crimes and the provision of
30 continuing legal education, training, and support for medicaid fraud
31 prosecution ... 2,502,000 (re. \$1,025,000)
32 For payment of state aid for expenses of crime laboratories for
33 accreditation, training, capacity enhancement and lab related
34 services to maintain the quality and reliability of forensic
35 services to criminal justice agencies, distributed through a compet-
36 itive process, which includes an evaluation of the effectiveness of
37 such process. Some of these funds herein appropriated may be trans-
38 ferred to state operations and may be suballocated to other state
39 agencies ... 7,207,000 (re. \$955,000)
40 For services and expenses of programs aimed at promoting the success-
41 ful re-entry of criminal offenders into their communities, including
42 local re-entry task forces, to be distributed through a competitive
43 process, which will include an evaluation of the effectiveness of
44 such process ... 3,327,000 (re. \$1,991,000)
45 For services and expenses of operation IMPACT including anti-gun traf-
46 ficking initiative as allocated and distributed by competitive proc-
47 ess which includes an evaluation of the effectiveness of such proc-
48 ess ... 15,683,000 (re. \$2,586,000)
49 For payment of state aid to counties and the city of New York for
50 local alternatives to incarceration, pursuant to article 13-A of the

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 executive law. Notwithstanding any other provision of law, the total
2 amount for state assistance may be provided to participating coun-
3 ties and the city of New York in the same proportion of the appro-
4 priation as received during the preceding fiscal year, pursuant to
5 regulations issued by the division of criminal justice services
6 3,524,000 (re. \$1,839,000)
7 For payments to not-for-profit and government operated programs
8 providing alternatives to incarceration, to be distributed pursuant
9 to existing contracts or through a competitive process which
10 includes an evaluation of the effectiveness of such process
11 4,315,000 (re. \$640,000)
12 For payment of state aid to counties and the city of New York for
13 local alternatives to incarceration that provide alcohol and
14 substance abuse treatment programs and services and other related
15 interventions, pursuant to section 266 of article 13-A of the execu-
16 tive law ... 2,079,000 (re. \$1,121,000)
17 For payment as assistance to localities to provide supervision and
18 treatment for at-risk youth or offenders by public or not-for-profit
19 agencies to be distributed pursuant to existing contracts or through
20 a competitive process which includes an evaluation of the effective-
21 ness of such process ... 889,000 (re. \$196,000)
22 For services and expenses of programs that provide alternatives to
23 incarceration for eligible individuals and families whose income do
24 not exceed 200 percent of the federal poverty level
25 2,848,000 (re. \$1,702,000)

26 By chapter 50, section 1, of the laws of 2009:
27 For payment to the New York state district attorneys association and
28 the New York state prosecutors training institute for services and
29 expenses related to the prosecution of crimes and the provision of
30 continuing legal education, training, and support for medicaid fraud
31 prosecution ... 2,780,000 (re. \$2,603,000)
32 For payment of state aid for expenses of crime laboratories for
33 accreditation, training, capacity enhancement and lab related
34 services to maintain the quality and reliability of forensic
35 services to criminal justice agencies, distributed through a compet-
36 itive process, which includes an evaluation of the effectiveness of
37 such process. Some of these funds herein appropriated may be trans-
38 ferred to state operations and may be suballocated to other state
39 agencies ... 8,008,000 (re. \$759,000)
40 For reimbursement of the services and expenses of municipal corpo-
41 rations, public authorities, the division of state police, author-
42 ized police departments of state public authorities or regional
43 state park commissions for the purchase of ballistic soft body armor
44 vests, such sum shall be payable on the audit and warrant of the
45 state comptroller on vouchers certified by the commissioner of the
46 division of criminal justice services and the chief administrative
47 officer of the municipal corporation, public authority, or state
48 entity making requisition and purchase of such vests. A portion of
49 these funds may be transferred to state operations and may be subal-
50 located to other state agencies ... 619,000 (re. \$610,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

7 By chapter 50, section 1, of the laws of 2009, as transferred by chapter
8 50, section 1, of the laws of 2010:

9 For payment of state aid to counties and the city of New York for
10 local alternatives to incarceration, pursuant to article 13-A of the
11 executive law. Notwithstanding any other provision of law, the total
12 amount for state assistance may be provided to participating coun-
13 ties and the city of New York in the same proportion of the appro-
14 priation as received during the preceding fiscal year, pursuant to
15 regulations issued by the division of probation and correctional
16 alternatives ... 3,916,000 (re. \$801,000)

17 For payment of state aid to counties and the city of New York for
18 local alternatives to incarceration that provide alcohol and
19 substance abuse treatment programs and services and other related
20 interventions, pursuant to section 266 of article 13-A of the execu-
21 tive law ... 2,310,000 (re. \$1,167,000)

22 For payment as assistance to localities to provide supervision and
23 treatment for at-risk youth or offenders by public or not-for-profit
24 agencies to be distributed pursuant to existing contracts or through
25 a competitive process which includes an evaluation of the effective-
26 ness of such process ... 988,000 (re. \$646,000)

27 For services and expenses of programs that provide alternatives to
28 incarceration for eligible individuals and families whose income do
29 not exceed 200 percent of the federal poverty level
30 3,164,000 (re. \$711,000)

31 For payments to not-for-profit and government operated programs
32 providing alternatives to incarceration, to be distributed pursuant
33 to existing contracts or through a competitive process which
34 includes an evaluation of the effectiveness of such process;
35 provided, however, that the amount of this appropriation available
36 for expenditure and disbursement on and after November 1, 2009 shall
37 be reduced by 12.5 percent of the amount that was undisbursed as of
38 November 1, 2009 ... 4,932,000 (re. \$915,000)

39 Special Revenue Funds - Federal
40 Federal Operating Grants Fund
41 Miscellaneous Discretionary Account

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

43 Funds herein appropriated may be used to disburse unanticipated feder-
44 al grants in support of state and local programs to prevent crime,
45 support law enforcement, improve the administration of justice, and
46 assist victims. A portion of these funds may be transferred to state
47 operations and may be suballocated to other state agencies ...
48 8,000,000 (re. \$8,000,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

8 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
9 section 1, of the laws of 2010:
10 Funds herein appropriated may be used to disburse unanticipated feder-
11 al grants in support of state and local programs to prevent crime,
12 support law enforcement, improve the administration of justice, and
13 assist victims. A portion of these funds may be transferred to state
14 operations and may be suballocated to other state agencies
15 3,000,000 (re. \$520,000)

16 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,
17 section 1, of the laws of 2010:
18 Funds herein appropriated may be used to disburse unanticipated feder-
19 al grants in support of state and local programs to prevent crime,
20 support law enforcement, improve the administration of justice, and
21 assist victims. A portion of these funds may be transferred to state
22 operations and may be suballocated to other state agencies
23 1,400,000 (re. \$162,000)

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

27 By chapter 53, section 1, of the laws of 2011:
28 For services and expenses related to identification technology grants
29 including, but not limited to, crime lab improvement and DNA
30 programs. A portion of these funds may be transferred to state oper-
31 ations and may be suballocated to other state agencies
32 1,500,000 (re. \$1,500,000)

33 By chapter 50, section 1, of the laws of 2010:
34 For services and expenses related to identification technology grants
35 including, but not limited to, crime lab improvement and DNA
36 programs. A portion of these funds may be transferred to state oper-
37 ations and may be suballocated to other state agencies
38 1,500,000 (re. \$772,000)

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

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

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1 and/or crime reduction programs, crime laboratories, re-entry
 2 services, and judicial diversion and alternative to incarceration
 3 programs. Funds appropriated herein shall be expended pursuant to a
 4 plan developed by the commissioner of criminal justice services and
 5 approved by the director of the budget. A portion of these funds may
 6 be transferred to state operations and/or suballocated to other
 7 state agencies ... 9,775,000 (re. \$9,350,000)
 8 For services and expenses of drug, violence, and crime control and
 9 prevention programs in the manner set forth in subdivision 5 of
 10 section 24 of the state finance law
 11 1,000,000 (re. \$1,000,000)
 12 For services and expenses of drug, violence and crime control and
 13 prevention programs in accordance with the following schedule:
 14 Broome County Security Division ... 50,000 (re. \$50,000)
 15 Bergen Basin Community Development Corporation - Anti-Gang Prevention
 16 Program ... 26,000 (re. \$26,000)
 17 Chinese-American Planning Council Youth Training Program
 18 60,000 (re. \$60,000)
 19 City of Syracuse Police Department ... 91,000 (re. \$91,000)
 20 City of Watertown Police Department ... 26,500 (re. \$26,500)
 21 City of Yonkers Police Department ... 50,000 (re. \$50,000)
 22 Elmcort Youth and Adult Activities Program ... 45,000 ... (re. \$45,000)
 23 Haverstraw Town Police Department ... 75,000 (re. \$75,000)
 24 Jacob Riis Settlement House ... 20,000 (re. \$20,000)
 25 Lower East Side Service Center ... 76,000 (re. \$76,000)
 26 Metropolitan Coordinating Council: All About Jobs II
 27 76,000 (re. \$76,000)
 28 Nassau County Police Department ... 50,000 (re. \$50,000)
 29 Ohel Children's Home & Family Services Drug Prevention Program
 30 76,000 (re. \$76,000)
 31 St. Lawrence County Sheriff ... 30,000 (re. \$30,000)
 32 Town of Chili ... 57,000 (re. \$57,000)
 33 Town of DeWitt Police Department ... 25,000 (re. \$25,000)
 34 Town of Riga Court A ... 5,000 (re. \$5,000)
 35 Town of Rush Court ... 4,000 (re. \$4,000)
 36 Town of Wheatland ... 4,000 (re. \$4,000)
 37 United Jewish Council - East Side Community Crime Prevention
 38 70,000 (re. \$70,000)
 39 Urban League of Long Island ... 40,000 (re. \$40,000)
 40 Village of Philadelphia Police Department ... 33,500 ... (re. \$33,500)
 41 Village of Churchville ... 10,000 (re. \$10,000)

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

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

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1 approved by the director of the budget, and such plan be provided to
 2 the chair of assembly ways and means and the chair of the senate
 3 finance committee. A portion of these funds may be transferred to
 4 state operations and/or suballocated to other state agencies ...
 5 23,500,000 (re. \$9,348,000)
 6 For services and expenses related to the federal Edward Byrne memorial
 7 justice assistance formula program, including enhanced prosecution,
 8 enhanced defense, local law enforcement programs, youth violence
 9 and/or crime reduction programs, crime laboratories, re-entry
 10 services, and judicial diversion and alternative to incarceration
 11 programs. Funds appropriated herein shall be expended pursuant to a
 12 plan developed by the commissioner of criminal justice services and
 13 approved by the director of the budget. A portion of these funds may
 14 be transferred to state operations and/or suballocated to other
 15 state agencies ... 9,775,000 (re. \$4,340,000)
 16 For services and expenses of drug, violence, and crime control and
 17 prevention programs in accordance with the following schedule:
 18 Consortium of the Niagara Frontier ... 80,000 (re. \$80,000)
 19 Episcopal Social Services of New York City ... 80,000 .. (re. \$80,000)
 20 First Time Last Time Alternative to Incarceration Program
 21 60,000 (re. \$60,000)
 22 Kings County District Attorney - Mortgage Foreclosure Fraud Initiative
 23 ... 90,000 (re. \$90,000)
 24 Kings County District Attorney - Community and Law Enforcement
 25 Resources Together (ComAlert) Program ... 100,000 ... (re. \$100,000)
 26 Vera Institute of Justice - Services for Justice System - Involved
 27 Youth ... 87,000 (re. \$87,000)
 28 Broome County Security Division ... 50,000 (re. \$50,000)
 29 Chinese-American Planning Council Youth Training Program
 30 60,000 (re. \$60,000)
 31 City of Newburgh Police Department ... 100,000 (re. \$100,000)
 32 City of Niagara Falls Police Department ... 46,000 (re. \$46,000)
 33 City of Poughkeepsie Police Department ... 25,000 (re. \$25,000)
 34 City of Yonkers Police Department ... 50,000 (re. \$50,000)
 35 Elmcort Youth and Adult Activities Program ... 45,000 ... (re. \$45,000)
 36 Jacob Riis Settlement House ... 20,000 (re. \$20,000)
 37 Jefferson County Sheriff's Department ... 50,000 (re. \$50,000)
 38 Lower East Side Service Center ... 76,000 (re. \$76,000)
 39 Metropolitan Coordinating Council: All About Jobs II
 40 76,000 (re. \$76,000)
 41 NYC Police Department - 122nd Precinct ... 25,000 (re. \$25,000)
 42 NYC Police Department - 68th Precinct ... 25,000 (re. \$25,000)
 43 Ohel Children's Home & Family Services Drug Prevention Program
 44 76,000 (re. \$76,000)
 45 Onondaga Sheriff's Department ... 75,000 (re. \$75,000)
 46 Rensselaer County DA ... 50,000 (re. \$50,000)
 47 Town of Manlius Police Department ... 30,000 (re. \$30,000)
 48 United Jewish Council - East Side Community Crime Prevention
 49 70,000 (re. \$70,000)
 50 Village of Massena Police Department ... 25,000 (re. \$25,000)

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1 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
2 section 1, of the laws of 2010:
3 For services and expense related to the federal Edward Byrne memorial
4 justice assistance formula program as funded by the American Recov-
5 ery and Reinvestment Act of 2009, including local law enforcement
6 programs, re-entry services, substance abuse treatment, probation,
7 and judicial diversion and alternative to incarceration programs.
8 Funds appropriated herein shall be subject to all applicable report-
9 ing and accountability requirements contained in such act. Funds
10 appropriated herein shall be expended pursuant to a plan developed
11 by the commissioner of criminal justice services and approved by the
12 director of the budget, and such plan be provided to the chair of
13 assembly ways and means and the chair of the senate finance commit-
14 tee. A portion of these funds may be transferred to state operations
15 and/or suballocated to other state agencies
16 20,000,000 (re. \$7,495,000)
17 For services and expenses related to the federal Edward Byrne memorial
18 justice assistance formula program, including enhanced prosecution,
19 enhanced defense, local law enforcement programs, youth violence
20 and/or crime reduction programs, crime laboratories, re-entry
21 services, and judicial diversion and alternative to incarceration
22 programs. Funds appropriated herein shall be expended pursuant to a
23 plan developed by the commissioner of criminal justice services and
24 approved by the director of the budget. A portion of these funds may
25 be transferred to state operations and/or suballocated to other
26 state agencies ... 7,900,000 (re. \$1,676,000)
27 For services and expenses of drug, violence, and crime control and
28 prevention programs in accordance with the following schedule:
29 NYC Police Department - 122nd Precinct ... 25,000 (re. \$25,000)
30 NYC Police Department - 68th Precinct ... 25,000 (re. \$25,000)
31 Rensselaer County District Attorney ... 50,000 (re. \$50,000)
32 Kings County District Attorney - Mortgage Foreclosure Fraud Initiative
33 ... 90,000 (re. \$18,000)
34 Kings County District Attorney - Community and Law Enforcement
35 Resources Together (ComALERT) program ... 100,000 ... (re. \$100,000)
36 Osborne Association Court Advocacy ... 221,000 (re. \$67,000)
37 Queens County District Attorney - Early Case Intervention System
38 24,000 (re. \$12,000)
39 Queens County District Attorney - Point of Entry (State) Prosecution
40 ... 50,000 (re. \$50,000)
41 Vera Institute of Justice - Services for Justice System - Involved
42 Youth ... 87,000 (re. \$28,000)

43 By chapter 50, section 1, of the laws of 2008, as amended by chapter
44 496, section 7, of the laws of 2008:
45 For purposes of enhanced prosecution, enhanced defense, youth violence
46 and/or crime reduction programs, crime laboratories and re-entry
47 services associated with correctional facilities to be distributed
48 in the same manner as a prior year or through a competitive process.
49 For the grant period October 1, 2007 to September 30, 2008
50 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-

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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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1 For payment of federal aid to localities pursuant to an expenditure
2 plan developed by the commissioner of the division of criminal
3 justice services, provided however that up to 10 percent of the
4 amount herein appropriated may be used for program administration. A
5 portion of these funds may be transferred to state operations and
6 may be suballocated to other state agencies
7 7,000,000 (re. \$3,247,000)
8 For services and expenses related to the federal violence against
9 women program as funded by the American Recovery and Reinvestment
10 Act of 2009. Funds appropriated herein shall be subject to all
11 applicable reporting and accountability requirements contained in
12 such act. A portion of these funds may be transferred to state oper-
13 ations and may be suballocated to other state agencies
14 3,250,000 (re. \$454,000)

15 By chapter 50, section 1, of the laws of 2009:
16 For payment of federal aid to localities pursuant to an expenditure
17 plan developed by the commissioner of the division of criminal
18 justice services, provided however that up to 10 percent of the
19 amount herein appropriated may be used for program administration. A
20 portion of these funds may be transferred to state operations and
21 may be suballocated to other state agencies
22 5,500,000 (re. \$215,000)

23 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
24 section 1, of the laws of 2010:
25 For services and expenses related to the federal violence against
26 women program as funded by the American Recovery and Reinvestment
27 Act of 2009. Funds appropriated herein shall be subject to all
28 applicable reporting and accountability requirements contained in
29 such act. A portion of these funds may be transferred to state oper-
30 ations and/or suballocated to other state agencies
31 1,983,000 (re. \$186,000)

32 Special Revenue Funds - Other
33 Miscellaneous Special Revenue Fund
34 Crimes Against Revenue Program Account

35 By chapter 53, section 1, of the laws of 2011:
36 For payment to district attorneys who participate in the crimes
37 against revenue program to be distributed according to a plan devel-
38 oped by the commissioner of the division of criminal justice
39 services, in consultation with the department of taxation and
40 finance, and approved by the director of the budget
41 16,000,000 (re. \$16,000,000)

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

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1 and approved by the director of the budget
 2 16,000,000 (re. \$5,458,000)

 3 Special Revenue Funds - Other
 4 Miscellaneous Special Revenue Fund
 5 Criminal Justice Improvement Account

 6 By chapter 53, section 1, of the laws of 2011:
 7 For services and expenses of programs that prevent domestic violence
 8 or aid the victims of domestic violence in the manner set forth in
 9 subdivision 5 of section 24 of the state finance law
 10 609,000 (re. \$609,000)
 11 For services and expenses of programs that prevent domestic violence
 12 or aid victims of domestic violence:
 13 For services and expenses of:
 14 Domestic Violence Law Project of Rockland County
 15 41,109 (re. \$41,109)
 16 Empire Justice Center ... 47,638 (re. \$47,638)
 17 Legal Aid Society of Mid-New York ... 41,109 (re. \$41,109)
 18 Legal Aid Society of New York - Domestic Violence Services
 19 67,218 (re. \$67,218)
 20 Legal Services for New York City - Brooklyn
 21 41,109 (re. \$41,109)
 22 Legal Services for New York City - Queens ... 41,109 ... (re. \$41,109)
 23 Metropolitan New York Council on Jewish Poverty
 24 55,363 (re. \$55,363)
 25 My Sisters' Place ... 41,109 (re. \$41,109)
 26 Nassau Coalition Against Domestic Violence, Inc.
 27 41,109 (re. \$41,109)
 28 Neighborhood Legal Services Inc. of Erie County
 29 41,109 (re. \$41,109)
 30 Sanctuary for Families ... 55,363 (re. \$55,363)
 31 Rochester Legal Aid Society ... 54,546 (re. \$54,546)
 32 Volunteer Legal Services Project of Monroe County
 33 41,109 (re. \$41,109)

 34 By chapter 50, section 1, of the laws of 2010:
 35 For services and expenses of programs that prevent domestic violence
 36 or aid the victims of domestic violence.
 37 For services and expenses of:
 38 Allen Women's Resource Center ... 100,000 (re. \$100,000)
 39 The Legal Project of the Capital District Women's Bar Association
 40 70,000 (re. \$19,000)
 41 Legal Services of Hudson Valley-Kingston ... 75,000 (re. \$15,000)
 42 Domestic Violence Law Project of Rockland County
 43 41,109 (re. \$11,000)
 44 Legal Aid Society of Mid-New York ... 41,109 (re. \$41,000)
 45 Legal Services for New York City - Brooklyn
 46 41,109 (re. \$19,000)
 47 Metropolitan New York Council on Jewish Poverty
 48 55,363 (re. \$23,000)
 49 My Sisters' Place ... 41,109 (re. \$20,000)

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

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

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

12 By chapter 50, section 1, of the laws of 2008:
 13 For distribution to the state's political subdivisions and for
 14 services and expenses of the drug enforcement task forces. Some of
 15 these funds may be transferred to state operations appropriations
 16 ... 392,000 (re. \$392,000)

17 Special Revenue Funds - Other
 18 Miscellaneous Special Revenue Fund
 19 Legal Services Assistance Account

20 By chapter 53, section 1, of the laws of 2011:
 21 For prosecutorial services of counties, to be distributed in the same
 22 manner as the prior year or through a competitive process
 23 2,592,000 (re. \$2,592,000)
 24 For defense services to be distributed in the same manner as the prior
 25 year or through a competitive process
 26 2,592,000 (re. \$1,017,000)
 27 For services and expenses of the district attorney and indigent legal
 28 services attorney loan forgiveness program pursuant to section 679-e
 29 of the education law. These funds may be suballocated to the higher
 30 education services corporation ... 2,430,000 (re. \$2,430,000)
 31 For services and expenses of civil or criminal domestic violence legal
 32 services in the manner set forth in subdivision 5 of section 24 of
 33 the state finance law ... 650,000 (re. \$650,000)
 34 For services, expenses or reimbursement of expenses incurred by local
 35 government agencies and/or not-for-profit providers or their employ-
 36 ees providing civil or criminal legal services in accordance with
 37 the following schedule:
 38 Albany County District Attorney ... 48,100 (re. \$48,100)
 39 Brooklyn Bar Association ... 24,050 (re. \$24,050)
 40 Caribbean Women's Health Association ... 24,050 (re. \$24,050)
 41 Center for Family Representation ... 120,250 (re. \$120,250)
 42 Chemung County Neighborhood Legal Services
 43 43,290 (re. \$43,290)
 44 City Bar Fund ... 24,050 (re. \$24,050)
 45 Day One New York ... 36,556 (re. \$36,556)
 46 Empire Justice Center ... 186,147 (re. \$186,147)
 47 Family and Children's Association ... 43,290 (re. \$43,290)

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1	Frank H. Hiscock Legal Aid Society ...	24,050	(re. \$24,050)
2	Greenhope Services for Women ...	36,556	(re. \$36,556)
3	Harlem Legal Services ...	120,250	.....	(re. \$120,250)
4	Legal Aid Bureau of Buffalo ...	38,480	.....	(re. \$38,480)
5	Legal Aid Society of Mid New York ...	72,150	.....	(re. \$72,150)
6	Legal Aid Society of Northeastern New York ...	52,910	..	(re. \$52,910)
7	Legal Aid Society for Rockland County ...	24,050	.....	(re. \$24,050)
8	Legal Information for Families Today (LIFT)			
9	43,290			(re. \$43,290)
10	Legal Project of the Cap. Dist. Women's Bar			
11	91,390			(re. \$91,390)
12	Legal Services for New York City (LSNY) ...	129,870	...	(re. \$129,870)
13	Legal Services of Central New York ...	14,430	.....	(re. \$14,430)
14	Legal Services of the Hudson Valley ...	52,910	.....	(re. \$52,910)
15	Metropolitan Council on Jewish Poverty ...	240,500	....	(re. \$240,500)
16	Metropolitan Council on Jewish Poverty - Project New Leaf			
17	73,112			(re. \$73,112)
18	MFY Legal Services ...	48,100	.....	(re. \$48,100)
19	Monroe County Legal Assistance Center ...	38,480	.....	(re. \$38,480)
20	Nassau/Suffolk Law Services Committee, Inc.			
21	52,910			(re. \$52,910)
22	New York Legal Assistance Group (NYLAG) ...	24,050	.....	(re. \$24,050)
23	New York Legal Assistance Group (NYLAG) - Brooklyn Conflicts Office			
24	131,313			(re. \$131,313)
25	New York City Legal Aid ...	48,100	.....	(re. \$48,100)
26	New York City Legal Aid ...	288,600	.....	(re. \$288,600)
27	New York County District Attorney - Identity Theft Prosecution			
28	40,404			(re. \$40,404)
29	Northern Manhattan Improvement Corporation ...	86,580	..	(re. \$86,580)
30	Osborne Association El Rio Program ...	39,442	.....	(re. \$39,442)
31	Rural Law Center of New York ...	24,050	.....	(re. \$24,050)
32	Sanctuary for Families ...	240,500	.....	(re. \$240,500)
33	Southern Tier Legal Services ...	67,340	.....	(re. \$67,340)
34	Vera Institute of Justice ...	67,340	.....	(re. \$67,340)
35	Volunteers of Legal Service (VOLS) ...	43,290	.....	(re. \$43,290)
36	Western New York Law Center ...	43,290	.....	(re. \$43,290)
37	Worker's Rights Law Center of New York, Inc.			
38	38,480			(re. \$38,480)
39	For services and expenses of statewide indigent legal services for			
40	persons reentering communities from state facilities			
41	1,000,000			(re. \$487,000)
42	By chapter 50, section 1, of the laws of 2010:			
43	For services and expenses of the district attorney and indigent legal			
44	services attorney loan forgiveness program pursuant to section 679-e			
45	of the education law. These funds may be suballocated to the higher			
46	education services corporation ...	2,700,000	.....	(re. \$2,200,000)
47	For services and expenses of:			
48	Chautauqua County Legal Services ...	645	.....	(re. \$600)
49	Frank H. Hiscock Legal Aid Society ...	10,593	.....	(re. \$2,000)
50	Legal Aid Society of Mid New York ...	4,606	(re. \$1,000)
51	Legal Aid Society of Rockland County ...	6,070	(re. \$6,000)

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1	Legal Assistance of Western New York (LAWNY)	
2	29,911	(re. \$1,000)
3	Legal Services for the Elderly of Western New York	
4	6,646	(re. \$6,000)
5	Make the Road New York ... 12,966	(re. \$12,000)
6	New York Center for Law and Justice - Legal Services of the Deaf	
7	8,681	(re. \$8,000)
8	The Legal Project Capital District Women's Bar Association	
9	6,448	(re. \$2,000)
10	CASA of Erie Co ... 1,107	(re. \$1,000)
11	CASA of Rockland Co ... 603	(re. \$600)
12	CASA of Westchester Mental Health ... 1,658	(re. \$1,600)
13	Chautauqua County Legal services ... 7,212	(re. \$7,200)
14	FOCUS ... 11,695	(re. \$8,900)
15	Legal Aid of Rockland County ... 8,628	(re. \$8,000)
16	Legal Aid Society of Northeastern NY ... 63,894	(re. \$63,000)
17	Legal Services of Hudson Valley ... 54,353	(re. \$54,000)
18	Medicare Rights Center ... 3,103	(re. \$3,000)
19	Neighborhood Legal Services (Orleans, Genesee, Wyoming)	
20	5,325	(re. \$3,000)
21	Neighborhood Legal Services (Erie) ... 46,867	(re. \$36,000)
22	Neighborhood Legal Services (Niagara) ... 8,937	(re. \$4,300)
23	New York Legal Assistance Group (NYLAG) ... 3,554	(re. \$800)
24	Research Foundation CUNY-Brookdale ... 3,317	(re. \$3,300)
25	Volunteer Legal Services of (NYC) ... 12,878	(re. \$9,600)
26	The appropriation made by chapter 50, section 1, of the laws of 2010, as	
27	amended by chapter 53, section 1, of the laws of 2011, is hereby	
28	amended and reappropriated to read:	
29	For services, expenses or reimbursement of expenses incurred by local	
30	government agencies and/or not-for-profit providers or their employ-	
31	ees providing civil or criminal legal services in accordance with	
32	the following schedule:	
33	Albany County District Attorney ... 45,000	(re. \$45,000)
34	Brooklyn Bar Association ... 22,500	(re. \$22,500)
35	New York Legal Assistance Group - Brooklyn Conflicts Office	
36	122,850	(re. \$122,800)
37	Caribbean Women's Health Association (CWAHA)	
38	22,500	(re. \$22,500)
39	Frank H. Hiscock Legal Aid Society ... 22,500	(re. \$7,000)
40	Greenhope Services for Women ... 34,200	(re. \$12,000)
41	Legal Aid Society of Mid New York ... 67,500	(re. \$17,000)
42	Legal Aid Society of Northeastern New York ... 49,500 ..	(re. \$32,000)
43	Legal Aid Society of Rockland County ... 22,500	(re. \$22,500)
44	Legal Project of the Capital District Women's Bar	
45	85,500	(re. \$23,000)
46	Legal Services of the Hudson Valley ... 49,500	(re. \$17,000)
47	Metropolitan Council on Jewish Poverty ... 225,000	(re. \$225,000)
48	Metropolitan Council on Jewish Poverty - Project New Leaf	
49	68,400	(re. \$68,400)
50	Monroe County Legal Assistance Center ... 36,000	(re. \$9,000)
51	New York Legal Assistance Group (NYLAG) ... 22,500	(re. \$5,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

5 By chapter 50, section 1, of the laws of 2009:
6 For services, expenses or reimbursement of expenses incurred by local
7 government agencies and/or not-for-profit providers or their employ-
8 ees providing civil or criminal legal services.
9 Albany County District Attorney ... 50,000 (re. \$18,000)
10 Frank H. Hiscock Legal Aid Society ... 25,000 (re. \$1,000)
11 Metropolitan Coordinating Council on Jewish Poverty
12 250,000 (re. \$2,000)

13 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
14 section 1, of the laws of 2010:
15 Notwithstanding any law to the contrary, for payment of grants for the
16 provision of civil legal services. These funds shall not be avail-
17 able until a plan for their administration has been approved by the
18 director of the budget, which plan provides for the distribution of
19 these funds through existing contracts or through a competitive
20 process. Amounts appropriated herein may be transferred in full to
21 any other state department or agency
22 432,000 (re. \$59,000)

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

27 By chapter 53, section 1, of the laws of 2011:
28 For services and expenses associated with local anti-auto theft
29 programs, in accordance with section 89-d of the state finance law,
30 distributed through a competitive process
31 3,749,000 (re. \$3,749,000)

32 By chapter 50, section 1, of the laws of 2010:
33 For services and expenses associated with local anti-auto theft
34 programs, in accordance with section 89-d of the state finance law,
35 distributed through a competitive process
36 3,749,000 (re. \$1,472,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	36,614,000	178,025,998
4	Special Revenue Funds - Federal	6,000,000	6,295,000
5	Special Revenue Funds - Other	0	55,351,534
6		-----	-----
7	All Funds	42,614,000	239,672,532
8		=====	=====

9 SCHEDULE

10 MARKETING AND ADVERTISING PROGRAM 4,207,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For a local tourism promotion matching
 15 grants program pursuant to article 5-A of
 16 the economic development law 3,815,000
 17 For operation of a gateway information
 18 center at Beekmantown, New York 196,000
 19 For operation of a gateway information
 20 center at Binghamton, New York 196,000
 21 -----

22 HIGH TECHNOLOGY PROGRAM 30,594,000
 23 -----

24 General Fund
 25 Local Assistance Account

26 For services and expenses related to the
 27 operation of the centers of excellence
 28 pursuant to a plan approved by the direc-
 29 tor of the budget. All or portions of the
 30 funds appropriated hereby may be suballo-
 31 cated or transferred to any department,
 32 agency, or public authority 5,234,000

33	Project Schedule	
34	PROJECT	AMOUNT
35	-----	-----
36	For services and expenses	
37	related to the operation of	
38	the Buffalo center of excel-	
39	lence in bioinformatics and	
40	life sciences	872,333
41	For services and expenses	
42	related to the operation of	

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1	the Greater Rochester center	
2	of excellence in photonics	
3	and microsystems	872,333
4	For services and expenses	
5	related to the operation of	
6	the Syracuse center of	
7	excellence in environmental	
8	and energy systems	872,333
9	For services and expenses	
10	related to the operation of	
11	the Albany center of excel-	
12	lence in nanoelectronics ...	872,333
13	For services and expenses	
14	related to the operation of	
15	the Stony Brook center of	
16	excellence in wireless and	
17	information technology	872,333
18	For services and expenses	
19	related to the operation of	
20	the Binghamton Center of	
21	Excellence in small scale	
22	systems integration and	
23	packaging	872,333
24		-----
25	Total	5,234,000
26		=====
27	For services and expenses related to the	
28	following: centers for advanced technolo-	
29	gy, for matching grants to designated	
30	centers for advanced technology, pursuant	
31	to subdivision 3 of section 3102-b of the	
32	public authorities law. Notwithstanding	
33	any provision of law to the contrary,	
34	funds may also be used for initiatives	
35	related to the operation and development	
36	of the centers of excellence or other high	
37	technology centers. No funds shall be	
38	expended from this appropriation until the	
39	director of the budget has approved a	
40	spending plan	13,818,000
41	Technology development organization matching	
42	grants, to be awarded on a competitive	
43	basis in accordance with the provisions of	
44	section 3102-d of the public authorities	
45	law. Notwithstanding any inconsistent	
46	provision of law, the director of the	
47	budget may suballocate up to the full	
48	amount of this appropriation to any	
49	department, agency or authority. No funds	
50	shall be expended from this appropriation	

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1	until the director of the budget has	
2	approved a spending plan	1,382,000
3	Industrial technology extension service.	
4	Notwithstanding any inconsistent provision	
5	of law, the director of the budget may	
6	suballocate up to the full amount of this	
7	appropriation to any department, agency or	
8	authority. No funds shall be expended from	
9	this appropriation until the director of	
10	the budget has approved a spending plan	921,000
11	Focus center - New York. No funds shall be	
12	expended from this appropriation until the	
13	director of the budget has approved a	
14	spending plan	3,006,000
15	High technology matching grants program,	
16	including the security through advanced	
17	research and technology (START) initiative	
18	to leverage resources from federal or	
19	private sources including but not limited	
20	to the national science foundation, busi-	
21	nesses, industry consortiums, foundations,	
22	and other organizations for efforts asso-	
23	ciated with high technology economic	
24	development, including the payment of	
25	liabilities incurred prior to April 1,	
26	2012. No funds shall be expended from this	
27	appropriation until the director of the	
28	budget has approved a spending plan	4,606,000
29	Cornell university/NSF materials research	
30	science and engineering center. No funds	
31	shall be expended from this appropriation	
32	until the director of the budget has	
33	approved a spending plan	392,000
34	Cornell university/NSF national nanotechnol-	
35	ogy infrastructure network. No funds shall	
36	be expended from this appropriation until	
37	the director of the budget has approved a	
38	spending plan	490,000
39	Columbia university/NSF materials research	
40	science and engineering center. No funds	
41	shall be expended from this appropriation	
42	until the director of the budget has	
43	approved a spending plan	245,000
44	Rensselaer Polytechnic Institute Smart	
45	Lighting Systems Engineering Research	
46	Center. No funds shall be expended from	
47	this appropriation until the director of	
48	the budget has approved a spending plan	500,000
49		-----
50	RESEARCH DEVELOPMENT PROGRAM	343,000
51		-----

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1	General Fund	
2	Local Assistance Account	
3	For the science and technology law center	
4	program	343,000
5		-----
6	TRAINING AND BUSINESS ASSISTANCE PROGRAM	7,470,000
7		-----
8	General Fund	
9	Local Assistance Account	
10	For services and expenses of state matching	
11	funds for the federal manufacturing exten-	
12	sion partnership program.	
13	Notwithstanding any inconsistent provision	
14	of law, the director of the budget may	
15	suballocate up to the full amount of this	
16	appropriation to any department, agency or	
17	authority. No funds shall be expended from	
18	this appropriation until the director of	
19	the budget has approved a spending plan	1,470,000
20		-----
21	Program account subtotal	1,470,000
22		-----
23	Special Revenue Funds - Federal	
24	Federal Operating Grants Fund	
25	Manufacturing Extension Partnership Program Account	
26	Notwithstanding any inconsistent provision	
27	of law, the director of the budget may	
28	suballocate up to the full amount of this	
29	appropriation to any department, agency or	
30	authority	6,000,000
31		-----
32	Program account subtotal	6,000,000
33		-----

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 MARKETING AND ADVERTISING PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For a local tourism promotion matching grants program pursuant to
6 article 5-A of the economic development law

7 3,815,000 (re. \$3,815,000)

8 For operation of a gateway information center at Beekmantown, New York

9 ... 196,000 (re. \$99,000)

10 For operation of a gateway information center at Binghamton, New York

11 ... 196,000 (re. \$153,000)

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

13 For a local tourism promotion matching grants program pursuant to
14 article 5-A of the economic development law

15 3,815,000 (re. \$3,787,000)

16 By chapter 55, section 1, of the laws of 2009:

17 For a local tourism promotion matching grants program pursuant to
18 article 5-A of the economic development law

19 4,171,000 (re. \$680,000)

20 By chapter 55, section 1, of the laws of 2008, as amended by chapter 55,
21 section 1, of the laws of 2009:22 For services and expenses of the business marketing program pursuant
23 to chapter 59 of the laws of 2008 ... 875,000 (re. \$875,000)

24 HIGH TECHNOLOGY PROGRAM

25 General Fund

26 Local Assistance Account

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

28 For services and expenses related to the operation of the centers of
29 excellence pursuant to a plan approved by the director of the budg-
30 et. All or portions of the funds appropriated hereby may be suballo-
31 cated or transferred to any department, agency, or public authority

32 ... 5,233,998 (re. \$5,233,998)

33 Project Schedule

34 PROJECT AMOUNT

35 -----

36 For services and expenses
37 related to the operation of
38 the Buffalo center of excel-
39 lence in bioinformatics and
40 life sciences 872,33341 For services and expenses
42 related to the operation of
43 the Greater Rochester center

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	of excellence in photonics	
2	and microsystems	872,333
3	For services and expenses	
4	related to the operation of	
5	the Syracuse center of	
6	excellence in environmental	
7	and energy systems	872,333
8	For services and expenses	
9	related to the operation of	
10	the Albany center of excel-	
11	lence in nanoelectronics	872,333
12	For services and expenses	
13	related to the operation of	
14	the Stony Brook center of	
15	excellence in wireless and	
16	information technology	872,333
17	For services and expenses	
18	related to the operation of	
19	the Binghamton Center of	
20	Excellence in small scale	
21	systems integration and	
22	packaging	872,333
23		-----
24	Total	5,233,998
25		=====

26 For services and expenses related to the following: centers for
 27 advanced technology, for matching grants to designated centers for
 28 advanced technology, pursuant to subdivision 3 of section 3102-b of
 29 the public authorities law. Notwithstanding any provision of law to
 30 the contrary, funds may also be used for initiatives related to the
 31 operation and development of the centers of excellence or other high
 32 technology centers. No funds shall be expended from this appropri-
 33 ation until the director of the budget has approved a spending plan
 34 ... 13,818,000 (re. \$13,818,000)

35 Technology development organization matching grants, to be awarded on
 36 a competitive basis in accordance with the provisions of section
 37 3102-d of the public authorities law. Notwithstanding any inconsis-
 38 tent provision of law, the director of the budget may suballocate up
 39 to the full amount of this appropriation to any department, agency
 40 or authority. No funds shall be expended from this appropriation
 41 until the director of the budget has approved a spending plan ...
 42 1,382,000 (re. \$1,288,000)

43 Industrial technology extension service. Notwithstanding any incon-
 44 sistent provision of law, the director of the budget may suballocate
 45 up to the full amount of this appropriation to any department, agen-
 46 cy or authority. No funds shall be expended from this appropriation
 47 until the director of the budget has approved a spending plan ...
 48 921,000 (re. \$701,000)

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

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 High technology matching grants program, including the security
 2 through advanced research and technology (START) initiative to
 3 leverage resources from federal or private sources including but not
 4 limited to the national science foundation, businesses, industry
 5 consortiums, foundations, and other organizations for efforts asso-
 6 ciated with high technology economic development, including the
 7 payment of liabilities incurred prior to April 1, 2011. No funds
 8 shall be expended from this appropriation until the director of the
 9 budget has approved a spending plan
 10 4,606,000 (re. \$4,606,000)
 11 Cornell university/NSF nanobiotechnology. No funds shall be expended
 12 from this appropriation until the director of the budget has
 13 approved a spending plan ... 294,000 (re. \$294,000)
 14 Cornell university/NSF materials research science and engineering
 15 center. No funds shall be expended from this appropriation until the
 16 director of the budget has approved a spending plan
 17 392,000 (re. \$392,000)
 18 Cornell university/NSF nanoscale science and engineering center. No
 19 funds shall be expended from this appropriation until the director
 20 of the budget has approved a spending plan
 21 490,000 (re. \$490,000)
 22 Cornell university/NSF national nanotechnology infrastructure network.
 23 No funds shall be expended from this appropriation until the direc-
 24 tor of the budget has approved a spending plan
 25 490,000 (re. \$490,000)
 26 Columbia university/NSF nanoscale science and engineering center. No
 27 funds shall be expended from this appropriation until the director
 28 of the budget has approved a spending plan
 29 490,000 (re. \$490,000)
 30 Columbia university/NSF materials research science and engineering
 31 center. No funds shall be expended from this appropriation until the
 32 director of the budget has approved a spending plan
 33 245,000 (re. \$245,000)
 34 RPI/NSF nanoscale science and engineering center. No funds shall be
 35 expended from this appropriation until the director of the budget
 36 has approved a spending plan ... 490,000 (re. \$490,000)
 37 SUNY Albany semiconductor research corporation (SRC)center for
 38 advanced interconnect systems technologies (CAIST), including the
 39 payment of liabilities incurred prior to April 1, 2011. No funds
 40 shall be expended from this appropriation until the director of the
 41 budget has approved a spending plan ... 690,000 (re. \$690,000)
 42 University at Albany Institute for Nanoelectronics Discovery and
 43 Exploration (INDEX). No funds shall be expended from this appropri-
 44 ation until the director of the budget has approved a spending plan
 45 ... 750,000 (re. \$750,000)
 46 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering
 47 Research Center. No funds shall be expended from this appropriation
 48 until the director of the budget has approved a spending plan
 49 500,000 (re. \$500,000)
 50 Stony Brook University Semiconductor High-Energy Radiation project. No
 51 funds shall be expended from this appropriation until the director

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 of the budget has approved a spending plan
 2 250,000 (re. \$250,000)

3 By chapter 55, section 1, of the laws of 2010, as transferred by chapter
 4 53, section 1, of the laws of 2011:
 5 Innovation economy matching grants program to be awarded on a compet-
 6 itive basis to leverage resources from federal or private sources,
 7 including but not limited to, the national science foundation, busi-
 8 nesses, industry consortiums, foundations, and other organizations
 9 for efforts associated with high technology research and economic
 10 development, including the payment of liabilities incurred prior to
 11 April 1, 2010. Notwithstanding any inconsistent provision of law,
 12 the director of the budget may suballocate up to the full amount of
 13 this appropriation to any department, agency or authority. No funds
 14 shall be expended from this appropriation until the director of the
 15 budget has approved a spending plan submitted by the foundation for
 16 science, technology and innovation in such detail as the director of
 17 the budget may require. Copies of the plan shall be provided to the
 18 Senate Finance and Assembly Ways and Means
 19 29,500,000 (re. \$29,500,000)
 20 For services and expenses related to the operation of the centers of
 21 excellence pursuant to a plan approved by the director of the budg-
 22 et. All or portions of the funds appropriated hereby may be suballo-
 23 cated or transferred to any department, agency, or public authority
 24 ... 5,234,000 (re. \$4,362,000)

25	Project Schedule	
26	PROJECT	AMOUNT
27	-----	-----
28	For services and expenses	
29	related to the operation of	
30	the Buffalo center of excel-	
31	lence in bioinformatics and	
32	life sciences	872,333
33	For services and expenses	
34	related to the operation of	
35	the Greater Rochester center	
36	of excellence in photonics	
37	and microsystems	872,333
38	For services and expenses	
39	related to the operation of	
40	the Syracuse center of	
41	excellence in environmental	
42	and energy systems	872,333
43	For services and expenses	
44	related to the operation of	
45	the Albany center of excel-	
46	lence in nanoelectronics	872,333
47	For services and expenses	
48	related to the operation of	
49	the Stony Brook center of	
50	excellence in wireless and	

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 information technology 872,333
 2 For services and expenses
 3 related to the operation of
 4 the Binghamton Center of
 5 Excellence in small scale
 6 systems integration and
 7 packaging 872,333
 8 -----
 9 Total 5,234,000
 10 =====

11 For services and expenses related to the following: centers for
 12 advanced technology, for matching grants to designated centers for
 13 advanced technology, pursuant to subdivision 3 of section 3102-b of
 14 the public authorities law. Notwithstanding any provision of law to
 15 the contrary, funds may also be used for initiatives related to the
 16 operation and development of the centers of excellence or other high
 17 technology centers. No funds shall be expended from this appropri-
 18 ation until the director of the budget has approved a spending plan
 19 submitted by the foundation for science, technology and innovation
 20 in such detail as the director of the budget may require ...
 21 13,818,000 (re. \$13,818,000)
 22 Industrial technology extension service. Notwithstanding any incon-
 23 sistent provision of law, the director of the budget may suballocate
 24 up to the full amount of this appropriation to any department, agen-
 25 cy or authority. No funds shall be expended from this appropriation
 26 until the director of the budget has approved a spending plan
 27 submitted by the foundation for science, technology and innovation
 28 in such detail as the director of the budget may require
 29 921,000 (re. \$44,000)
 30 Focus center - New York. No funds shall be expended from this appro-
 31 priation until the director of the budget has approved a spending
 32 plan submitted by the foundation for science, technology and inno-
 33 vation in such detail as the director of the budget may require ...
 34 3,006,000 (re. \$3,006,000)

35 Project Schedule
 36 PROJECT AMOUNT
 37 -----
 38 For services and expenses
 39 related to the operation of
 40 the SUNY Albany Focus Center
 41 2,503,000
 42 For Services and expenses
 43 related to the operation of
 44 the PRI Focus Center 503,000
 45 -----
 46 Total 3,006,000
 47 =====

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

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 University at Albany Institute for Nanoelectronics Discovery and
2 Exploration (INDEX). No funds shall be expended from this appropri-
3 ation until the director of the budget has approved a spending plan
4 submitted by the foundation for science, technology and innovation
5 in such detail as the director of the budget may require
6 750,000 (re. \$750,000)
7 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering
8 Research Center. No funds shall be expended from this appropriation
9 until the director of the budget has approved a spending plan
10 submitted by the foundation for science, technology and innovation
11 in such detail as the director of the budget may require
12 500,000 (re. \$500,000)
13 Stony Brook University Semiconductor High-Energy Radiation project. No
14 funds shall be expended from this appropriation until the director
15 of the budget has approved a spending plan submitted by the founda-
16 tion for science, technology and innovation in such detail as the
17 director of the budget may require ... 250,000 (re. \$250,000)

18 By chapter 55, section 1, of the laws of 2009, as transferred by chapter
19 53, section 1, of the laws of 2011:
20 For services and expenses related to the following: centers for
21 advanced technology, for matching grants to designated centers for
22 advanced technology, pursuant to subdivision 3 of section 3102-b of
23 the public authorities law. Notwithstanding any provision of law to
24 the contrary, funds may also be used for initiatives related to the
25 operation and development of the centers of excellence or other high
26 technology centers. No funds shall be expended from this appropri-
27 ation until the director of the budget has approved a spending plan
28 submitted by the foundation for science, technology and innovation
29 in such detail as the director of the budget may require
30 13,818,000 (re. \$13,317,000)
31 Focus center - New York. No funds shall be expended from this appro-
32 priation until the director of the budget has approved a spending
33 plan submitted by the foundation for science, technology and inno-
34 vation in such detail as the director of the budget may require
35 4,606,000 (re. \$4,606,000)
36 High technology matching grants program, including the security
37 through advanced research and technology (START) initiative to
38 leverage resources from federal or private sources including but not
39 limited to the national science foundation, businesses, industry
40 consortiums, foundations, and other organizations for efforts asso-
41 ciated with high technology economic development, including the
42 payment of liabilities incurred prior to April 1, 2009. No funds
43 shall be expended from this appropriation until the director of the
44 budget has approved a spending plan submitted by the foundation for
45 science, technology and innovation in such detail as the director of
46 the budget may require ... 4,606,000 (re. \$4,606,000)
47 Cornell university/NSF materials research science and engineering
48 center. No funds shall be expended from this appropriation until the
49 director of the budget has approved a spending plan submitted by the
50 foundation for science, technology and innovation in such detail as
51 the director of the budget may require ... 392,000 .. (re. \$392,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Cornell university/NSF nanoscale science and engineering center. No
2 funds shall be expended from this appropriation until the director
3 of the budget has approved a spending plan submitted by the founda-
4 tion for science, technology and innovation in such detail as the
5 director of the budget may require ... 490,000 (re. \$490,000)
6 Cornell university/NSF national nanotechnology infrastructure network.
7 No funds shall be expended from this appropriation until the direc-
8 tor of the budget has approved a spending plan submitted by the
9 foundation for science, technology and innovation in such detail as
10 the director of the budget may require ... 490,000 .. (re. \$490,000)
11 Columbia university/NSF nanoscale science and engineering center. No
12 funds shall be expended from this appropriation until the director
13 of the budget has approved a spending plan submitted by the founda-
14 tion for science, technology and innovation in such detail as the
15 director of the budget may require ... 490,000 (re. \$490,000)
16 Columbia university/NSF materials research science and engineering
17 center. No funds shall be expended from this appropriation until the
18 director of the budget has approved a spending plan submitted by the
19 foundation for science, technology and innovation in such detail as
20 the director of the budget may require ... 245,000 .. (re. \$245,000)
21 RPI/NSF nanoscale science and engineering center. No funds shall be
22 expended from this appropriation until the director of the budget
23 has approved a spending plan submitted by the foundation for
24 science, technology and innovation in such detail as the director of
25 the budget may require ... 490,000 (re. \$490,000)
26 CUNY optical sensing and imaging center. No funds shall be expended
27 from this appropriation until the director of the budget has
28 approved a spending plan submitted by the foundation for science,
29 technology and innovation in such detail as the director of the
30 budget may require ... 69,000 (re. \$69,000)
31 SUNY Albany semiconductor research corporation (SRC)center for
32 advanced interconnect systems technologies (CAIST), including the
33 payment of liabilities incurred prior to April 1, 2007. No funds
34 shall be expended from this appropriation until the director of the
35 budget has approved a spending plan submitted by the foundation for
36 science, technology and innovation in such detail as the director of
37 the budget may require ... 690,000 (re. \$690,000)
38 University at Albany Institute for Nanoelectronics Discovery and
39 Exploration (INDEX). No funds shall be expended from this appropri-
40 ation until the director of the budget has approved a spending plan
41 submitted by the foundation for science, technology and innovation
42 in such detail as the director of the budget may require
43 750,000 (re. \$750,000)
44 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering
45 Research Center. No funds shall be expended from this appropriation
46 until the director of the budget has approved a spending plan
47 submitted by the foundation for science, technology and innovation
48 in such detail as the director of the budget may require
49 500,000 (re. \$500,000)
50 Stony Brook University Semiconductor High-Energy Radiation project. No
51 funds shall be expended from this appropriation until the director
52 of the budget has approved a spending plan submitted by the founda-

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 plan submitted by the foundation for science, technology and inno-
2 vation in such detail as the director of the budget may require,
3 provided, however, that the amount of this appropriation available
4 for expenditure and disbursement on and after September 1, 2008
5 shall be reduced by six percent of the amount that was undisbursed
6 as of August 15, 2008 ... 4,900,000 (re. \$3,648,000)
7 High technology matching grants program, including the security
8 through advanced research and technology (START) initiative to
9 leverage resources from federal or private sources including but not
10 limited to the national science foundation, businesses, industry
11 consortiums, foundations, and other organizations for efforts asso-
12 ciated with high technology economic development, including the
13 payment of liabilities incurred prior to April 1, 2007. No funds
14 shall be expended from this appropriation until the director of the
15 budget has approved a spending plan submitted by the foundation for
16 science, technology and innovation in such detail as the director of
17 the budget may require, provided, however, that the amount of this
18 appropriation available for expenditure and disbursement on and
19 after September 1, 2008 shall be reduced by six percent of the
20 amount that was undisbursed as of August 15, 2008
21 4,900,000 (re. \$3,856,000)

22 SUNY Albany semiconductor research corporation (SRC) center for
23 advanced interconnect systems technologies (CAIST), including the
24 payment of liabilities incurred prior to April 1, 2007. No funds
25 shall be expended from this appropriation until the director of the
26 budget has approved a spending plan submitted by the foundation for
27 science, technology and innovation in such detail as the director of
28 the budget may require, provided, however, that the amount of this
29 appropriation available for expenditure and disbursement on and
30 after September 1, 2008 shall be reduced by six percent of the
31 amount that was undisbursed as of August 15, 2008
32 735,000 (re. \$14,000)

33 For services and expenses related to the following: college applied
34 research centers, for matching grants to designated college applied
35 research centers, pursuant to section 209-t of article 10-B of the
36 executive law. No funds shall be expended from this appropriation
37 until the director of the budget has approved a spending plan
38 submitted by the foundation for science, technology and innovation
39 in such detail as the director of the budget may require
40 932,000 (re. \$932,000)

41 For services and expenses of:

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

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

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

45 By chapter 55, section 1, of the laws of 2007, as transferred by chapter
46 53, section 1, of the laws of 2011:

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

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 in such detail as the director of the budget may require
2 320,000 (re. \$260,000)
3 Columbia university/NSF materials research science and engineering
4 center. No funds shall be expended from this appropriation until the
5 director of the budget has approved a spending plan submitted by the
6 foundation for science, technology and innovation in such detail as
7 the director of the budget may require ... 250,000 ... (re. \$63,000)
8 RPI/NSF nanoscale science and engineering center. No funds shall be
9 expended from this appropriation until the director of the budget
10 has approved a spending plan submitted by the foundation for
11 science, technology and innovation in such detail as the director of
12 the budget may require ... 500,000 (re. \$62,000)
13 For services and expenses of:
14 New York State Center for Engineering, Design and Industrial Inno-
15 vation ... 250,000 (re. \$250,000)
16 Focus center - New York. No funds shall be expended from this appro-
17 priation until the director of the budget has approved a spending
18 plan submitted by the foundation for science, technology and inno-
19 vation in such detail as the director of the budget may require,
20 provided, however, that the amount of this appropriation available
21 for expenditure and disbursement on and after September 1, 2008
22 shall be reduced by six percent of the amount that was undisbursed
23 as of August 15, 2008 ... 5,000,000 (re. \$2,207,000)
24 High technology matching grants program, including the security
25 through advanced research and technology (START) initiative to
26 leverage resources from federal or private sources including but not
27 limited to the national science foundation, businesses, industry
28 consortiums, foundations, and other organizations for efforts asso-
29 ciated with high technology economic development, including the
30 payment of liabilities incurred prior to April 1, 2007. No funds
31 shall be expended from this appropriation until the director of the
32 budget has approved a spending plan submitted by the foundation for
33 science, technology and innovation in such detail as the director of
34 the budget may require, provided, however, that the amount of this
35 appropriation available for expenditure and disbursement on and
36 after September 1, 2008 shall be reduced by six percent of the
37 amount that was undisbursed as of August 15, 2008
38 5,000,000 (re. \$4,700,000)
39 For services and expenses related to the following: college applied
40 research centers, for matching grants to designated college applied
41 research centers, pursuant to section 209-t of article 10-B of the
42 executive law. No funds shall be expended from this appropriation
43 until the director of the budget has approved a spending plan
44 submitted by the foundation for science, technology and innovation
45 in such detail as the director of the budget may require
46 960,000 (re. \$960,000)

RESEARCH DEVELOPMENT PROGRAM

General Fund
Local Assistance Account

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:
 2 For the science and technology law center program
 3 343,000 (re. \$343,000)

4 By chapter 55, section 1, of the laws of 2010, as transferred by chapter
 5 53, section 1, of the laws of 2011:
 6 For the science and technology law center program
 7 343,000 (re. \$343,000)

8 By chapter 55, section 1, of the laws of 2009, as transferred by chapter
 9 53, section 1, of the laws of 2011:
 10 Faculty development program ... 2,685,000 (re. \$2,685,000)
 11 Incentive program in accordance with the following:
 12 For the science and technology law center program
 13 343,000 (re. \$343,000)
 14 For expenses related to the incentive program
 15 2,920,000 (re. \$2,920,000)

16 By chapter 55, section 1, of the laws of 2008, as transferred by chapter
 17 53, section 1, of the laws of 2011:
 18 Incentive program in accordance with the following:
 19 For the science and technology law center program
 20 343,000 (re. \$343,000)
 21 For expenses related to the incentive program
 22 2,920,000 (re. \$2,920,000)
 23 Faculty development program ... 2,685,000 (re. \$2,450,000)

24 By chapter 55, section 1, of the laws of 2007, as transferred by chapter
 25 53, section 1, of the laws of 2011:
 26 Incentive program in accordance with the following:
 27 For the science and technology law center program
 28 350,000 (re. \$150,000)
 29 Faculty development program, provided, however, that the amount of
 30 this appropriation available for expenditure and disbursement on and
 31 after September 1, 2008 shall be reduced by six percent of the
 32 amount that was undisbursed as of August 15, 2008
 33 4,000,000 (re. \$3,760,000)
 34 For services and expenses of the James D. Watson investigator program,
 35 provided, however, that the amount of this appropriation available
 36 for expenditure and disbursement on and after September 1, 2008
 37 shall be reduced by six percent of the amount that was undisbursed
 38 as of August 15, 2008 ... 1,000,000 (re. \$640,000)
 39 For expenses related to the incentive program, provided, however, that
 40 the amount of this appropriation available for expenditure and
 41 disbursement on and after September 1, 2008 shall be reduced by six
 42 percent of the amount that was undisbursed as of August 15, 2008 ...
 43 4,000,000 (re. \$3,760,000)

44 TRAINING AND BUSINESS ASSISTANCE PROGRAM

45 General Fund
 46 Local Assistance Account

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

9 By chapter 55, section 1, of the laws of 2010, as transferred by chapter
 10 53, section 1, of the laws of 2011:
 11 For services and expenses of state matching funds for the federal
 12 manufacturing extension partnership program.
 13 Notwithstanding any inconsistent provision of law, the director of the
 14 budget may suballocate up to the full amount of this appropriation
 15 to any department, agency or authority. No funds shall be expended
 16 from this appropriation until the director of the budget has
 17 approved a spending plan submitted by the foundation for science,
 18 technology and innovation in such detail as the director of the
 19 budget may require ... 1,470,000 (re. \$96,000)

20 By chapter 55, section 1, of the laws of 2007, as transferred by chapter
 21 53, section 1, of the laws of 2011:
 22 For services and expenses related to development of emerging technolo-
 23 gy workforce training programs at community colleges
 24 2,100,000 (re. \$1,053,000)

PROJECT	AMOUNT
-----	-----
	(thousands)
For services and expenses related to emerg- ing technology workforce training at Onon- daga county community college	700,000
For services and expenses related to emerg- ing technology workforce training at Monroe county community college	700,000
For services and expenses related to emerg- ing technology workforce training at Hudson valley community college	700,000

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

42 By chapter 53, section 1, of the laws of 2011:
 43 Notwithstanding any inconsistent provision of law, the director of the
 44 budget may suballocate up to the full amount of this appropriation
 45 to any department, agency or authority
 46 9,100,000 (re. \$6,295,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 SMALL BUSINESS CREDIT INITIATIVE PROGRAM

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

5 By chapter 103, section 3, of the laws of 2011:

6 For programs and activities authorized pursuant to section sixteen-f
7 of the new york state urban development corporation act, including
8 any services and costs associated with administration of such
9 programs and activities, subject to the limitations imposed by
10 federal funding requirements. Notwithstanding any provision of law
11 to the contrary, such moneys shall be paid by the department of
12 economic development to the new york state urban development corpo-
13 ration from federal operating grant moneys deposited in the state
14 treasury for the federal state small business credit initiative.
15 Provided further that, notwithstanding any inconsistent provision of
16 law, subject to the approval of the director of the budget, funds
17 appropriated herein may be interchanged with any other item of
18 appropriation to be funded from the small business credit initiative
19 account ... 10,405,173 (re. \$10,405,173)

20 For programs and activities authorized pursuant to section sixteen-k
21 of the new york state urban development corporation act, including
22 any services and costs associated with administration of such
23 programs and activities, subject to the limitations imposed by
24 federal funding requirements. Notwithstanding any provision of law
25 to the contrary, such moneys shall be paid by the department of
26 economic development to the new york state urban development corpo-
27 ration from federal operating grant moneys deposited in the state
28 treasury for the federal state small business credit initiative.
29 Provided further that, notwithstanding any inconsistent provision of
30 law, subject to the approval of the director of the budget, funds
31 appropriated herein may be interchanged with any other item of
32 appropriation to be funded from the small business credit initiative
33 account ... 18,994,204 (re. \$18,994,204)

34 For programs and activities authorized pursuant to section sixteen-u
35 of the new york state urban development corporation act, including
36 any services and costs associated with administration of such
37 programs and activities, subject to the limitations imposed by
38 federal funding requirements. Notwithstanding any provision of law
39 to the contrary, such moneys shall be paid by the department of
40 economic development to the new york state urban development corpo-
41 ration from federal operating grant moneys deposited in the state
42 treasury for the federal state small business credit initiative.
43 Provided further that, notwithstanding any inconsistent provision of
44 law, subject to the approval of the director of the budget, funds
45 appropriated herein may be inter changed with any other item of
46 appropriation to be funded from the small business credit initiative
47 account ... 25,952,157 (re. \$25,952,157)

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

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

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

SCHEDULE

11 ADULT CAREER AND CONTINUING EDUCATION SERVICES PROGRAM 218,049,000
 12 -----

13 General Fund
 14 Local Assistance Account

15 For case services provided on or after Octo-
 16 ber 1, 2010 to disabled individuals in
 17 accordance with economic eligibility
 18 criteria developed by the department 54,000,000
 19 For services and expenses of independent
 20 living centers 12,361,000
 21 For college readers aid payments 294,000
 22 For services and expenses of supported
 23 employment and integrated employment
 24 opportunities provided on or after October
 25 1, 2010:
 26 For services and expenses of programs
 27 providing or leading to the provision of
 28 time-limited services or long-term support
 29 services 15,160,000
 30 -----
 31 Program account subtotal 81,815,000
 32 -----

33 Special Revenue Funds - Federal
 34 Federal Department of Education Fund
 35 Federal Department of Education Account

36 For case services provided to individuals
 37 with disabilities 70,000,000
 38 For the independent living program 2,572,000
 39 For the supported employment program 2,500,000
 40 For grants to schools and other eligible
 41 entities for adult basic education, liter-
 42 acy, and civics education pursuant to the
 43 workforce investment act 48,704,000
 44 -----

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1	Program account subtotal	123,776,000
2		-----
3	Special Revenue Funds - Other	
4	Miscellaneous Special Revenue Fund	
5	VESID Social Security Account	
6	For the rehabilitation of social security	
7	disability beneficiaries	11,760,000
8		-----
9	Program account subtotal	11,760,000
10		-----
11	Special Revenue Funds - Other	
12	Vocational Rehabilitation Fund	
13	Vocational Rehabilitation Account	
14	For services and expenses of the special	
15	workers' compensation program	698,000
16		-----
17	Program account subtotal	698,000
18		-----
19	CULTURAL EDUCATION PROGRAM	107,221,000
20		-----
21	General Fund	
22	Local Assistance Account	
23	Aid to public libraries including aid to New	
24	York public library (NYPL) and NYPL's	
25	science industry and business library.	
26	Provided that, notwithstanding any	
27	provision of law, rule or regulation to	
28	the contrary, such aid, and the state's	
29	liability therefor, shall represent	
30	fulfillment of the state's obligation for	
31	this program	79,012,000
32	Aid to educational television and radio.	
33	Notwithstanding any provision of law, rule	
34	or regulation to the contrary, the amount	
35	appropriated herein shall represent	
36	fulfillment of the state's obligation for	
37	this program	14,002,000
38		-----
39	Program account subtotal	93,014,000
40		-----
41	Special Revenue Funds - Federal	
42	Federal Operating Grants Fund	
43	Federal Operating Grants Account	

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1	For aid to public libraries pursuant to	
2	various federal laws including the library	
3	services technology act	5,400,000
4		-----
5	Program account subtotal	5,400,000
6		-----
7	Special Revenue Funds - Other	
8	New York State Local Government Records Management	
9	Improvement Fund	
10	Local Government Records Management Account	
11	Grants to individual local governments or	
12	groups of cooperating local governments as	
13	provided in section 57.35 of the arts and	
14	cultural affairs law	8,346,000
15	Aid for documentary heritage grants and aid	
16	to eligible archives, libraries, histor-	
17	ical societies, museums, and to certain	
18	organizations including the state educa-	
19	tion department that provide services to	
20	such programs	461,000
21		-----
22	Program account subtotal	8,807,000
23		-----
24	OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM	85,693,000
25		-----
26	General Fund	
27	Local Assistance Account	
28	For liberty partnerships program awards as	
29	prescribed by section 612 of the education	
30	law as added by chapter 425 of the laws of	
31	1988. Notwithstanding any other section of	
32	law to the contrary, funding for such	
33	programs in the 2012-13 fiscal year shall	
34	be limited to the amount appropriated	
35	herein	10,842,000
36	Unrestricted aid to independent colleges and	
37	universities, notwithstanding any other	
38	section of law to the contrary, aid other-	
39	wise due and payable in the 2012-13 fiscal	
40	year shall be limited to the amount appro-	
41	priated herein	35,129,000
42	For higher education opportunity program	
43	awards. Funds appropriated herein shall be	
44	used by independent colleges to expand	
45	opportunities for the educationally and	
46	economically disadvantaged at independent	
47	institutions of higher learning	20,783,000

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1	For science and technology entry program	
2	(STEP) awards	9,774,000
3	For collegiate science and technology entry	
4	program (CSTEP) awards	7,406,000
5	For teacher opportunity corps program awards.....	450,000
6	For state financial assistance to expand	
7	high needs nursing programs at private	
8	colleges and universities in accordance	
9	with section 6401-a of the education law	941,000
10	For services and expenses of the national	
11	board for professional teaching standards	
12	certification grant program	368,000
13		-----
14	OFFICE OF MANAGEMENT SERVICES PROGRAM	5,214,000
15		-----
16	Special Revenue Funds - Other	
17	Combined Gifts, Grants and Bequests Fund	
18	Grants Account	
19	For services and expenses related to the	
20	administration of funds, including grants	
21	to local recipients, paid to the education	
22	department from private foundations,	
23	corporations and individuals and from	
24	public or private funds received as	
25	payment in lieu of honorarium for services	
26	rendered by employees which are related to	
27	such employees' official duties or respon-	
28	sibilities	5,214,000
29		-----
30	OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION	
31	PROGRAM	46,411,350,000
32		-----
33	General Fund	
34	Local Assistance Account	
35	Notwithstanding any inconsistent provision	
36	of law, for general support for public	
37	schools and other specific purposes	
38	provided herein, for the 2012-13 and	
39	2013-14 state fiscal years provided,	
40	however, that not more than 40.35 percent	
41	of this appropriation shall be available	
42	for remaining payments for the 2012-13	
43	state fiscal year payments for general	
44	support for public schools and other	
45	specific purposes provided herein for the	
46	2012-13 school year, nor more that 17.89	

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 percent of this appropriation shall be
2 available for remaining payments for the
3 2012-13 school year payable in the 2013-14
4 state fiscal year and provided further
5 that that notwithstanding any inconsistent
6 provision of law, the remaining amounts
7 available for the 2013-14 school year
8 shall be apportioned to school districts
9 pursuant to the education law and subject
10 to the limitations of this appropriation
11 including the gap elimination adjustment
12 as provided for herein.

13 Provided however that, notwithstanding any
14 inconsistent provision of law, no school
15 district shall be eligible for an appor-
16 tionment from the funds appropriated here-
17 in for the 2012-13 and 2013-14 school
18 years in excess of the amount apportioned
19 to such district for the same time period
20 during the base year unless such school
21 district has submitted documentation that
22 has been approved by the commissioner by
23 January 17, 2013 demonstrating that it has
24 fully implemented new standards and proce-
25 dures for conducting annual professional
26 performance reviews of classroom teachers
27 and building principals to determine
28 teacher and principal effectiveness;
29 provided however that, if any such
30 payments in excess of the amount appor-
31 tioned to such district for the same time
32 period during the base year were made, and
33 the school district has not submitted
34 documentation that it has fully imple-
35 mented new standards and procedures as set
36 forth above by January 17, 2013, the total
37 amount of such payments shall be deducted
38 by the commissioner from future payments
39 to the school district from funds appro-
40 priated herein; and provided further that,
41 for the 2012-13 school year if such
42 deduction is greater than the sum of the
43 amounts available for such deductions, the
44 remainder of the deduction shall be with-
45 held from payments scheduled to be made to
46 the school district pursuant to section
47 3609-a of the education law for the 2013-
48 14 school year in the 2013-14 state fiscal
49 year.

50 Provided further that, notwithstanding any
51 inconsistent provision of law, the commis-
52 sioner shall reduce payments due to each

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1 school district for the 2012-13 school
2 year pursuant to section 3609-a of the
3 education law by an amount equal to the
4 gap elimination adjustment for the 2012-13
5 school year computed for such school
6 district, and such amount shall be
7 deducted from moneys apportioned for the
8 purposes of payments made pursuant to such
9 section 3609-a and if the reduction is
10 greater than the sum of the amounts avail-
11 able for such deductions, the remainder of
12 the reduction shall be withheld from
13 payments scheduled to be made to the
14 school district pursuant to section 3609-a
15 for the 2013-14 school year in the 2013-14
16 state fiscal year, and the commissioner
17 shall also reduce payments due to each
18 school district for the 2013-14 school
19 year pursuant to section 3609-a of the
20 education law by an amount equal to the
21 gap elimination adjustment for the 2013-14
22 school year computed for such school
23 district, and such amount shall be
24 deducted from moneys apportioned for the
25 purposes of payments made pursuant to such
26 section 3609-a in the 2013-14 state fiscal
27 year, and provided further that an amount
28 equal to the amount of such deduction
29 shall be deemed to have been paid to the
30 school district pursuant to this section
31 for the school year for which such
32 deduction is made. The commissioner shall
33 compute such gap elimination adjustment
34 and shall provide a schedule of such
35 reduction in payments to the state comp-
36 troller, the director of the budget, the
37 chair of the senate finance committee and
38 the chair of the assembly ways and means
39 committee, and provided further that the
40 gap elimination adjustment for the 2012-13
41 school year shall be the sum of the gap
42 elimination adjustment for the 2011-12
43 school year and the gap elimination
44 adjustment restoration amount for the
45 2012-13 school year, where the gap elimi-
46 nation adjustment for the 2011-2012 school
47 year shall equal the amount set forth for
48 each school district as "GAP ELIMINATION
49 ADJUSTMENT" under the heading "2011-12
50 ESTIMATED AIDS" in the school aid computer
51 listing produced by the commissioner in
52 support of the enacted budget for the

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1 2011-2012 school year and entitled
2 "SA111-2", and the gap elimination adjust-
3 ment restoration amount for the 2012-13
4 school year for a district shall be
5 computed as follows, based on an electron-
6 ic data file used to produce the school
7 aid computer listing produced by the
8 commissioner in support of the executive
9 budget request submitted for the 2012-13
10 state fiscal year and entitled "BT121-3".
11 The gap elimination adjustment restoration
12 amount for the 2012-13 school year for a
13 school district shall equal the greater of
14 (1) the product of (a) the product of the
15 extraordinary needs index multiplied by
16 two hundred fourteen dollars and fifty
17 cents, computed to two decimal places
18 without rounding, multiplied by (b) the
19 state sharing ratio computed pursuant to
20 paragraph g of subdivision 3 of section
21 3602 of the education law multiplied by
22 (c) the public school district enrollment
23 for the base year, calculated pursuant to
24 subparagraph two of paragraph n of subdi-
25 vision 1 of section 3602 of the education
26 law, where the extraordinary needs index
27 shall be the quotient of the extraordinary
28 needs percent for the district computed
29 pursuant to paragraph w of subdivision 1
30 of section 3602 of the education law
31 divided by the statewide average extraor-
32 dinary needs percent; or
33 (2) for any district with a GEA/TGFE ratio
34 greater than one, where the GEA/TGFE ratio
35 shall be the quotient of (a) the gap elim-
36 ination adjustment for the 2011-12 school
37 year for the district divided by the total
38 general fund expenditures of such district
39 in the base year, divided by (b) the
40 statewide total gap elimination adjustment
41 for the 2011-12 school year divided by
42 total general fund expenditures in the
43 base year, the product of (a) the product
44 of the GEA/TGFE ratio multiplied by ninety
45 dollars, computed to two decimal places
46 without rounding, multiplied by (b) the
47 state sharing ratio computed pursuant to
48 paragraph g of subdivision 3 of section
49 3602 of the education law multiplied by
50 (c) the public school district enrollment
51 for the base year, calculated pursuant to
52 subparagraph two of paragraph n of subdi-

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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

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

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

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

24 Provided further that notwithstanding any
25 provision of law to the contrary, in
26 determining the final payment for the
27 state fiscal year pursuant to section
28 3609-a of the education law, the general
29 support for public schools appropriations
30 for the state fiscal year ending March 31,
31 2013 shall be deemed to include the
32 portion of this appropriation made avail-
33 able for 2012-13 state fiscal year
34 payments for general support for public
35 schools as provided for herein added to
36 the sum of other such designated appropri-
37 ated amounts, and the director of the
38 budget, in approving the final payment for
39 the state fiscal year pursuant to clause
40 iii of subparagraph 3 of paragraph b of
41 subdivision 1 of section 3609-a of the
42 education law, may direct the commissioner
43 of education to apportion an advance in an
44 amount less than that reported by the
45 commissioner of education pursuant to such
46 clause iii of subparagraph 3 of paragraph
47 b of subdivision 1 of section 3609-a of
48 the education law, and provided further
49 that such reduction shall not exceed the
50 amount by which the 2011-12 state fiscal
51 year need computed based on the electronic
52 data file used to produce the school aid

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1 computer listing produced by the commis-
2 sioner in support of the executive budget
3 request for the 2012-13 state fiscal year
4 and entitled "BT121-3" is less than the
5 2011-12 state fiscal year need computed
6 based on the electronic data file used to
7 produce the school aid computer listing
8 produced by the commissioner in support of
9 the enacted budget for the 2011-12 state
10 fiscal year and entitled "SA111-2".

11 Provided further that, notwithstanding any
12 inconsistent provision of law, for any
13 apportionments provided pursuant to
14 sections 701, 711, 751, 753, 3602, 3602-b,
15 3602-c, 3602-e, and 3612 of the education
16 law for claims for which payment is first
17 to be made in the 2012-13 and prior school
18 years, the commissioner shall certify no
19 payment to a school district, other than
20 payments pursuant to subdivisions six-a,
21 eleven, thirteen and fifteen of section
22 thirty-six hundred two of the education
23 law, in excess of the payment computed
24 based on an electronic data file used to
25 produce the school aid computer listing
26 produced by the commissioner in support of
27 the executive budget request submitted for
28 the 2012-13 state fiscal year and entitled
29 "BT121-3", and for any apportionments
30 provided pursuant to sections 701, 711,
31 751, 753, 3602, 3602-b, 3602-c, 3602-e,
32 and 3612 of the education law for claims
33 for which payment is first to be made for
34 the 2013-14 school year, the commissioner
35 shall certify no payment to a school
36 district, other than payments pursuant to
37 subdivisions six-a, eleven, thirteen and
38 fifteen of section thirty-six hundred two
39 of the education law, in excess of the
40 payment computed based on an electronic
41 data file used to produce the school aid
42 computer listing produced by the commis-
43 sioner in support of the executive budget
44 request submitted for the state fiscal
45 year in which such school year begins.
46 Provided, however, no payments shall be
47 barred or reduced where such payment is
48 required as a result of a final audit of
49 the state.

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

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1 et, funds appropriated herein may be
2 interchanged with any other item of appro-
3 priation for general support for public
4 schools within the general fund local
5 assistance account office of prekindergar-
6 ten through grade twelve education
7 program. Notwithstanding any provision of
8 law to the contrary, funds appropriated
9 herein shall be available for payment of
10 liabilities heretofore accrued or hereaft-
11 er to accrue.

12 Notwithstanding any other law, rule or regu-
13 lation to the contrary, funds appropriated
14 herein shall be available for payment of
15 financial assistance net of any disallow-
16 ances, refunds, reimbursement and credits,
17 and may be suballocated to other depart-
18 ments and agencies to accomplish the
19 intent of this appropriation subject to
20 the approval of the director of the budg-
21 et. Notwithstanding any provision of law
22 to the contrary, the portion of this
23 appropriation covering fiscal year 2012-13
24 shall supersede and replace any (i) reap-
25 propriation for this item covering fiscal
26 year 2012-13, and (ii) appropriation for
27 this item covering fiscal year 2012-13 set
28 forth in chapter 53 of the laws of 2011.
29 Notwithstanding section 40 of the state
30 finance law or any provision of law to the
31 contrary, this appropriation shall lapse
32 on March 31, 2014 27,457,258,000

33 For remaining 2011-12 and prior school year
34 obligations, provided that notwithstanding
35 any provision of law to the contrary, the
36 commissioner shall reduce payments due to
37 each district for the 2012-13 state fiscal
38 year pursuant to section 3609-a of the
39 education law by an amount based on the
40 gap elimination adjustment for 2011-2012
41 school year for such district, where such
42 amount shall be deducted from moneys
43 apportioned for the purposes of payments
44 made for the 2011-12 school year pursuant
45 to section 3609-a of the education law,
46 and provided further that the gap elimi-
47 nation adjustment for 2011-12 school year
48 shall equal the amount set forth for each
49 school district as "GAP ELIMINATION
50 ADJUSTMENT" under the heading "2011-12
51 ESTIMATED AIDS" in the school aid computer
52 listing produced by the commissioner in

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

13 Provided further that notwithstanding any
14 provision of law to the contrary, in
15 determining the final payment for the
16 state fiscal year pursuant to section
17 3609-a of the education law, the general
18 support for public schools appropriations
19 for the state fiscal year ending March 31,
20 2013 shall be deemed to include the
21 portion of this appropriation made avail-
22 able for 2012-13 state fiscal year
23 payments for general support for public
24 schools as provided for herein added to
25 the sum of other such designated appropri-
26 ated amounts.

27 Provided further that, notwithstanding any
28 inconsistent provision of law, for any
29 apportionments provided pursuant to
30 sections 701, 711, 751, 753, 3602, 3602-b,
31 3602-c, 3602-e, and 3612 of the education
32 law for claims for which payment is first
33 to be made in the 2011-12 and prior school
34 years, the commissioner shall certify no
35 payment to a school district, other than
36 payments pursuant to subdivisions six-a,
37 eleven, thirteen and fifteen of section
38 thirty-six hundred two of the education
39 law, in excess of the payment computed
40 based on an electronic data file used to
41 produce the school aid computer listing
42 produced by the commissioner in support of
43 the executive budget request submitted for
44 the 2012-13 state fiscal year and entitled
45 "BT121-3". Provided, however, no payments
46 shall be barred or reduced where such
47 payment is required as a result of a final
48 audit of the state.

49 Notwithstanding any other law, rule or regu-
50 lation to the contrary, funds appropriated
51 herein shall be available for payment of
52 financial assistance net of any disallow-

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1 ances, refunds, reimbursement and credits,
2 and may be suballocated to other depart-
3 ments and agencies to accomplish the
4 intent of this appropriation subject to
5 the approval of the director of the budg-
6 et. Notwithstanding any provision of law
7 to the contrary, funds appropriated herein
8 shall be available for payment of liabil-
9 ities heretofore accrued or hereafter to
10 accrue. Notwithstanding any provision of
11 law to the contrary, the portion of this
12 appropriation covering fiscal year 2012-13
13 shall supersede and replace any (i) reap-
14 propriation for this item covering fiscal
15 year 2012-13, and (ii) appropriation for
16 this item covering fiscal year 2012-13 set
17 forth in chapter 53 of the laws of 2011 .. 5,016,058,000
18 Funds appropriated herein shall be available
19 for reimbursement for the education of
20 homeless children and youth for the 2012-
21 13 and 2013-14 school years pursuant to
22 section 3209 of the education law, includ-
23 ing reimbursement for expenditures for the
24 transportation of homeless children pursu-
25 ant to paragraph b of subdivision 4 of
26 section 3209 of the education law, up to
27 the amount of the approved costs of the
28 most cost-effective mode of transporta-
29 tion, in accordance with a plan prepared
30 by the commissioner of education and
31 approved by the director of the budget
32 provided that no more than \$12,058,000
33 shall be available for 2012-13 state
34 fiscal year payments for general support
35 for public schools for the 2012-13 school
36 year, and further provided that in each of
37 the 2012-13 and 2013-14 state fiscal years
38 the sum of \$30,000 may be transferred to
39 the credit of the state purposes account
40 of the state education department to carry
41 out the purposes of such section relating
42 to reimbursement of youth shelters trans-
43 porting such pupils and provided further
44 that, notwithstanding any inconsistent
45 provision of law, subject to the approval
46 of the director of the budget, funds
47 appropriated herein may be interchanged
48 with any other item of appropriation for
49 general support for public schools within
50 the general fund local assistance account
51 office of prekindergarten through grade
52 twelve education program.

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1 Provided further that notwithstanding any
 2 provision of law to the contrary, in
 3 determining the final payment for the
 4 state fiscal year pursuant to section
 5 3609-a of the education law, the general
 6 support for public schools appropriations
 7 for the state fiscal year ending March 31,
 8 2013 shall be deemed to include the
 9 portion of this appropriation made avail-
 10 able for 2012-13 state fiscal year
 11 payments for general support for public
 12 schools as provided for herein added to
 13 the sum of other such designated appropri-
 14 ated amounts.

15 Notwithstanding any other law, rule or regu-
 16 lation to the contrary, funds appropriated
 17 herein shall be available for payment of
 18 financial assistance net of any disallow-
 19 ances, refunds, reimbursement and credits,
 20 and may be suballocated to other depart-
 21 ments and agencies to accomplish the
 22 intent of this appropriation subject to
 23 the approval of the director of the budg-
 24 et. Notwithstanding any provision of law
 25 to the contrary, funds appropriated herein
 26 shall be available for payment of liabil-
 27 ities heretofore accrued or hereafter to
 28 accrue. Notwithstanding any provision of
 29 law to the contrary, the portion of this
 30 appropriation covering fiscal year 2012-13
 31 shall supersede and replace any (i) reap-
 32 propriation for this item covering fiscal
 33 year 2012-13, and (ii) appropriation for
 34 this item covering fiscal year 2012-13 set
 35 forth in chapter 53 of the laws of 2011.
 36 Notwithstanding section 40 of the state
 37 finance law or any provision of law to the
 38 contrary, this appropriation shall lapse
 39 on March 31, 2014 30,283,000

40 Funds appropriated herein shall be available
 41 during the 2012-13 and 2013-14 school
 42 years for bilingual education grants to
 43 school districts, boards of cooperative
 44 educational services, colleges and univer-
 45 sities, and an entity, chosen through a
 46 competitive procurement process, to assist
 47 schools and districts to conduct self
 48 assessments to identify areas that need to
 49 be strengthened and to ensure compliance
 50 with the various federal, state and local
 51 laws that govern limited English profi-
 52 ciency and English language learning

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1 education, provided, however, that the sum
2 of such grants shall not exceed
3 \$12,500,000 for each such school year, and
4 provided further that no more than
5 \$8,750,000 shall be available for 2012-13
6 state fiscal year payments for general
7 support for public schools for the 2012-13
8 school year, and provided further that,
9 notwithstanding any inconsistent provision
10 of law, subject to the approval of the
11 director of the budget, funds appropriated
12 herein may be interchanged with any other
13 item of appropriation for general support
14 for public schools within the general fund
15 local assistance account office of prekin-
16 dergarten through grade twelve education
17 program.

18 Provided further that notwithstanding any
19 provision of law to the contrary, in
20 determining the final payment for the
21 state fiscal year pursuant to section
22 3609-a of the education law, the general
23 support for public schools appropriations
24 for the state fiscal year ending March 31,
25 2013 shall be deemed to include the
26 portion of this appropriation made avail-
27 able for 2012-13 state fiscal year
28 payments for general support for public
29 schools as provided for herein added to
30 the sum of other such designated appropri-
31 ated amounts.

32 Notwithstanding any other law, rule or regu-
33 lation to the contrary, funds appropriated
34 herein shall be available for payment of
35 financial assistance net of any disallow-
36 ances, refunds, reimbursement and credits,
37 and may be suballocated to other depart-
38 ments and agencies to accomplish the
39 intent of this appropriation subject to
40 the approval of the director of the budg-
41 et. Notwithstanding any provision of law
42 to the contrary, funds appropriated herein
43 shall be available for payment of liabil-
44 ities heretofore accrued or hereafter to
45 accrue. Notwithstanding any provision of
46 law to the contrary, the portion of this
47 appropriation covering fiscal year 2012-13
48 shall supersede and replace any (i) reap-
49 propriation for this item covering fiscal
50 year 2012-13, and (ii) appropriation for
51 this item covering fiscal year 2012-13 set
52 forth in chapter 53 of the laws of 2011.

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

5 Funds appropriated herein shall be available
6 in the 2012-13 and 2013-14 school years
7 for school districts and boards of cooper-
8 ative educational services applications
9 for funding of approved learning technolo-
10 gy programs approved by the commissioner
11 of education, including services benefit-
12 ing nonpublic school students, pursuant to
13 regulations promulgated by the commission-
14 er of education and approved by the direc-
15 tor of the budget. Provided, however, that
16 the sum of such grants shall not exceed
17 \$3,285,000 for each such school year, and
18 provided further that no more than
19 \$2,300,000 shall be available for 2012-13
20 state fiscal year payments for general
21 support for public schools for the 2012-13
22 school year, and provided further that,
23 notwithstanding any inconsistent provision
24 of law, subject to the approval of the
25 director of the budget, funds appropriated
26 herein may be interchanged with any other
27 item of appropriation for general support
28 for public schools within the general fund
29 local assistance account office of prekin-
30 dergarten through grade twelve education
31 program.

32 Provided further that notwithstanding any
33 provision of law to the contrary, in
34 determining the final payment for the
35 state fiscal year pursuant to section
36 3609-a of the education law, the general
37 support for public schools appropriations
38 for the state fiscal year ending March 31,
39 2013 shall be deemed to include the
40 portion of this appropriation made avail-
41 able for 2012-13 state fiscal year
42 payments for general support for public
43 schools as provided for herein added to
44 the sum of other such designated appropri-
45 ated amounts.

46 Notwithstanding any other law, rule or regu-
47 lation to the contrary, funds appropriated
48 herein shall be available for payment of
49 financial assistance net of any disallow-
50 ances, refunds, reimbursement and credits,
51 and may be suballocated to other depart-
52 ments and agencies to accomplish the

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1 intent of this appropriation subject to
2 the approval of the director of the budg-
3 et. Notwithstanding any provision of law
4 to the contrary, funds appropriated herein
5 shall be available for payment of liabil-
6 ities heretofore accrued or hereafter to
7 accrue. Notwithstanding any provision of
8 law to the contrary, the portion of this
9 appropriation covering fiscal year 2012-13
10 shall supersede and replace any (i) reap-
11 propriation for this item covering fiscal
12 year 2012-13, and (ii) appropriation for
13 this item covering fiscal year 2012-13 set
14 forth in chapter 53 of the laws of 2011.
15 Notwithstanding section 40 of the state
16 finance law or any provision of law to the
17 contrary, this appropriation shall lapse
18 on March 31, 2014 5,585,000

19 Funds appropriated herein shall be available
20 for the voluntary interdistrict urban-su-
21 burban transfer program aid pursuant to
22 subdivision 15 of section 3602 of the
23 education law for the 2012-13 and 2013-14
24 school years, provided that no more than
25 \$1,911,000 shall be available for 2012-13
26 state fiscal year payments for general
27 support for public schools for the 2012-13
28 school year, and provided further that,
29 notwithstanding any inconsistent provision
30 of law, subject to the approval of the
31 director of the budget, funds appropriated
32 herein may be interchanged with any other
33 item of appropriation for general support
34 for public schools within the general fund
35 local assistance account office of prekin-
36 dergarten through grade twelve education
37 program.

38 Provided further that notwithstanding any
39 provision of law to the contrary, in
40 determining the final payment for the
41 state fiscal year pursuant to section
42 3609-a of the education law, the general
43 support for public schools appropriations
44 for the state fiscal year ending March 31,
45 2013 shall be deemed to include the
46 portion of this appropriation made avail-
47 able for 2012-13 state fiscal year
48 payments for general support for public
49 schools as provided for herein added to
50 the sum of other such designated appropri-
51 ated amounts.

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1 Notwithstanding any other law, rule or regu-
2 lation to the contrary, funds appropriated
3 herein shall be available for payment of
4 financial assistance net of any disallow-
5 ances, refunds, reimbursement and credits,
6 and may be suballocated to other depart-
7 ments and agencies to accomplish the
8 intent of this appropriation subject to
9 the approval of the director of the budg-
10 et. Notwithstanding any provision of law
11 to the contrary, funds appropriated herein
12 shall be available for payment of liabil-
13 ities heretofore accrued or hereafter to
14 accrue. Notwithstanding any provision of
15 law to the contrary, the portion of this
16 appropriation covering fiscal year 2012-13
17 shall supersede and replace any (i) reap-
18 propriation for this item covering fiscal
19 year 2012-13, and (ii) appropriation for
20 this item covering fiscal year 2012-13 set
21 forth in chapter 53 of the laws of 2011.
22 Notwithstanding section 40 of the state
23 finance law or any provision of law to the
24 contrary, this appropriation shall lapse
25 on March 31, 2014 4,641,000
26 Funds appropriated herein shall be available
27 for additional apportionments of building
28 aid for school districts educating pupils
29 residing on Indian reservations calculated
30 pursuant to subdivision 6-a of section
31 3602 of the education law for the 2012-13
32 and 2013-14 school years provided that,
33 notwithstanding any inconsistent provision
34 of law, subject to the approval of the
35 director of the budget, funds appropriated
36 herein may be interchanged with any other
37 item of appropriation for general support
38 for public schools within the general fund
39 local assistance account office of prekin-
40 dergarten through grade twelve education
41 program, provided that no more than
42 \$3,500,000 shall be available for 2012-13
43 state fiscal year payments for general
44 support for public schools for the 2012-13
45 school year.
46 Provided further that notwithstanding any
47 provision of law to the contrary, in
48 determining the final payment for the
49 state fiscal year pursuant to section
50 3609-a of the education law, the general
51 support for public schools appropriations
52 for the state fiscal year ending March 31,

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1 2013 shall be deemed to include the
2 portion of this appropriation made avail-
3 able for 2012-13 state fiscal year
4 payments for general support for public
5 schools as provided for herein added to
6 the sum of other such designated appropri-
7 ated amounts.

8 Notwithstanding any other law, rule or regu-
9 lation to the contrary, funds appropriated
10 herein shall be available for payment of
11 financial assistance net of any disallow-
12 ances, refunds, reimbursement and credits,
13 and may be suballocated to other depart-
14 ments and agencies to accomplish the
15 intent of this appropriation subject to
16 the approval of the director of the budg-
17 et. Notwithstanding any provision of law
18 to the contrary, funds appropriated herein
19 shall be available for payment of liabil-
20 ities heretofore accrued or hereafter to
21 accrue. Notwithstanding any provision of
22 law to the contrary, the portion of this
23 appropriation covering fiscal year 2012-13
24 shall supersede and replace any (i) reap-
25 propriation for this item covering fiscal
26 year 2012-13, and (ii) appropriation for
27 this item covering fiscal year 2012-13 set
28 forth in chapter 53 of the laws of 2011.
29 Notwithstanding section 40 of the state
30 finance law or any provision of law to the
31 contrary, this appropriation shall lapse
32 on March 31, 2014 8,500,000

33 Funds appropriated herein shall be available
34 during the 2012-13 and 2013-14 school
35 years for the education of youth incarcer-
36 ated in county correctional facilities
37 pursuant to subdivision 13 of section 3602
38 of the education law, provided that no
39 more than \$13,650,000 shall be available
40 for 2012-13 state fiscal year payments for
41 general support for public schools for the
42 2012-13 school year, and further provided
43 that, notwithstanding any inconsistent
44 provision of law, subject to the approval
45 of the director of the budget, funds
46 appropriated herein may be interchanged
47 with any other item of appropriation for
48 general support for public schools within
49 the general fund local assistance account
50 office of prekindergarten through grade
51 twelve education program.

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1 Provided further that notwithstanding any
2 provision of law to the contrary, in
3 determining the final payment for the
4 state fiscal year pursuant to section
5 3609-a of the education law, the general
6 support for public schools appropriations
7 for the state fiscal year ending March 31,
8 2013 shall be deemed to include the
9 portion of this appropriation made avail-
10 able for 2012-13 state fiscal year
11 payments for general support for public
12 schools as provided for herein added to
13 the sum of other such designated appropri-
14 ated amounts.

15 Notwithstanding any other law, rule or regu-
16 lation to the contrary, funds appropriated
17 herein shall be available for payment of
18 financial assistance net of any disallow-
19 ances, refunds, reimbursement and credits,
20 and may be suballocated to other depart-
21 ments and agencies to accomplish the
22 intent of this appropriation subject to
23 the approval of the director of the budg-
24 et. Notwithstanding any provision of law
25 to the contrary, funds appropriated herein
26 shall be available for payment of liabil-
27 ities heretofore accrued or hereafter to
28 accrue. Notwithstanding any provision of
29 law to the contrary, the portion of this
30 appropriation covering fiscal year 2012-13
31 shall supersede and replace any (i) reap-
32 propriation for this item covering fiscal
33 year 2012-13, and (ii) appropriation for
34 this item covering fiscal year 2012-13 set
35 forth in chapter 53 of the laws of 2011.
36 Notwithstanding section 40 of the state
37 finance law or any provision of law to the
38 contrary, this appropriation shall lapse
39 on March 31, 2014 34,150,000

40 Funds appropriated herein shall be available
41 for the 2012-13 and 2013-14 school years
42 for the education of students who reside
43 in a school operated by the office of
44 mental health or the office of people with
45 developmental disabilities pursuant to
46 subdivision 5 of section 3202 of the
47 education law, provided that no more than
48 \$53,200,000 shall be available for 2012-13
49 state fiscal year payments for general
50 support for public schools for the 2012-13
51 school year, provided that, notwithstand-
52 ing any inconsistent provision of law,

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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

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1 2012-13 state fiscal year payments for
2 general support for public schools for the
3 2012-13 school year, and further provided
4 that, subject to the approval of the
5 director of the budget, such funds may be
6 used for payments to the dormitory author-
7 ity on behalf of eligible special act
8 school districts pursuant to chapter 737
9 of the laws of 1988 provided that,
10 notwithstanding any inconsistent provision
11 of law, subject to the approval of the
12 director of the budget, funds appropriated
13 herein may be interchanged with any other
14 item of appropriation for general support
15 for public schools within the general fund
16 local assistance account office of prekin-
17 dergarten through grade twelve education
18 program.

19 Provided further that notwithstanding any
20 provision of law to the contrary, in
21 determining the final payment for the
22 state fiscal year pursuant to section
23 3609-a of the education law, the general
24 support for public schools appropriations
25 for the state fiscal year ending March 31,
26 2013 shall be deemed to include the
27 portion of this appropriation made avail-
28 able for 2012-13 state fiscal year
29 payments for general support for public
30 schools as provided for herein added to
31 the sum of other such designated appropri-
32 ated amounts.

33 Notwithstanding any other law, rule or regu-
34 lation to the contrary, funds appropriated
35 herein shall be available for payment of
36 financial assistance net of any disallow-
37 ances, refunds, reimbursement and credits,
38 and may be suballocated to other depart-
39 ments and agencies to accomplish the
40 intent of this appropriation subject to
41 the approval of the director of the budg-
42 et. Notwithstanding any provision of law
43 to the contrary, funds appropriated herein
44 shall be available for payment of liabil-
45 ities heretofore accrued or hereafter to
46 accrue. Notwithstanding any provision of
47 law to the contrary, the portion of this
48 appropriation covering fiscal year 2012-13
49 shall supersede and replace any (i) reap-
50 propriation for this item covering fiscal
51 year 2012-13, and (ii) appropriation for
52 this item covering fiscal year 2012-13 set

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

6 Funds appropriated herein shall be available
7 for school bus driver training grants,
8 provided that for aid payable in the
9 2012-13 and 2013-14 school years, the
10 commissioner of education shall allocate
11 school bus driver training grants, not to
12 exceed \$400,000 in each such year, to
13 school districts and boards of cooperative
14 educational services pursuant to sections
15 3650-a, 3650-b and 3650-c of the education
16 law, or for contracts directly with not-
17 for-profit educational organizations for
18 the purposes of this appropriation,
19 provided that no more than \$280,000 shall
20 be available for 2012-13 state fiscal year
21 payments for general support for public
22 schools for the 2012-13 school year, and
23 further provided that, notwithstanding any
24 inconsistent provision of law, subject to
25 the approval of the director of the budg-
26 et, funds appropriated herein may be
27 interchanged with any other item of appro-
28 priation for general support for public
29 schools within the general fund local
30 assistance account office of prekindergar-
31 ten through grade twelve education
32 program.

33 Provided further that notwithstanding any
34 provision of law to the contrary, in
35 determining the final payment for the
36 state fiscal year pursuant to section
37 3609-a of the education law, the general
38 support for public schools appropriations
39 for the state fiscal year ending March 31,
40 2013 shall be deemed to include the
41 portion of this appropriation made avail-
42 able for 2012-13 state fiscal year
43 payments for general support for public
44 schools as provided for herein added to
45 the sum of other such designated appropri-
46 ated amounts.

47 Notwithstanding any other law, rule or regu-
48 lation to the contrary, funds appropriated
49 herein shall be available for payment of
50 financial assistance net of any disallow-
51 ances, refunds, reimbursement and credits,
52 and may be suballocated to other depart-

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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.

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1 Notwithstanding any other law, rule or regu-
2 lation to the contrary, funds appropriated
3 herein shall be available for payment of
4 financial assistance net of any disallow-
5 ances, refunds, reimbursement and credits,
6 and may be suballocated to other depart-
7 ments and agencies to accomplish the
8 intent of this appropriation subject to
9 the approval of the director of the budg-
10 et. Notwithstanding any provision of law
11 to the contrary, funds appropriated herein
12 shall be available for payment of liabil-
13 ities heretofore accrued or hereafter to
14 accrue. Notwithstanding any provision of
15 law to the contrary, the portion of this
16 appropriation covering fiscal year 2012-13
17 shall supersede and replace any (i) reap-
18 propriation for this item covering fiscal
19 year 2012-13, and (ii) appropriation for
20 this item covering fiscal year 2012-13 set
21 forth in chapter 53 of the laws of 2011.
22 Notwithstanding section 40 of the state
23 finance law or any provision of law to the
24 contrary, this appropriation shall lapse
25 on March 31, 2014 3,400,000
26 Funds appropriated herein shall be available
27 for services and expenses of a \$12,000,000
28 special academic improvement grants
29 program in each school year for the 2012-
30 13 and 2013-14 school years payable pursu-
31 ant to subdivision 11 of section 3641 of
32 the education law, provided that no more
33 than \$8,400,000 shall be available for
34 2012-13 state fiscal year payments for
35 general support for public schools for the
36 2012-13 school year, and further provided
37 that, notwithstanding any provisions of
38 law to the contrary, such funds shall be
39 paid in accordance with a schedule devel-
40 oped by the commissioner of education and
41 approved by the director of the budget
42 provided that, notwithstanding any incon-
43 sistent provision of law, subject to the
44 approval of the director of the budget,
45 funds appropriated herein may be inter-
46 changed with any other item of appropri-
47 ation for general support for public
48 schools within the general fund local
49 assistance account office of prekindergar-
50 ten through grade twelve education
51 program.

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1 Provided further that notwithstanding any
2 provision of law to the contrary, in
3 determining the final payment for the
4 state fiscal year pursuant to section
5 3609-a of the education law, the general
6 support for public schools appropriations
7 for the state fiscal year ending March 31,
8 2013 shall be deemed to include the
9 portion of this appropriation made avail-
10 able for 2012-13 state fiscal year
11 payments for general support for public
12 schools as provided for herein added to
13 the sum of other such designated appropri-
14 ated amounts.

15 Notwithstanding any other law, rule or regu-
16 lation to the contrary, funds appropriated
17 herein shall be available for payment of
18 financial assistance net of any disallow-
19 ances, refunds, reimbursement and credits,
20 and may be suballocated to other depart-
21 ments and agencies to accomplish the
22 intent of this appropriation subject to
23 the approval of the director of the budg-
24 et. Notwithstanding any provision of law
25 to the contrary, funds appropriated herein
26 shall be available for payment of liabil-
27 ities heretofore accrued or hereafter to
28 accrue. Notwithstanding any provision of
29 law to the contrary, the portion of this
30 appropriation covering fiscal year 2012-13
31 shall supersede and replace any (i) reap-
32 propriation for this item covering fiscal
33 year 2012-13, and (ii) appropriation for
34 this item covering fiscal year 2012-13 set
35 forth in chapter 53 of the laws of 2011.
36 Notwithstanding section 40 of the state
37 finance law or any provision of law to the
38 contrary, this appropriation shall lapse
39 on March 31, 2014 20,400,000

40 For the education of Native Americans in the
41 2013-14 or prior school years, provided
42 that no more than \$22,400,000 shall be
43 available for 2012-13 state fiscal year
44 payments for general support for public
45 schools for the 2012-13 or prior school
46 years. Funds appropriated herein shall be
47 considered general support for public
48 schools and shall be paid in accordance
49 with a schedule developed by the commis-
50 sioner of education and approved by the
51 director of the budget. Notwithstanding
52 any provision of law to the contrary,

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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,

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1 in addition to any other apportionment,
2 such grants shall only be payable to any
3 city school district in a city having a
4 population in excess of 125,000, and less
5 than 1,000,000 inhabitants, and such
6 district shall be eligible to receive the
7 same amount it was eligible to receive for
8 the 2010-11 school year, provided that no
9 more than \$9,688,000 shall be available
10 for 2012-13 state fiscal year payments for
11 general support for public schools for the
12 2012-13 school year. Funds appropriated
13 herein shall be considered general support
14 for public schools and shall be paid in
15 accordance with a schedule developed by
16 the commissioner of education and approved
17 by the director of the budget.

18 Provided further that notwithstanding any
19 provision of law to the contrary, in
20 determining the final payment for the
21 state fiscal year pursuant to section
22 3609-a of the education law, the general
23 support for public schools appropriations
24 for the state fiscal year ending March 31,
25 2013 shall be deemed to include the
26 portion of this appropriation made avail-
27 able for 2012-13 state fiscal year
28 payments for general support for public
29 schools as provided for herein added to
30 the sum of other such designated appropri-
31 ated amounts.

32 Notwithstanding any provision of law to the
33 contrary, subject to the approval of the
34 director of the budget, funds appropriated
35 herein may be interchanged with any other
36 item of appropriation for general support
37 for public schools within the general fund
38 local assistance account office of prekin-
39 dergarten through grade twelve education
40 program. Notwithstanding any other law,
41 rule or regulation to the contrary, funds
42 appropriated herein shall be available for
43 payment of financial assistance, net of
44 any disallowances, refunds, reimbursements
45 and credits, and may be suballocated to
46 other departments and agencies to accom-
47 plish the intent of this appropriation
48 subject to the approval of the director of
49 the budget. Notwithstanding any provision
50 of law to the contrary, funds appropriated
51 herein shall be available for payment of
52 liabilities heretofore accrued or hereaft-

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1 er to accrue. Notwithstanding any
2 provision of law to the contrary, the
3 portion of this appropriation covering
4 fiscal year 2012-13 shall supersede and
5 replace any (i) reappropriation for this
6 item covering fiscal year 2012-13, and
7 (ii) appropriation for this item covering
8 fiscal year 2012-13 set forth in chapter
9 53 of the laws of 2011. Notwithstanding
10 section 40 of the state finance law or any
11 provision of law to the contrary, this
12 appropriation shall lapse on March 31,
13 2014 23,528,000
14 For remaining obligations for the 2011-12
15 school year or prior school years for
16 support for boards of cooperative educa-
17 tional services and for aid payable in the
18 2012-13 and 2013-14 state fiscal years,
19 for support for boards of cooperative
20 educational services, provided further
21 that no more than \$525,034,000 shall be
22 available for the 2012-13 state fiscal
23 year payments for general support for
24 public schools for the 2011-12 and prior
25 school years and no more than \$206,528,000
26 shall be available for 2012-13 state
27 fiscal year payments for general support
28 for public schools for the 2012-13 school
29 year, provided that, notwithstanding any
30 inconsistent provision of law in no event
31 shall such amounts paid in the 2012-13
32 state fiscal year exceed 50.16 percent of
33 the amount appropriated herein, and
34 provided further that to the extent
35 required by federal law, each board of
36 cooperative educational services receiving
37 a payment pursuant to section 3609-d of
38 the education law in the 2012-13 and
39 2013-14 school years shall be required to
40 set aside from such payment an amount not
41 less than the amount of state aid received
42 pursuant to subdivision 5 of section 1950
43 of the education law in the base year that
44 was attributable to cooperative services
45 agreements (CO-SERs) for career education,
46 as determined by the commissioner of
47 education, and shall be required to use
48 such amount to support career education
49 programs in the current year.
50 Provided further that, notwithstanding any
51 inconsistent provision of law, for any
52 apportionments provided pursuant to

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1 section 1950 of the education law for the
2 2012-13 and prior school years, the
3 commissioner shall certify no payment to a
4 school district in excess of the payment
5 computed based on an electronic data file
6 used to produce the school aid computer
7 listing produced by the commissioner in
8 support of the executive budget request
9 submitted for the 2012-13 state fiscal
10 year and entitled "BT121-3", and for any
11 apportionments provided pursuant to
12 section 1950 of the education law for
13 claims for which payment is first to be
14 made for the 2013-14 school year, the
15 commissioner shall certify no payment to a
16 school district in excess of the payment
17 computed based on an electronic data file
18 used to produce the school aid computer
19 listing produced by the commissioner in
20 support of the executive budget request
21 submitted for the state fiscal year in
22 which such school year begins. Provided,
23 however, no payments shall be barred or
24 reduced where such payment is required as
25 a result of a final audit of the state.

26 Provided further that notwithstanding any
27 provision of law to the contrary, in
28 determining the final payment for the
29 state fiscal year pursuant to section
30 3609-a of the education law, the general
31 support for public schools appropriations
32 for the state fiscal year ending March 31,
33 2013 shall be deemed to include the
34 portion of this appropriation made avail-
35 able for 2012-13 state fiscal year
36 payments for general support for public
37 schools as provided for herein added to
38 the sum of other such designated appropri-
39 ated amounts.

40 Notwithstanding any other law, rule or regu-
41 lation to the contrary, funds appropriated
42 herein shall be available for payment of
43 financial assistance, net of any disallow-
44 ances, refunds, reimbursements and cred-
45 its, and may be suballocated to other
46 departments and agencies to accomplish the
47 intent of this appropriation subject to
48 the approval of the director of the budg-
49 et. Notwithstanding any provision of law
50 to the contrary, funds appropriated herein
51 may be interchanged with any other item of
52 appropriation for general support for

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1 public schools within the general fund
2 local assistance account office of prekin-
3 dergarten through grade twelve education
4 program. Notwithstanding any provision of
5 law to the contrary, funds appropriated
6 herein shall be available for payment of
7 liabilities heretofore accrued or hereaft-
8 er to accrue. Notwithstanding any
9 provision of law to the contrary, the
10 portion of this appropriation covering
11 fiscal year 2012-13 shall supersede and
12 replace any (i) reappropriation for this
13 item covering fiscal year 2012-13, and
14 (ii) appropriation for this item covering
15 fiscal year 2012-13 set forth in chapter
16 53 of the laws of 2011. Notwithstanding
17 section 40 of the state finance law or any
18 provision of law to the contrary, this
19 appropriation shall lapse on March 31,
20 2014 1,458,543,000

21 For the teachers of tomorrow awards to
22 school districts for the 2012-13 and
23 2013-14 school years in the amount of
24 \$25,000,000 for each school year, provided
25 that \$5,000,000 of this total amount in
26 such school year shall be made available
27 for a program to be developed by the
28 commissioner of education to attract qual-
29 ified teachers that have received or will
30 receive a transitional certificate and
31 agree to teach mathematics or science in a
32 low performing school, further provided
33 that of this \$5,000,000, a total of up to
34 \$500,000 in each such school year shall be
35 made available for demonstration programs
36 in the Yonkers and Syracuse city school
37 districts to increase the number of teach-
38 ers in such districts who teach math,
39 science and related areas and who have
40 such a transitional certificate, and
41 provided that no more than \$17,500,000
42 shall be available for 2012-13 state
43 fiscal year payments for general support
44 for public schools for the 2012-13 school
45 year.

46 Provided further that notwithstanding any
47 provision of law to the contrary, in
48 determining the final payment for the
49 state fiscal year pursuant to section
50 3609-a of the education law, the general
51 support for public schools appropriations
52 for the state fiscal year ending March 31,

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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.

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1 Notwithstanding any provision of law to the
2 contrary, funds appropriated herein may be
3 suballocated, subject to the approval of
4 the director of the budget, to other
5 departments and agencies to accomplish the
6 intent of this appropriation and subject
7 to the approval of the director of the
8 budget, such funds shall be available to
9 the department net of disallowances,
10 refunds, reimbursements and credits.
11 Provided further that notwithstanding any
12 provision of law to the contrary, in
13 determining the final payment for the
14 state fiscal year pursuant to section
15 3609-a of the education law, the general
16 support for public schools appropriations
17 for the state fiscal year ending March 31,
18 2013 shall be deemed to include the
19 portion of this appropriation made avail-
20 able for 2012-13 state fiscal year
21 payments for general support for public
22 schools as provided for herein added to
23 the sum of other such designated appropri-
24 ated amounts.
25 Funds appropriated herein shall be consid-
26 ered general support for public schools.
27 Notwithstanding any provision of law to
28 the contrary, funds appropriated herein
29 may be interchanged with any other item of
30 appropriation for general support for
31 public schools within the general fund
32 local assistance account office of prekin-
33 dergarten through grade twelve education
34 program. Notwithstanding any provision of
35 law to the contrary, funds appropriated
36 herein shall be available for payment of
37 liabilities heretofore accrued or hereaft-
38 er to accrue. Notwithstanding any
39 provision of law to the contrary, the
40 portion of this appropriation covering
41 fiscal year 2012-13 shall supersede and
42 replace any (i) reappropriation for this
43 item covering fiscal year 2012-13, and
44 (ii) appropriation for this item covering
45 fiscal year 2012-13 set forth in chapter
46 53 of the laws of 2011. Notwithstanding
47 section 40 of the state finance law or any
48 provision of law to the contrary, this
49 appropriation shall lapse on March 31,
50 2014 192,000,000
51 For payments to school districts required
52 pursuant to section 3609-g of the educa-

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1 tion law to reimburse school districts for
 2 costs associated with the payment of the
 3 metropolitan commuter transportation
 4 mobility tax. Pursuant to part B of chap-
 5 ter 56 of the laws of 2011, such
 6 reimbursement will be made for tax
 7 payments made by school districts for
 8 periods prior to April 1, 2012 60,000,000
 9 For services and expenses of remaining obli-
 10 gations for the 2011-12 school year for
 11 support for the operation of targeted
 12 prekindergarten for those providers not
 13 eligible to receive funding pursuant to
 14 section 3602-e of the education law and
 15 for support for providers continuing to
 16 operate such programs in the 2012-13
 17 school year. Such funds shall be expended
 18 pursuant to a plan developed by the
 19 commissioner of education and approved by
 20 the director of the budget 1,303,000
 21 For education of children of migrant workers
 22 for the 2012-13 school year 89,000
 23 For grants to schools for programs involving
 24 literacy and basic education for public
 25 assistance recipients for the 2012-13
 26 school year for those programs adminis-
 27 tered by the state education department 1,843,000
 28 For competitive grants for adult literacy/
 29 education aid to public and private not-
 30 for-profit agencies, including but not
 31 limited to, 2 and 4 year colleges, commu-
 32 nity based organizations, libraries, and
 33 volunteer literacy organizations and
 34 institutions which meet quality standards
 35 promulgated by the commissioner of educa-
 36 tion to provide programs of basic litera-
 37 cy, high school equivalency, and English
 38 as a second language to persons 16 years
 39 of age or older for the 2012-13 school
 40 year 4,293,000
 41 For the school lunch and breakfast program.
 42 Funds for the school lunch and breakfast
 43 program shall be expended subject to the
 44 limitation of funds available and may be
 45 used to reimburse sponsors of non-profit
 46 school lunch, breakfast, or other school
 47 child feeding programs based upon the
 48 number of federally reimbursable break-
 49 fasts and lunches served to students under
 50 such program agreements entered into by
 51 the state education department and such
 52 sponsors, in accordance with an act of

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 Congress entitled the "National School
2 Lunch Act," P.L. 79-396, as amended, or
3 the provisions of the "Child Nutrition Act
4 of 1966," P.L. 89-642, as amended, in the
5 case of school breakfast programs to reim-
6 burse sponsors in excess of the federal
7 rates of reimbursement. Notwithstanding
8 any provision of law to the contrary, the
9 moneys hereby appropriated, or so much
10 thereof as may be necessary, are to be
11 available for the purposes herein speci-
12 fied for obligations heretofore accrued or
13 hereafter to accrue for the school years
14 beginning July 1, 2010, July 1, 2011 and
15 July 1, 2012.

16 Notwithstanding any law, rule or regulation
17 to the contrary, the amount appropriated
18 herein represents the maximum amount paya-
19 ble during the 2012-13 state fiscal year
20 for state reimbursement for school lunch
21 and breakfast programs 33,700,000

22 For nonpublic school aid payable in the
23 2012-13 state fiscal year. Notwithstanding
24 any provision of law, rule or regulation
25 to the contrary, the amount appropriated
26 herein represents the maximum amount paya-
27 ble during the 2012-13 state fiscal year 90,400,000

28 For aid payable for additional nonpublic
29 school aid. Notwithstanding any inconsis-
30 tent provision of law, funds appropriated
31 herein shall be available for payment of
32 aid heretofore accrued and hereafter to
33 accrue provided that, notwithstanding any
34 provision of law, rule or regulation to
35 the contrary, the amount appropriated
36 herein represents the maximum amount paya-
37 ble during the 2012-13 state fiscal year 26,220,000

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

42 For costs associated with schools for the
43 blind and deaf and other students with
44 disabilities subject to article 85 of the
45 education law, including state aid for
46 blind and deaf pupils in certain insti-
47 tutions to be paid for the purposes
48 provided under section 4204-a of the
49 education law for the education of deaf
50 children under 3 years of age, including
51 transfers to the miscellaneous special
52 revenue fund Rome school for the deaf

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

4 Of the amounts appropriated herein, up to
5 \$84,700,000 shall be available for
6 reimbursement to school districts for the
7 tuition costs of students attending
8 schools for the blind and deaf during the
9 2011-12 school year pursuant to subdivi-
10 sion 2 of section 4204 of education law
11 and subdivision 2 of section 4207 of
12 education law, up to \$5,600,000 shall be
13 available for debt service on capital
14 construction projects financed through the
15 state dormitory authority, and up to
16 \$9,000,000 shall be available for remain-
17 ing allowable purposes.

18 Provided further that, notwithstanding any
19 inconsistent provision of law, upon
20 disbursement of funds appropriated for
21 allowances to schools for the blind and
22 deaf in the individuals with disabilities
23 program special revenue funds-federal/aid
24 to localities for purposes of this appro-
25 priation, funds appropriated herein shall
26 be reduced in an amount equivalent to such
27 disbursement and the portion of this
28 appropriation so affected shall have no
29 further force or effect.

30 Notwithstanding any provision of the law to
31 the contrary, funds appropriated herein
32 shall be available for payment of liabil-
33 ities heretofore accrued or hereafter to
34 accrue and, subject to the approval of the
35 director of the budget, such funds shall
36 be available to the department net of
37 disallowances, refunds, reimbursements and
38 credits 99,300,000

39 For July and August programs for school-aged
40 children with handicapping conditions
41 pursuant to section 4408 of the education
42 law. Moneys appropriated herein shall be
43 used as follows: (i) for remaining base
44 year and prior school years obligations,
45 (ii) for the purposes of subdivision 4 of
46 section 3602 of the education law for
47 schools operated under articles 87 and 88
48 of the education law, and (iii) notwith-
49 standing any inconsistent provision of
50 law, for payments made pursuant to this
51 appropriation for current school year
52 obligations, provided, however, that such

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1 payments shall not exceed 70 percent of
 2 the state aid due for the sum of the
 3 approved tuition and maintenance rates and
 4 transportation expense provided for here-
 5 in; provided, however, that payment of
 6 eligible claims shall be payable in the
 7 order that such claims have been approved
 8 for payment by the commissioner of educa-
 9 tion, but in no case shall a single payee
 10 draw down more than 45 percent of this
 11 appropriation, and provided further that
 12 no claim shall be set aside for insuffi-
 13 ciency of funds to make a complete
 14 payment, but shall be eligible for a
 15 partial payment in one year and shall
 16 retain its priority date status for subse-
 17 quent appropriations designated for such
 18 purposes. Notwithstanding any inconsistent
 19 provision of law to the contrary, funds
 20 appropriated herein shall only be avail-
 21 able for liabilities incurred prior to
 22 July 1, 2013, shall be used to pay 2011-12
 23 school year claims in the first instance,
 24 and represent the maximum amount payable
 25 during the 2012-13 state fiscal year.
 26 Notwithstanding any provision of law to
 27 the contrary, funds appropriated herein
 28 shall be available for payment of liabil-
 29 ities heretofore accrued or hereafter to
 30 accrue and, subject to the approval of the
 31 director of the budget, such funds shall
 32 be available to the department net of
 33 disallowances, refunds, reimbursements and
 34 credits 321,700,000

35 For the state's share of the costs of the
 36 education of preschool children with disa-
 37 bilities pursuant to section 4410 of the
 38 education law. Notwithstanding any incon-
 39 sistent provision of law to the contrary,
 40 the amount appropriated herein shall
 41 support a state share of preschool hand-
 42 icapped education costs for the 2011-12
 43 school year limited to 59.5 percent of
 44 such total approved expenditures, and
 45 furthermore, notwithstanding any other
 46 provision of law, local claims for
 47 reimbursement of costs incurred prior to
 48 the 2010-11 school year and during the
 49 2010-11 school year that have been
 50 approved for payment by the education
 51 department as of March 31, 2012 shall be
 52 the first claims paid from this appropri-

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1 ation. Notwithstanding any provision of
 2 law to the contrary, funds appropriated
 3 herein shall be available for payment of
 4 liabilities heretofore accrued or hereaft-
 5 er to accrue and, subject to the approval
 6 of the director of the budget, such funds
 7 shall be available to the department net
 8 of disallowances, refunds, reimbursements
 9 and credits 936,700,000
 10 Notwithstanding any provision of law to the
 11 contrary, the funds appropriated herein,
 12 subject to an allocation plan developed by
 13 the commissioner of education and approved
 14 by the director of the budget, shall be
 15 available for the payment of prior year
 16 claims and/or fiscal stabilization grants
 17 for remaining payments for the 2011-12
 18 school year and for payments prior to
 19 March 31, 2013 for the 2012-13 school
 20 year, provided, however, notwithstanding
 21 any provisions of law to the contrary, the
 22 Ballston Spa central school district shall
 23 be eligible for a fiscal stabilization
 24 grant in the amount of \$162,000, the
 25 Buffalo city school district shall be
 26 eligible for a fiscal stabilization grant
 27 in the amount of \$1,025,000, the Delhi
 28 central school district shall be eligible
 29 for a fiscal stabilization grant in the
 30 amount of \$129,000, the New York city
 31 school district shall be eligible for a
 32 fiscal stabilization grant in the amount
 33 of \$26,404,000, the Niagara Falls city
 34 school district shall be eligible for a
 35 fiscal stabilization grant in the amount
 36 of \$379,000, the Rochester city school
 37 district shall be eligible for a fiscal
 38 stabilization grant in the amount of
 39 \$990,000, the Troy city school district
 40 shall be eligible for a fiscal stabiliza-
 41 tion grant in the amount of \$207,000 and
 42 the Utica city school district shall be
 43 eligible for a fiscal stabilization grant
 44 in the amount of \$276,000 45,068,000
 45 For services and expenses of the New York
 46 state center for school safety for the
 47 2012-13 school year. Funds appropriated
 48 herein shall be used to operate a state-
 49 wide center and shall be subject to an
 50 expenditure plan approved by the director
 51 of the budget 466,000

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1 For services and expenses of the health
2 education program for the 2012-13 school
3 year. Funds appropriated herein shall be
4 available for health-related programs
5 including, but not limited to, those
6 providing instruction and supportive
7 services in comprehensive health education
8 and/or acquired immune deficiency syndrome
9 (AIDS) education. Of the amounts appropri-
10 ated herein, \$86,000 shall be available
11 for the program previously operated as the
12 school health demonstration program.
13 Notwithstanding any other provision of law
14 to the contrary, funds appropriated herein
15 may be suballocated, subject to the
16 approval of the director of the budget, to
17 any state agency or department to accom-
18 plish the purpose of this appropriation 691,000

19 For competitive grants for the 2012-13
20 school year for extended day programs and
21 school violence prevention programs pursu-
22 ant to section 2814 of the education law
23 provided, however, notwithstanding any
24 inconsistent provisions of law, eligible
25 entities receiving funds for extended day
26 programs may include not-for-profit organ-
27 izations working in collaboration with a
28 public school or school district 24,344,000

29 For aid payable for the 2012-13 school year
30 for support of county vocational education
31 and extension boards pursuant to section
32 1104 of the education law, provided,
33 however, that notwithstanding any incon-
34 sistent provision of law, rule, or regu-
35 lation, any apportionment of aid shall be
36 based on a quota amounting to one-half of
37 the salary paid each teacher, director,
38 assistant, and supervisor, where such
39 salary is attributable to a course of
40 study first submitted to the commissioner
41 for approval pursuant to section 1103 of
42 the education law on or before July 1,
43 2010, but not to exceed the amount
44 computed by the commissioner based upon an
45 assumed annualized salary equal to ten
46 thousand five hundred dollars per school
47 year on account of the employment of such
48 teacher, director, assistant or supervisor
49 932,000

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

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1 For services and expenses associated with
2 the math and science high schools for the
3 2012-13 school year in the amount of
4 \$1,382,000, provided that such funds shall
5 be allocated equally among those entities
6 that received program funding for the
7 2007-08 school year 1,382,000
8 Funds appropriated herein shall be available
9 for educational services and expenses of
10 the Syracuse city school district for the
11 say yes to education program 350,000
12 For services and expenses of the center for
13 autism and related disabilities at the
14 state university of New York at Albany 490,000
15 For services and expenses of the summer food
16 program for the 2012-13 school year 3,049,000
17 Work Force Education. For partial reimburse-
18 ment of services and expenses per contact
19 hour of work force education conducted by
20 the consortium for worker education (CWE),
21 a private not-for-profit corporation
22 located in the city of New York, offering
23 programs approved by the commissioner of
24 education that enable adults who are 21
25 years of age or older to obtain or retain
26 employment or improve their work skills
27 capacity to enhance their opportunities
28 for increased earnings and advancement.
29 Reimbursement from funds appropriated
30 herein for the 2012-13 school year shall
31 not exceed 63.2 percent of the lesser of
32 such approvable costs per contact hour or
33 \$12.40 per contact hour, where a contact
34 hour represents 60 minutes of instruction
35 services provided to an eligible adult,
36 and further provided that for the 2012-13
37 school year such contact hours shall not
38 exceed 1,468,710 hours. Notwithstanding
39 any provision of law to the contrary,
40 funds appropriated herein shall be avail-
41 able for payment of liabilities heretofore
42 accrued or hereafter to accrue and,
43 subject to the approval of the director of
44 the budget, such funds shall be available
45 to the department net of disallowances,
46 refunds, reimbursement and credits 11,500,000
47 For services and expenses related to the
48 development, implementation and operation
49 of charter schools for the 2012-13 school
50 year including \$1,733,375 for
51 administrative/technical support services
52 provided by the charter school institute

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1 of the state university of New York. This
 2 appropriation shall only be available for
 3 expenditure upon the approval of an
 4 expenditure plan by the director of the
 5 budget and funds appropriated herein shall
 6 be transferred to the miscellaneous
 7 special revenue fund - charter schools
 8 stimulus account 4,837,000
 9 For services and expenses of a \$490,000
 10 2012-13 school year program for mentoring
 11 and tutoring based on model programs prov-
 12 en to be effective in producing outcomes
 13 that include, but are not limited to,
 14 improved graduation rates, provided that
 15 such services shall be provided to
 16 students in one or more city school
 17 districts located in a city having a popu-
 18 lation in excess of 125,000 and less than
 19 1,000,000 inhabitants provided further
 20 that such program will be operated by a
 21 community based organization 490,000
 22 For postsecondary aid to Native Americans to
 23 fund awards to eligible students.
 24 Notwithstanding any other provision of law
 25 to the contrary, the amount herein made
 26 available shall constitute the state's
 27 entire obligation for all costs incurred
 28 under section 4118 of the education law in
 29 state fiscal year 2012-13 598,000
 30 For payment of small government assistance
 31 to school districts pursuant to subdivi-
 32 sion 7 of section 3641 of the education
 33 law on or before March 31, 2013 upon audit
 34 and warrant of the comptroller in the
 35 amount that small government assistance
 36 was paid to school districts in state
 37 fiscal year 2010-11 1,868,000
 38 Less expenditure savings due to the with-
 39 holding of a portion of employment prepa-
 40 ration education aid due to the city of
 41 New York equal to the reimbursement costs
 42 of the work force education program from
 43 aid payable to such city school district
 44 payable on or after April 1, 2012; such
 45 moneys shall be credited to the office of
 46 prekindergarten through grade twelve
 47 education general fund-local assistance
 48 account and which shall not exceed the
 49 amount appropriated herein (11,500,000)
 50 Less federal funding in support of special
 51 education programs or other special needs
 52 programs. Such savings shall be appor-

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1 tioned to the office of prekindergarten
 2 through grade twelve education program
 3 general fund - local assistance account
 4 appropriations within the various agency
 5 special education programs or other
 6 special needs programs to reduce appropri-
 7 ations based upon an allocation plan
 8 submitted by the commissioner of education
 9 and approved by the director of the budget
 10 (4,400,000)
 11 -----
 12 Program account subtotal 36,168,495,000
 13 -----

14 Special Revenue Funds - Federal
 15 Federal Department of Education Fund
 16 Federal Department of Education Account

17 For grants to schools and other eligible
 18 entities for specific programs in the, but
 19 not limited to, amounts indicated for such
 20 programs, including \$1,776,819,000 for
 21 purposes under title I of the elementary
 22 and secondary education act, \$247,841,000
 23 for improving teacher quality and math-
 24 ematics and science partnerships pursuant
 25 to title II of the elementary and second-
 26 ary education act, \$57,519,000 for English
 27 language acquisition pursuant to title III
 28 of the elementary and secondary education
 29 act, \$96,526,000 for 21st century communi-
 30 ty learning centers pursuant to title IV
 31 of the elementary and secondary education
 32 act, \$23,000,000 for charter schools
 33 programs pursuant to title V of the
 34 elementary and secondary education act,
 35 \$42,425,000 for other purposes pursuant to
 36 the elementary and secondary education act
 37 and \$68,578,000 for grants to schools and
 38 other eligible entities for vocational and
 39 technical preparation programs pursuant to
 40 the perkins career and technical improve-
 41 ment act.

42 Notwithstanding any other provision of law
 43 to the contrary, funds appropriated herein
 44 may be suballocated, subject to the
 45 approval of the director of the budget, to
 46 any state agency or department to accom-
 47 plish the purpose of this appropriation .. 2,312,708,000
 48 For the education of individuals with disa-
 49 bilities including up to \$3,000,000 for
 50 services and expenses of early childhood

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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

EDUCATION DEPARTMENT

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1 this purpose and whose average teacher
2 salary are below the salary provided for
3 similarly qualified teachers in public
4 schools in the region in which such eligi-
5 ble school is located. The allocation to
6 each qualifying school shall be calculated
7 based on the number of weighted full time
8 equivalent (FTE) staff, as defined herein,
9 in the per FTE award amount. The total
10 number of weighted FTE shall be determined
11 by multiplying the actual number of FTE
12 teachers providing classroom instruction
13 at each school, as determined by the
14 commissioner, by: 1) a factor of 2.0 for
15 those schools where average salaries that
16 are 50 percent or less of those in public
17 school located in the same geographic
18 region; 2) a factor of 1.5 for those
19 schools where average salaries that are 50
20 percent and 75 percent of public schools
21 located in the same geographic region; or
22 3) a factor of 1.0 for those schools where
23 the average salaries that are 75-100
24 percent of public schools located in the
25 same geographic region. The per FTE teach-
26 er award amount shall be calculated by
27 dividing the \$2,000,000 by the total
28 number of weighted FTE staff; (ii)
29 \$2,000,000 shall be available for payments
30 to schools providing special services or
31 programs as defined in paragraphs e, g, i,
32 and l of subdivision 2 of section 4401 of
33 the education law and approved preschool
34 programs in accordance with section 4410
35 of the education law to help prevent
36 excessive instructional staff turnover
37 through a targeted adjustment of compen-
38 sation for teachers providing direct
39 instructional services to students at such
40 schools. The commissioner of education
41 shall develop an allocation plan, subject
42 to the approval of the director of the
43 budget, that distributes funds appropri-
44 ated herein among eligible schools; (iii)
45 up to \$10,000,000 shall be available for
46 allowances to schools for the blind and
47 deaf to support services to students
48 attending these schools for costs which
49 otherwise would be payable through the
50 department's general fund aid to locali-
51 ties appropriation, provided further that
52 notwithstanding any inconsistent provision

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1 of law, any disbursements against this
 2 \$10,000,000 shall immediately reduce the
 3 amounts appropriated in the education
 4 department's general fund aid to locali-
 5 ties for allowances to private schools for
 6 the blind and deaf by an equivalent
 7 amount, and the portion of such general
 8 fund appropriation so affected shall have
 9 no further force or effect. Notwithstand-
 10 ing any provision of the law to the
 11 contrary, funds appropriated herein shall
 12 be available for payment of liabilities
 13 heretofore accrued or hereafter to accrue
 14 and, subject to the approval of the direc-
 15 tor of the budget, such funds shall be
 16 available to the department net of disal-
 17 lowances, refunds, reimbursements and
 18 credits 815,347,000
 19 For support of elementary, and secondary
 20 education from the education jobs fund as
 21 funded by the federal education jobs fund
 22 program as authorized by public law number
 23 111-226. Notwithstanding any other
 24 provision of law to the contrary, funds
 25 shall be available to each school district
 26 eligible for an apportionment pursuant to
 27 subdivision 4 of section 3602 of the
 28 education law in an amount equal to the
 29 product of the amount appropriated herein
 30 multiplied by the quotient of the appor-
 31 tionment for such federal education jobs
 32 fund program computed pursuant to chapter
 33 559 of the laws of 2010 divided by the
 34 statewide total for all such apporportion-
 35 ments computed pursuant to such chapter
 36 559 of the laws of 2010. Funds appropri-
 37 ated herein shall be subject to all appli-
 38 cable reporting and accountability
 39 requirements imposed by such act 9,000,000
 40 -----
 41 Program account subtotal 3,137,055,000
 42 -----
 43 Special Revenue Funds - Federal
 44 Federal Health and Human Services Fund
 45 Federal Health and Human Services Account
 46 For grants to schools for specific programs 5,000,000
 47 -----
 48 Program account subtotal 5,000,000
 49 -----

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1	Special Revenue Funds - Federal	
2	Federal Operating Grants Fund	
3	Federal Operating Grants Account	
4	For grants to schools for specific programs	5,000,000
5		-----
6	Program account subtotal	5,000,000
7		-----
8	Special Revenue Funds - Federal	
9	Federal USDA-Food and Nutrition Services Fund	
10	Federal USDA-Food and Nutrition Services Account	
11	For grants to schools and other eligible	
12	entities for programs funded through the	
13	national school lunch act	966,000,000
14		-----
15	Program account subtotal	966,000,000
16		-----
17	Special Revenue Funds - Other	
18	Charter School Stimulus Fund	
19	Charter School Stimulus Account	
20	For services and expenses related to devel-	
21	opment, implementation and operation of	
22	charter schools, including facility costs	
23	and loans to authorized schools, and	
24	including funds available for transfer for	
25	the administrative/technical support	
26	services provided by the charter school	
27	institute of the state university of New	
28	York. This appropriation shall only be	
29	available for expenditure upon the	
30	approval of an expenditure plan by the	
31	director of the budget	20,000,000
32		-----
33	Program account subtotal	20,000,000
34		-----
35	Special Revenue Funds - Other	
36	State Lottery Fund	
37	State Lottery Account	
38	For general support for public schools for	
39	the 2012-13 and 2013-14 school years,	
40	provided that, notwithstanding any other	
41	provision of law to the contrary, in	
42	computing the additional lottery grant	
43	pursuant to subparagraph (4) of paragraph	
44	(b) of subdivision 4 of section 92-c of	
45	the state finance law for the 2012-13	

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1 school year, the base grant shall not
 2 exceed \$1,976,980,000. Notwithstanding any
 3 provision of law to the contrary, the
 4 portion of this appropriation covering
 5 fiscal year 2012-13 shall supersede and
 6 replace any (i) reappropriation for this
 7 item covering fiscal year 2012-13, and
 8 (ii) appropriation for this item covering
 9 fiscal year 2012-13 set forth in chapter
 10 53 of the laws of 2011. Notwithstanding
 11 section 40 of the state finance law or any
 12 provision of law to the contrary, this
 13 appropriation shall lapse on March 31,
 14 2014 3,914,960,000
 15 For allowances to private schools for the
 16 blind and deaf for the 2012-13 and 2013-14
 17 school years, provided that no more than
 18 \$20,000 shall be available for the 2012-13
 19 state fiscal year payment. Notwithstanding
 20 any provision of law to the contrary, the
 21 portion of this appropriation covering
 22 fiscal year 2012-13 shall supersede and
 23 replace any (i) reappropriation for this
 24 item covering fiscal year 2012-13, and
 25 (ii) appropriation for this item covering
 26 fiscal year 2012-13 set forth in chapter
 27 53 of the laws of 2011. Notwithstanding
 28 section 40 of the state finance law or any
 29 provision of law to the contrary, this
 30 appropriation shall lapse on March 31,
 31 2014 40,000
 32 For general support for public schools, for
 33 the June 2011-12 and June 2012-13 school
 34 year payments, provided that no more than
 35 \$240,000,000 shall be available for the
 36 2012-13 state fiscal year payments for
 37 general support for public schools.
 38 Notwithstanding any provision of law to
 39 the contrary, the portion of this appro-
 40 priation covering fiscal year 2012-13
 41 shall supersede and replace any (i) reap-
 42 propriation for this item covering fiscal
 43 year 2012-13, and (ii) appropriation for
 44 this item covering fiscal year 2012-13 set
 45 forth in chapter 53 of the laws of 2011.
 46 Notwithstanding section 40 of the state
 47 finance law or any provision of law to the
 48 contrary, this appropriation shall lapse
 49 on March 31, 2014 480,000,000
 50 For general support for public schools for
 51 the 2012-13 and 2013-14 school years, for
 52 grants awarded pursuant to subparagraph

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1 2-a of paragraph b of subdivision 4 of
 2 section 92-c of the state finance law,
 3 provided that no more than \$836,000,000
 4 shall be available for the 2012-13 state
 5 fiscal year payments for general support
 6 for public schools for the 2012-13 school
 7 year. Notwithstanding any provision of law
 8 to the contrary, the portion of this
 9 appropriation covering fiscal year 2012-13
 10 shall supersede and replace any (i) reap-
 11 propriation for this item covering fiscal
 12 year 2012-13, and (ii) appropriation for
 13 this item covering fiscal year 2012-13 set
 14 forth in chapter 53 of the laws of 2011.
 15 Notwithstanding section 40 of the state
 16 finance law or any provision of law to the
 17 contrary, this appropriation shall lapse
 18 on March 31, 2014 1,714,800,000
 19 -----
 20 Program account subtotal 6,109,800,000
 21 -----
 22 SCHOOL TAX RELIEF PROGRAM 3,322,100,000
 23 -----
 24 Special Revenue Funds - Other
 25 School Tax Relief Fund
 26 School Tax Relief Account
 27 For payments to local governments and New
 28 York city relating to the school tax
 29 relief (STAR) program including state aid
 30 pursuant to sections 1306-a of the real
 31 property tax law and section 54-f of the
 32 state finance law 3,322,100,000
 33 -----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADULT CAREER AND CONTINUING EDUCATION SERVICES PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For case services provided on or after October 1, 2009 to disabled
6 individuals in accordance with economic eligibility criteria devel-
7 oped by the department ... 54,000,000 (re. \$11,630,000)
8 For services and expenses of independent living centers
9 12,361,000 (re. \$4,407,000)
10 For college readers aid payments ... 294,000 (re. \$294,000)
11 For services and expenses of supported employment and integrated
12 employment opportunities provided on or after October 1, 2009:
13 For services and expenses of programs providing or leading to the
14 provision of time-limited services or long-term support services ...
15 15,160,000 (re. \$8,509,000)

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

17 For college readers aid payments ... 294,000 (re. \$117,000)

18 Special Revenue Funds - Federal

19 Federal Department of Education Fund

20 Federal Department of Education Account

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

22 For case services provided to individuals with disabilities
23 65,000,000 (re. \$65,000,000)
24 For the independent living program ... 2,572,000 (re. \$2,572,000)
25 For the supported employment program ... 2,500,000 .. (re. \$2,500,000)
26 For grants to schools and other eligible entities for adult basic
27 education, literacy, and civics education pursuant to the workforce
28 investment act ... 48,704,000 (re. \$48,704,000)

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

30 For education of individuals with disabilities including up to
31 \$3,000,000 for services and expenses of early childhood direction
32 centers and \$500,000 for services and expenses of the center for
33 autism and related disabilities at the state university of New York
34 at Albany. Notwithstanding any inconsistent provision of law, a
35 portion of the funds appropriated herein shall be available, subject
36 to a plan developed by the commissioner of education and approved by
37 the director of the budget, for grants to ensure appropriately
38 certified teachers in schools providing special services or programs
39 as defined in paragraphs e, g, i and l of subdivision 2 of section
40 4401 of the education law to children placed by school districts and
41 in approved preschool programs that provide full and half-day educa-
42 tional programs in accordance with section 4410 of the education law
43 for children placed by school district. Provided further that, in
44 the allocation of funds, priority shall be given to those programs
45 with a demonstrated need to increase the number of certified teach-
46 ers to comply with state and federal requirements. Such funds shall

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1 be made available for such activities as certification preparation,
2 training, assisting schools with personnel shortages and supporting
3 activities that improve the delivery of services to improve results
4 for children with disabilities. Provided further that notwithstanding
5 any inconsistent provision of law, of the funds appropriated
6 herein: (i) \$2,000,000 shall be available for payments to schools
7 providing special services or programs as defined in paragraphs e,
8 g, i, and l of subdivision 2 of section 4401 of the education law to
9 help prevent excessive instructional staff turnover through a
10 targeted adjustment of compensation for teachers providing direct
11 instructional services to students at such schools. The commissioner
12 of education shall develop an allocation plan, subject to the
13 approval of the director of the budget, that distributes funds
14 appropriated herein among eligible schools, as defined herein, that
15 qualify based on the following criteria: eligible schools are those
16 that have complied with all applicable requirements for previous
17 grants for this purpose and whose average teacher salary are below
18 the salary provided for similarly qualified teachers in public
19 schools in the region in which such eligible school is located. The
20 allocation to each qualifying school shall be calculated based on
21 the number of weighted full time equivalent (FTE) staff, as defined
22 herein, in the per FTE award amount. The total number of weighted
23 FTE shall be determined by multiplying the actual number of FTE
24 teachers providing classroom instruction at each school, as deter-
25 mined by the commissioner, by: 1) a factor of 2.0 for those schools
26 where average salaries that are 50 percent or less of those in
27 public school located in the same geographic region; 2) a factor of
28 1.5 for those schools where average salaries that are 50 percent and
29 75 percent of public schools located in the same geographic region;
30 or 3) a factor of 1.0 for those schools where the average salaries
31 that are 75-100 percent of public schools located in the same
32 geographic region. The per FTE teacher award amount shall be calcu-
33 lated by dividing the \$2,000,000 by the total number of weighted FTE
34 staff; (ii) \$2,000,000 shall be available for payments to schools
35 providing special services or programs as defined in paragraphs e,
36 g, i, and l of subdivision 2 of section 4401 of the education law
37 and approved preschool programs in accordance with section 4410 of
38 the education law to help prevent excessive instructional staff
39 turnover through a targeted adjustment of compensation for teachers
40 providing direct instructional services to students at such schools.
41 The commissioner of education shall develop an allocation plan,
42 subject to the approval of the director of the budget, that distrib-
43 utes funds appropriated herein among eligible schools. Such funds
44 shall be distributed among eligible schools, in the same manner and
45 amounts as they received in the 2009-10 school year; (iii)
46 \$4,730,000 shall be available for allowances to private schools for
47 the blind and deaf; and (iv) \$5,270,000 shall be available for addi-
48 tional allowances to private schools for the blind and deaf to
49 support services to students attending these schools which otherwise
50 would be payable through the department's general fund aid to local-
51 ities appropriation and provided further that, notwithstanding any
52 inconsistent provision of law, any disbursements against this

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1 \$5,270,000 shall immediately reduce the amounts appropriated in the
2 education department's general fund aid to localities for allowances
3 to private schools for the blind and deaf by an equivalent amount,
4 and the portion of such general fund appropriation so affected shall
5 have no further force or effect. Notwithstanding any provision of
6 the law to the contrary, funds appropriated herein shall be avail-
7 able for payment of liabilities heretofore accrued or hereafter to
8 accrue and, subject to the approval of the director of the budget,
9 such funds shall be available to the department net of disallow-
10 ances, refunds, reimbursements and credits
11 786,000,000 (re. \$183,700,000)
12 For case services provided to individuals with disabilities
13 55,000,000 (re. \$51,700,000)
14 For the independent living program ... 2,572,000 (re. \$400,000)
15 For the supported employment program ... 2,500,000 .. (re. \$1,300,000)

16 By chapter 53, section 1, of the laws of 2009:

17 For education of individuals with disabilities including \$1,477,000
18 for services and expenses of early childhood direction centers and
19 \$500,000 for services and expenses of the center for autism and
20 related disabilities at the state university of New York at Albany.
21 Notwithstanding any inconsistent provision of law, a portion of the
22 funds appropriated herein shall be available, subject to a plan
23 developed by the commissioner of education and approved by the
24 director of the budget, for grants to ensure appropriately certified
25 teachers in schools providing special services or programs as
26 defined in paragraphs e, g, i and l of subdivision 2 of section 4401
27 of the education law to children placed by school districts and in
28 approved preschool programs that provide full and half-day educa-
29 tional programs in accordance with section 4410 of the education law
30 for children placed by school district. Provided further that, in
31 the allocation of funds, priority shall be given to those programs
32 with a demonstrated need to increase the number of certified teach-
33 ers to comply with state and federal requirements. Such funds shall
34 be made available for such activities as certification preparation,
35 training, assisting schools with personnel shortages and supporting
36 activities that improve the delivery of services to improve results
37 for children with disabilities. Provided further that notwithstand-
38 ing any inconsistent provision of law, of the funds appropriated
39 herein: (i) \$2,000,000 shall be available for payments to schools
40 providing special services or programs as defined in paragraphs e,
41 g, i, and l of subdivision 2 of section 4401 of the education law to
42 help prevent excessive instructional staff turnover through a
43 targeted adjustment of compensation for teachers providing direct
44 instructional services to students at such schools. The commissioner
45 of education shall develop an allocation plan, subject to the
46 approval of the director of the budget, that distributes funds
47 appropriated herein among eligible schools, such funds shall be
48 distributed among eligible schools, in the same manner and amounts
49 as they received in the 2008-09 school year; (ii) \$2,000,000 shall
50 be available for payments to schools providing special services or
51 programs as defined in paragraphs e, g, i, and l of subdivision 2 of

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1 section 4401 of the education law and approved preschool programs in
 2 accordance with section 4410 of the education law to help prevent
 3 excessive instructional staff turnover through a targeted adjustment
 4 of compensation for teachers providing direct instructional services
 5 to students at such schools. The commissioner of education shall
 6 develop an allocation plan, subject to the approval of the director
 7 of the budget, that distributes funds appropriated herein among
 8 eligible schools; (iii) \$4,730,000 shall be available for allowances
 9 to private schools for the blind and deaf; and (iv) \$5,270,000 shall
 10 be available for additional allowances to private schools for the
 11 blind and deaf to support services to students attending these
 12 schools which otherwise would be payable through the department's
 13 general fund aid to localities appropriation and provided further
 14 that, notwithstanding any inconsistent provision of law, any
 15 disbursements against this \$5,270,000 shall immediately reduce the
 16 amounts appropriated in the education department's general fund aid
 17 to localities for allowances to private schools for the blind and
 18 deaf by an equivalent amount, and the portion of such general fund
 19 appropriation so affected shall have no further force or effect.
 20 Notwithstanding any provision of the law to the contrary, funds
 21 appropriated herein shall be available for payment of liabilities
 22 heretofore accrued or hereafter to accrue and, subject to the
 23 approval of the director of the budget, such funds shall be avail-
 24 able to the department net of disallowances, refunds, reimbursements
 25 and credits ... 759,000,000 (re. \$1,464,000)
 26 For case services provided to individuals with disabilities
 27 49,500,000 (re. \$94,000)

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

29 For education of individuals with disabilities including \$873,000 for
 30 services and expenses of early childhood direction centers and
 31 \$500,000 for services and expenses of the center for autism and
 32 related disabilities at the state university of New York at Albany.
 33 Notwithstanding any inconsistent provision of law, a portion of the
 34 funds appropriated herein shall be available, subject to a plan
 35 developed by the commissioner of education and approved by the
 36 director of the budget, for grants to ensure appropriately certified
 37 teachers in schools providing special services or programs as
 38 defined in paragraphs e, g, i and l of subdivision 2 of section 4401
 39 of the education law to children placed by school districts and in
 40 approved preschool programs that provide full and half-day educa-
 41 tional programs in accordance with section 4410 the education law
 42 for children placed by a school district. Provided further that, in
 43 the allocation of funds, priority shall be given to those programs
 44 with a demonstrated need to increase the number of certified teach-
 45 ers to comply with state and federal requirements. Such funds shall
 46 be made available for such activities as certification preparation,
 47 training, assisting schools with personnel shortages and supporting
 48 activities that improve the delivery of services to improve results
 49 for children with disabilities. Provided further that notwithstand-
 50 ing any inconsistent provision of law, of the funds appropriated
 51 herein: (i) \$2,000,000 shall be available for payments to schools

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1 providing special services or programs as defined in paragraphs e,
 2 g, i, and l of subdivision 2 of section 4401 of the education law to
 3 help prevent excessive instructional staff turnover through a
 4 targeted adjustment of compensation for teachers providing direct
 5 instructional services to students at such schools. The commissioner
 6 of education shall develop an allocation plan, subject to the
 7 approval of the director of the budget, that distributes funds
 8 appropriated herein among eligible schools, such funds shall be
 9 distributed among eligible schools, in the same manner and amounts
 10 as they received in 2007-08 school year; (ii) \$2,000,000 shall be
 11 available for payments to schools providing special services or
 12 programs as defined in paragraphs e, g, i, and l of subdivision 2 of
 13 section 4401 of the education law and approved preschool programs in
 14 accordance with section 4410 of the education law to help prevent
 15 excessive instructional staff turnover through a targeted adjustment
 16 of compensation for teachers providing direct instructional services
 17 to students at such schools. The commissioner of education shall
 18 develop an allocation plan, subject to the approval of the director
 19 of the budget, that distributes funds appropriated herein among
 20 eligible schools; and (iii) \$4,730,000 shall be available for allow-
 21 ances to private schools for the blind and deaf. Notwithstanding any
 22 provision of the law to the contrary, funds appropriated herein
 23 shall be available for payment of liabilities heretofore accrued or
 24 hereafter to accrue and, subject to the approval of the director of
 25 the budget, such funds shall be available to the department net of
 26 disallowances, refunds, reimbursements and credits
 27 759,000,000 (re. \$261,000)

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

29 For education of individuals with disabilities including \$873,000 for
 30 services and expenses of early childhood direction centers and
 31 \$500,000 for services and expenses of the center for autism and
 32 related disabilities at the state university of New York at Albany.
 33 Notwithstanding any inconsistent provision of law, a portion of the
 34 funds appropriated herein shall be available, subject to a plan
 35 developed by the commissioner of education and approved by the
 36 director of the budget, for grants to ensure appropriately certified
 37 teachers in schools providing special services or programs as
 38 defined in paragraphs e, g, i and l of subdivision 2 of section 4401
 39 of the education law to children placed by school districts and in
 40 approved preschool programs that provide full and half-day educa-
 41 tional programs in accordance with section 4410 the education law
 42 for children placed by a school district. Provided further that, in
 43 the allocation of funds, priority shall be given to those programs
 44 with a demonstrated need to increase the number of certified teach-
 45 ers to comply with state and federal requirements. Such funds shall
 46 be made available for such activities as certification preparation,
 47 training, assisting schools with personnel shortages and supporting
 48 activities that improve the delivery of services to improve results
 49 for children with disabilities.
 50 For the grant period July 1, 2007 to June 30, 2008
 51 758,000,000 (re. \$120,000)

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1 Special Revenue Funds - Other
2 Miscellaneous Special Revenue Fund
3 VESID Social Security Account

4 By chapter 53, section 1, of the laws of 2011:
5 For the rehabilitation of social security disability beneficiaries ...
6 11,760,000 (re. \$11,760,000)

7 By chapter 53, section 1, of the laws of 2010:
8 For the rehabilitation of social security disability beneficiaries ...
9 11,760,000 (re. \$760,000)

10 CULTURAL EDUCATION PROGRAM

11 General Fund
12 Local Assistance Account

13 By chapter 53, section 1, of the laws of 2011:
14 Aid to public libraries including aid to New York public library
15 (NYPL) and NYPL's science industry and business library. Provided
16 that, notwithstanding any provision of law, rule or regulation to
17 the contrary, such aid, and the state's liability therefor, shall
18 represent fulfillment of the state's obligation for this program ...
19 76,012,000 (re. \$5,000,000)
20 Aid to educational television and radio. Notwithstanding any provision
21 of law, rule or regulation to the contrary, the amount appropriated
22 herein shall represent fulfillment of the state's obligation for
23 this program ... 13,502,000 (re. \$1,401,000)

24 Special Revenue Fund - Federal
25 Federal Operating Grants Fund
26 Federal Operating Grants Account

27 By chapter 53, section 1, of the laws of 2011:
28 For aid to public libraries pursuant to various federal laws including
29 the library services technology act
30 5,400,000 (re. \$5,400,000)

31 By chapter 53, section 1, of the laws of 2010:
32 For federal grants include Broadband Technology Opportunities Program
33 (BTOP) funded by American Recovery and Reinvestment Act PCC. Funds
34 appropriated herein shall be subject all applicable reporting and
35 accountability requirements contained in such act
36 15,407,000 (re. \$5,000,000)

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

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

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1 For aid to public libraries pursuant to various federal laws including
 2 the library services technology act
 3 5,400,000 (re. \$2,500,000)

4 By chapter 53, section 1, of the laws of 2009:
 5 For aid to public libraries pursuant to various federal laws including
 6 the library services technology act
 7 5,400,000 (re. \$200,000)

8 By chapter 53, section 1, of the laws of 2008:
 9 For aid to public libraries pursuant to various federal laws including
 10 the library services technology act
 11 5,400,000 (re. \$50,000)

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

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

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

31 By chapter 53, section 1, of the laws of 2009, as amended by chapter
 32 502, section 2, of the laws of 2009:
 33 Grants to individual local governments or groups of cooperating local
 34 governments as provided in section 57.35 of the arts and cultural
 35 affairs law; provided, however, that the amount of this appropri-
 36 ation available for expenditure and disbursement on and after Novem-
 37 ber 1, 2009 shall be reduced by 12.5 percent of the amount that was
 38 undisbursed as of November 1, 2009 ... 9,539,000 (re. \$50,000)

39 OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM

40 General Fund
 41 Local Assistance Account

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

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

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

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

14 For science and technology entry program (STEP) awards
15 9,774,000 (re. \$7,560,000)

16 For collegiate science and technology entry program (CSTEP) awards ...
17 7,406,000 (re. \$5,343,000)

18 For teacher opportunity corps program awards
19 450,000 (re. \$450,000)

20 For state financial assistance to expand high needs nursing programs
21 at private colleges and universities in accordance with section
22 6401-a of the education law ... 941,000 (re. \$941,000)

23 For services and expenses of the national board for professional
24 teaching standards certification grant program
25 368,000 (re. \$368,000)

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

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

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

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

40 For teacher opportunity corps program awards
41 671,000 (re. \$197,000)

42 By chapter 53, section 1, of the laws of 2010, as transferred by chapter
43 53, section 1, of the laws of 2011:

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

47 By chapter 53, section 1, of the laws of 2009, as transferred by chapter
48 53, section 1, of the laws of 2011:

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

4 By chapter 53, section 1, of the laws of 2009, as amended by chapter
5 502, section 2, of the laws of 2009:
6 For higher education opportunity program awards. Funds appropriated
7 herein shall be used by independent colleges to expand opportunities
8 for the educationally and economically disadvantaged at independent
9 institutions of higher learning; provided, however, that the amount
10 of this appropriation available for expenditure and disbursement on
11 and after November 1, 2009 shall be reduced by 12.5 percent of the
12 amount that was undisbursed as of November 1, 2009
13 23,752,000 (re. \$3,839,000)

14 By chapter 53, section 1, of the laws of 2008:
15 For additional services and expenses of the higher education opportu-
16 nity program. Funds appropriated herein shall be used by independent
17 colleges to expand opportunities for the educationally and econom-
18 ically disadvantaged at independent institutions of higher learning
19 ... 484,000 (re. \$118,000)

20 By chapter 53, section 1, of the laws of 2008, as transferred by chapter
21 53, section 1, of the laws of 2011:
22 For services and expenses of the national board for professional
23 teaching standards certification grant program for the 2008-09
24 school year ... 490,000 (re. \$10,000)

25 By chapter 53, section 1, of the laws of 2008, as amended by chapter
26 496, section 3, of the laws of 2008:
27 For higher education opportunity program awards. Funds appropriated
28 herein shall be used by independent colleges to expand opportunities
29 for the educationally and economically disadvantaged at independent
30 institutions of higher learning, provided, however, that the amount
31 of this appropriation available for expenditure and disbursement on
32 and after September 1, 2008 shall be reduced by six percent of the
33 amount that was undisbursed as of August 15, 2008
34 23,716,000 (re. \$2,112,000)
35 For additional services and expenses of the higher education opportu-
36 nity program for the 2008-09 academic year, provided, however, that
37 the amount of this appropriation available for expenditure and
38 disbursement on and after September 1, 2008 shall be reduced by six
39 percent of the amount that was undisbursed as of August 15, 2008 ...
40 1,037,000 (re. \$322,000)

41 By chapter 53, section 1, of the laws of 2007:
42 For services and expenses of the higher education opportunity program.
43 Funds appropriated herein shall be used by independent colleges to
44 expand opportunities for the educationally and economically disad-
45 vantaged at independent institutions of higher learning
46 24,200,000 (re. \$2,983,000)

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1 By chapter 53, section 1, of the laws of 2007, as transferred by chapter
2 53, section 1, of the laws of 2011:
3 For services and expenses of the national board for professional
4 teaching standards certification grant program for the 2007-08
5 school year ... 500,000 (re. \$116,000)

6 OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION PROGRAM

7 General Fund
8 Local Assistance Account

9 By chapter 53, section 1, of the laws of 2011:
10 For a school district performance improvement awards grant.
11 Funds appropriated herein shall be used to provide competitive grants
12 pursuant to a request for proposals, developed by the commissioner
13 and approved by the director of budget to those school districts
14 that are participating in the race to the top program and/or which
15 demonstrate satisfactory progress, as determined by the commission-
16 er, towards implementation of elements such as high quality student
17 assessments; use of data to improve instruction and student perform-
18 ance and provision of professional development to improve teacher
19 performance; and that those eligible districts also demonstrate the
20 most improved academic achievement gains and student outcomes such
21 as establishing or expanding participation in college level or early
22 college programs; and other appropriate measures of student perform-
23 ance; provided further that in determining the amount of the award
24 to be made from the funds appropriated herein for those school
25 districts identified as making the greatest achievement gains and
26 eligible for such award, the maximum grant award available to each
27 school district shall be based upon the size of the district meas-
28 ured by public school enrollment of the district; and provided
29 further that such amount shall be adjusted based upon measures of
30 district need and provided further that no district receiving a
31 grant may be awarded more than forty percent of the total amount
32 awarded; and provided further that any such funds awarded to a
33 school district shall be used to increase student performance,
34 narrow the achievement gap, and increase academic performance in
35 traditionally underserved student groups
36 250,000,000 (re. \$250,000,000)
37 For a school district management efficiency awards program. Funds
38 appropriated herein shall be used to provide competitive awards to
39 school districts based on a plan developed by the commissioner in
40 consultation with the secretary of state and approved by the direc-
41 tor of the budget. Provided that such funds may only be awarded to a
42 school district which demonstrates that it has implemented one or
43 more long term efficiencies within two years prior to a response to
44 a request for proposal or during the current school year in school
45 district management, operations, procurement practices or other cost
46 savings measures and will not result in an increase in cost to the
47 state or the locality and: (i) have resulted or will result in a
48 significant reduction in total operating expenses compared to the
49 prior year and/or significant reductions in the administrative

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1 component, or the equivalent, of the school district budget and/or
2 transportation operating expenses and/or transportation capital
3 expenses and/or other non-personal service costs included in the
4 program component of the school district budget compared to the
5 prior year; and (ii) are expected to result in substantial and
6 recurring cost savings in total operating expenses and/or recurring
7 significant reductions in administrative expenditures, or the equiv-
8 alent, and/or transportation operating expenses and/or transporta-
9 tion capital expenses and/or other nonpersonal service costs
10 included in the program component of the school district budget in
11 future years ... 250,000,000 (re. \$250,000,000)
12 Funds appropriated herein shall be available for services and expenses
13 of a \$20,440,000 teacher resources and computer training centers
14 program for the 2011-12 school year provided that, notwithstanding
15 any inconsistent provision of law, subject to the approval of the
16 director of the budget, funds appropriated herein may be inter-
17 changed with any other item of appropriation for general support for
18 public schools within the general fund local assistance account
19 elementary, middle, secondary and continuing education program.
20 Notwithstanding any other law, rule or regulation to the contrary,
21 funds appropriated herein shall be available for payment of finan-
22 cial assistance net of any disallowances, refunds, reimbursement and
23 credits, and may be suballocated to other departments and agencies
24 to accomplish the intent of this appropriation subject to the
25 approval of the director of the budget. Notwithstanding any
26 provision of law to the contrary, funds appropriated herein shall be
27 available for payment of liabilities hereafter to accrue ...
28 14,308,000 (re. \$9,250,000)
29 For services and expenses of remaining obligations for the 2010-11
30 school year for support for the operation of targeted prekindergar-
31 ten for those providers not eligible to receive funding pursuant to
32 section 3602-e of the education law and for support for providers
33 continuing to operate such programs in the 2011-12 school year. Such
34 funds shall be expended pursuant to a plan developed by the commis-
35 sioner of education and approved by the director of the budget ...
36 1,303,000 (re. \$1,303,000)
37 For education of children of migrant workers for the 2011-12 school
38 year ... 89,000 (re. \$89,000)
39 For grants to schools for programs involving literacy and basic educa-
40 tion for public assistance recipients for the 2011-12 school year
41 for those programs administered by the state education department
42 ... 1,843,000 (re. \$1,843,000)
43 For competitive grants for adult literacy/education aid to public and
44 private not-for-profit agencies, including but not limited to, 2 and
45 4 year colleges, community based organizations, libraries, and
46 volunteer literacy organizations and institutions which meet quality
47 standards promulgated by the commissioner of education to provide
48 programs of basic literacy, high school equivalency, and English as
49 a second language to persons 16 years of age or older for the 2011-
50 12 school year ... 4,293,000 (re. \$3,901,000)
51 For the school lunch and breakfast program. Funds for the school lunch
52 and breakfast program shall be expended subject to the limitation of

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1 funds available and may be used to reimburse sponsors of non-profit
2 school lunch, breakfast, or other school child feeding programs
3 based upon the number of federally reimbursable breakfasts and
4 lunches served to students under such program agreements entered
5 into by the state education department and such sponsors, in accord-
6 ance with an act of Congress entitled the "National School Lunch
7 Act," P.L. 79-396, as amended, or the provisions of the "Child
8 Nutrition Act of 1966," P.L. 89-642, as amended, in the case of
9 school breakfast programs to reimburse sponsors in excess of the
10 federal rates of reimbursement. Notwithstanding any provision of law
11 to the contrary, the moneys hereby appropriated, or so much thereof
12 as may be necessary, are to be available for the purposes herein
13 specified for obligations heretofore accrued or hereafter to accrue
14 for the school years beginning July 1, 2009, July 1, 2010 and July
15 1, 2011.

16 Notwithstanding any law, rule or regulation to the contrary, the
17 amount appropriated herein represents the maximum amount payable
18 during the 2011-12 state fiscal year for state reimbursement for
19 school lunch and breakfast programs
20 33,100,000 (re. \$19,381,000)

21 For nonpublic school aid payable in the 2011-12 state fiscal year.
22 Notwithstanding any provision of law, rule or regulation to the
23 contrary, the amount appropriated herein represents the maximum
24 amount payable during the 2011-12 state fiscal year
25 74,157,000 (re. \$10,000,000)

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

28 For aid payable for additional nonpublic school aid. Notwithstanding
29 any inconsistent provision of law, funds appropriated herein shall
30 be available for payment of aid heretofore accrued and hereafter to
31 accrue provided that, notwithstanding any provision of law, rule or
32 regulation to the contrary, the amount appropriated herein repres-
33 ents the maximum amount payable during the 2011-12 state fiscal year
34 ... 26,220,000 (re. \$2,215,000)

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

38 For services and expenses of the New York state center for school
39 safety for the 2011-12 school year. Funds appropriated herein shall
40 be used to operate a statewide center and shall be subject to an
41 expenditure plan approved by the director of the budget
42 466,000 (re. \$466,000)

43 For services and expenses of the health education program for the
44 2011-12 school year. Funds appropriated herein shall be available
45 for health-related programs including, but not limited to, those
46 providing instruction and supportive services in comprehensive
47 health education and/or acquired immune deficiency syndrome (AIDS)
48 education. Of the amounts appropriated herein, \$86,000 shall be
49 available for the program previously operated as the school health
50 demonstration program. Notwithstanding any other provision of law to
51 the contrary, funds appropriated herein may be suballocated, subject
52 to the approval of the director of the budget, to any state agency

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1 or department to accomplish the purpose of this appropriation
2 691,000 (re. \$691,000)
3 For competitive grants for the 2011-12 school year for extended day
4 programs and school violence prevention programs pursuant to section
5 2814 of the education law provided, however, notwithstanding any
6 inconsistent provisions of law, eligible entities receiving funds
7 for extended day programs may include not-for-profit organizations
8 working in collaboration with a public school or school district ...
9 24,344,000 (re. \$24,344,000)
10 For aid payable for the 2011-12 school year for support of county
11 vocational education and extension boards pursuant to section 1104
12 of the education law, provided, however, that notwithstanding any
13 inconsistent provision of law, rule, or regulation, any apportion-
14 ment of aid shall be based on a quota amounting to one-half of the
15 salary paid each teacher, director, assistant, and supervisor, where
16 such salary is attributable to a course of study first submitted to
17 the commissioner for approval pursuant to section 1103 of the educa-
18 tion law on or before July 1, 2010, but not to exceed the amount
19 computed by the commissioner based upon an assumed annualized salary
20 equal to ten thousand five hundred dollars per school year on
21 account of the employment of such teacher, director, assistant or
22 supervisor ... 932,000 (re. \$730,000)
23 For services and expenses of the primary mental health project at the
24 children's institute for the 2011-12 school year
25 894,000 (re. \$894,000)
26 For services and expenses associated with the math and science high
27 schools for the 2011-12 school year in the amount of \$1,382,000,
28 provided that such funds shall be allocated equally among those
29 entities that received program funding for the 2007-08 school year
30 ... 1,382,000 (re. \$1,382,000)
31 For services and expenses of the center for autism and related disa-
32 bilities at the state university of New York at Albany
33 490,000 (re. \$490,000)
34 For services and expenses of the summer food program for the 2011-12
35 school year ... 3,049,000 (re. \$1,769,000)
36 Work Force Education. For partial reimbursement of services and
37 expenses per contact hour of work force education conducted by the
38 consortium for worker education (CWE), a private not-for-profit
39 corporation located in the city of New York, offering programs
40 approved by the commissioner of education that enable adults who are
41 21 years of age or older to obtain or retain employment or improve
42 their work skills capacity to enhance their opportunities for
43 increased earnings and advancement
44 13,000,000 (re. \$5,310,000)
45 For the smart scholars early college high school program, provided,
46 however that expenditure of funds herein shall be subject to a
47 payment schedule developed by the commissioner and approved by the
48 director of budget ... 6,000,000 (re. \$5,420,000)
49 For services and expenses of a \$490,000 2011-12 school year program
50 for mentoring and tutoring based on model programs proven to be
51 effective in producing outcomes that include, but are not limited
52 to, improved graduation rates, provided that such services shall be

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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

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

6 Provided FURTHER that, notwithstanding any inconsistent provision of
7 law, the commissioner shall reduce payments due to each school
8 district for the 2011-12 school year pursuant to section 3609-a of
9 the education law by an amount equal to the gap elimination adjust-
10 ment for the 2011-12 school year computed for such school district,
11 and such amount shall be deducted from moneys apportioned for the
12 purposes of payments made pursuant to such section 3609-a and if the
13 reduction is greater than the sum of the amounts available for such
14 deductions, the remainder of the reduction shall be withheld from
15 payments scheduled to be made to the school district pursuant to
16 section 3609-a for the 2012-13 school year in the 2012-13 state
17 fiscal year, and the commissioner shall also reduce payments due to
18 each school district for the 2012-13 school year pursuant to section
19 3609-a of the education law by an amount equal to the gap elimi-
20 nation adjustment for the 2012-13 school year computed for such
21 school district, and such amount shall be deducted from moneys
22 apportioned for the purposes of payments made pursuant to such
23 section 3609-a in the 2012-13 state fiscal year, and provided
24 further that an amount equal to the amount of such deduction shall
25 be deemed to have been paid to the school district pursuant to this
26 section for the school year for which such deduction is made. The
27 commissioner shall compute such gap elimination adjustment and shall
28 provide a schedule of such reduction in payments to the state comp-
29 troller, the director of the budget, the chair of the senate finance
30 committee and the chair of the assembly ways and means committee,
31 and provided further that the gap elimination adjustment for the
32 2011-12 school year shall be computed as follows, based on an
33 updated electronic data file containing actual and estimated data
34 relating to apportionments due and owing during the current school
35 year and projections of such apportionments for the following school
36 year to school districts and boards of cooperative educational
37 services from the general support for public schools and boards of
38 cooperative educational services appropriations produced pursuant to
39 paragraph b of subdivision twenty-one of section three hundred five
40 of the education law on February fifteenth of the base year. The gap
41 elimination adjustment for a school district shall equal the lesser
42 of the school district's percentage reduction and its TGFE check,
43 provided, however, that in the case of a school district with a tax
44 effort ratio computed pursuant to subparagraph three of paragraph a
45 of subdivision sixteen of section 3602 of the education law greater
46 than four percent (0.04) and a combined wealth ratio for total foun-
47 dation aid computed pursuant to subparagraph two of paragraph c of
48 subdivision three of section 3602 of the education law that is less
49 than one and five-tenths (1.5), the gap elimination adjustment for a
50 school district shall equal the lesser of the percentage reduction,
51 the TGFE check and the tax effort reduction, and further provided
52 that in the case of a school district, other than a city school

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

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

22 (ii) The tax effort reduction shall be the product of the total aid
23 for adjustment, multiplied by the quotient of twenty-three percent
24 (0.23) divided by the quotient of the tax effort ratio computed
25 pursuant to subparagraph three of paragraph a of subdivision sixteen
26 of section 3602 of the education law divided by four and two hundred
27 forty-seven thousandths percent (0.04247), provided, however, that
28 such tax effort reduction shall not be less than the product of
29 thirteen percent (0.13) multiplied by such total aid for adjustment,
30 and not more than the product of twenty-three percent (0.23) multi-
31 plied by such total aid for adjustment.

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

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

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

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- (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

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1 through grade six attending the public schools of the district who
2 have applications on file or who are listed on a direct certifi-
3 cation letter confirming their eligibility for participation in the
4 state and federally funded free and reduced price lunch program on
5 the date enrollment was counted in accordance with paragraph n of
6 subdivision 1 of section 3602 of the education law for the year
7 prior to the base year, plus such number of eligible applicants for
8 the free and reduced price lunch program computed for the year two
9 years prior to the base year, plus such number of eligible appli-
10 cants for the free and reduced price lunch program computed for the
11 year three years prior to the base year, divided by (B) the sum of
12 the number of pupils in kindergarten through grade six on a regular
13 enrollment register of a public school district on the date enroll-
14 ment was counted in accordance with paragraph n of subdivision 1 of
15 section 3602 of the education law for the year prior to the base
16 year, plus such number or pupils in kindergarten through grade six
17 on a regular enrollment register of a public school district
18 computed for the year two years prior to the base year, plus such
19 number of pupils in kindergarten through grade six on a regular
20 enrollment register of a public school district computed for the
21 year three years prior to the base year; and

22 (D) "needs-based grant" shall mean, (1) in the case of a district
23 determined to be a high need school district pursuant to clause (c)
24 of subparagraph two of paragraph c of subdivision six of section
25 3602 of the education law for the school aid computer listing
26 produced by the commissioner in support of the enacted budget for
27 the two thousand seven--two thousand eight school year and entitled
28 "SA0708", having a need-resource category of three or four, sixty-
29 one dollars (\$61.00), and (2) in the case of a school district
30 determined to be an average need school district pursuant to clause
31 (c) of subparagraph two of paragraph c of subdivision six of section
32 3602 of the education law for the school aid computer listing
33 produced by the commissioner in support of the enacted budget for
34 the two thousand seven--two thousand eight school year and entitled
35 "SA0708", having a need-resource category of five, fifty-four
36 dollars (\$54.00).

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

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- 1 produce the school aid computer listing produced by the commissioner
2 in support of the enacted budget; and
- 3 (F) "administrative expense per pupil" shall mean the quotient of the
4 sum of the expenditures related to the board of education, including
5 expenditures for the board of education, the district clerk's
6 office, the district meeting, auditing service, the treasurer's
7 office, the tax collector's office, legal services and the school
8 census, plus expenditures for central administration, including
9 expenditures for the chief school officer, the business office, the
10 purchasing office, the personnel office, the records management
11 officer, public information and services, fees for fiscal agents and
12 undistributed indirect costs, charged by a school district to the
13 general, debt service, and special aid funds, based on expenditures
14 reported by the school district for the school year two years prior
15 to the base year, divided by the public school district enrollment
16 for the base year computed pursuant to subparagraph two of paragraph
17 n of subdivision one of section 3602 of the education law based on
18 data on file for an electronic data file used to produce the school
19 aid computer listing produced by the commissioner in support of the
20 enacted budget; and
- 21 (G) "TGFE" percentage shall mean,
- 22 (1) in the case of a school district determined to be a high need
23 school district pursuant to clause (c) of subparagraph two of para-
24 graph c of subdivision six of section 3602 of the education law for
25 the school aid computer listing produced by the commissioner in
26 support of the enacted budget for the two thousand seven--two thou-
27 sand eight school year and entitled "SA0708",
- 28 (a) in the case of a city school district in a city with a population
29 in excess of one million inhabitants, four and five hundred thirty-
30 seven thousandths percent (0.04537),
- 31 (b) in the case of a city school district in a city with a population
32 of more than two hundred fifty thousand inhabitants and less than
33 one million inhabitants according to the two thousand federal
34 census, four and one-tenth percent (0.041),
- 35 (c) in the case of a city school district in a city with a population
36 of more than two hundred ten thousand inhabitants and less than two
37 hundred fifty thousand inhabitants according to the two thousand
38 federal census, four and thirteen hundredths percent (0.0413),
- 39 (d) in the case of a city school district in a city with a population
40 of more than one hundred seventy thousand inhabitants and less than
41 two hundred ten thousand inhabitants according to the two thousand
42 federal census, five and ninety-seven hundredths percent (0.0597),
- 43 (e) in the case of a city school district in a city with a population
44 of more than one hundred thousand inhabitants and less than one
45 hundred seventy thousand inhabitants according to the two thousand
46 federal census, five and fifty-three hundredths percent (0.0553)
- 47 (f) in the case of any other such school district which has a three-
48 year average free and reduced price lunch percent greater than
49 seventy-five percent (0.75) and which has an administrative effi-
50 ciency ratio less than one and fifty-five hundredths percent
51 (0.0155), four and nine hundredths percent (0.0409) and

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- (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

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1 school districts and boards of cooperative educational services from
2 the general support for public schools as computed based on an elec-
3 tronic data file used to produce the school aid computer listing
4 produced by the commissioner in support of the enacted budget for
5 the current year, less the statewide total of such apportionments,
6 excluding the apportionments computed pursuant to subdivisions 4 and
7 17 of section 3602 of the education law, due and owing during the
8 2011-12 school year to school districts and boards of cooperative
9 educational services from the general support for public schools as
10 computed based on an electronic data file used to produce the school
11 aid computer listing produced by the commissioner in support of the
12 enacted budget for the 2012-13 school year.

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

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

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

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

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

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

6 (3) ONE PERCENT OF THE GAP ELIMINATION ADJUSTMENT FOR THE 2011-12
7 SCHOOL YEAR,
8 BUT SHALL BE NO GREATER THAN THE PRODUCT OF TWENTY-FIVE PERCENT AND
9 THE GAP ELIMINATION ADJUSTMENT FOR THE 2011-12 SCHOOL YEAR FOR THE
10 DISTRICT.

11 [Provided further that the allocable growth amount shall be appor-
12 tioned for the 2012-13 school year pursuant to a chapter of the laws
13 of New York, and shall be allocated to purposes including but not
14 limited to competitive grant awards made pursuant to subdivisions 5
15 and 6 of section 3641 of the education law, the foundation aid
16 phase-in amount or other foundation aid increase allocated pursuant
17 to subdivision 4 of section 3602 of the education law and the gap
18 elimination adjustment restoration amount apportioned pursuant to
19 subdivision 17 of section 3602 of the education law. In the event
20 that a chapter of the laws of New York enacted for the state fiscal
21 year in which such school year commences is not enacted, the allo-
22 cations in support of subdivisions 5 and 6 of section 3641 of the
23 education law shall equal the allocations in support of such awards
24 in the base year, the apportionments pursuant to subdivisions 4 and
25 17 of section 3602 of the education law for the current year shall
26 equal the apportionments for such subdivisions four and seventeen
27 for the 2011-12 school year.]

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

33 Provided further that notwithstanding any provision of law to the
34 contrary, for the 2011-12 and 2012-13 school year, the appor-
35 tionments computed pursuant to subdivisions 5-a, 12 and 16 of section
36 3602 of the education law shall equal the amounts set forth for such
37 school district as "SUPPLEMENTAL PUB EXCESS COST", "ACADEMIC
38 ENHANCEMENT" and "HIGH TAX AID" under the heading "2010-11 ESTIMATED
39 AIDS" in the school aid computer listing produced by the commis-
40 sioner in support of the budget for the 2010-11 school year and entitled
41 "SR092-7".

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

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

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

16 PROVIDED FURTHER THAT, NOTWITHSTANDING ANY INCONSISTENT PROVISION OF
17 LAW, FOR ANY APPORTIONMENTS PROVIDED PURSUANT TO SECTIONS 701, 711,
18 751, 753, 3602, 3602-B, 3602-C, 3602-E, AND 3612 OF THE EDUCATION
19 LAW FOR THE 2012-13 AND PRIOR SCHOOL YEARS, THE COMMISSIONER SHALL
20 CERTIFY NO PAYMENT TO A SCHOOL DISTRICT, OTHER THAN PAYMENTS PURSU-
21 ANT TO SUBDIVISIONS SIX-A, ELEVEN, THIRTEEN AND FIFTEEN OF SECTION
22 THIRTY-SIX HUNDRED TWO OF THE EDUCATION LAW, IN EXCESS OF THE
23 PAYMENT COMPUTED BASED ON AN ELECTRONIC DATA FILE USED TO PRODUCE
24 THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN
25 SUPPORT OF THE EXECUTIVE BUDGET REQUEST SUBMITTED FOR THE 2012-13
26 STATE FISCAL YEAR AND ENTITLED "BT121-3". PROVIDED, HOWEVER, NO
27 PAYMENTS SHALL BE BARRED OR REDUCED WHERE SUCH PAYMENT IS REQUIRED
28 AS A RESULT OF A FINAL AUDIT OF THE STATE.

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

35 Notwithstanding any other law, rule or regulation to the contrary,
36 funds appropriated herein shall be available for payment of finan-
37 cial assistance net of any disallowances, refunds, reimbursement and
38 credits, and may be suballocated to other departments and agencies
39 to accomplish the intent of this appropriation subject to the
40 approval of the director of the budget. [Notwithstanding section 40
41 of the state finance law or any provision of law to the contrary,
42 this appropriation shall lapse on March 31, 2013]
43 26,788,981,000 (re. \$16,030,527,000)

44 Funds appropriated herein shall be available for reimbursement for the
45 education of homeless children and youth for the 2011-12 and 2012-13
46 school years pursuant to section 3209 of the education law, includ-
47 ing reimbursement for expenditures for the transportation of home-
48 less children pursuant to paragraph b of subdivision 4 of section
49 3209 of the education law, up to the amount of the approved costs of
50 the most cost-effective mode of transportation, in accordance with a
51 plan prepared by the commissioner of education and approved by the
52 director of the budget provided that no more than \$12,058,000 shall

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

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

22 Notwithstanding any other law, rule or regulation to the contrary,
23 funds appropriated herein shall be available for payment of finan-
24 cial assistance net of any disallowances, refunds, reimbursement and
25 credits, and may be suballocated to other departments and agencies
26 to accomplish the intent of this appropriation subject to the
27 approval of the director of the budget. [Notwithstanding section 40
28 of the state finance law or any provision of law to the contrary,
29 this appropriation shall lapse on March 31, 2013]
30 29,283,000 (re. \$17,225,000)

31 Funds appropriated herein shall be available during the 2011-12 and
32 2012-13 school years for bilingual education grants to school
33 districts, boards of cooperative educational services, colleges and
34 universities, and an entity, chosen through a competitive procure-
35 ment process, to assist schools and districts to conduct self
36 assessments to identify areas that need to be strengthened and to
37 ensure compliance with the various federal, state and local laws
38 that govern limited English proficiency and English language learn-
39 ing education, provided, however, that the sum of such grants shall
40 not exceed \$12,500,000 for each such school year, and provided
41 further that no more than \$8,750,000 shall be available for 2011-12
42 state fiscal year payments for general support for public schools
43 for the 2011-12 school year and provided further that, notwithstand-
44 ing any inconsistent provision of law, subject to the approval of
45 the director of the budget, funds appropriated herein may be inter-
46 changed with any other item of appropriation for general support for
47 public schools within the general fund local assistance account
48 office of prekindergarten through grade twelve education program.

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

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1 March 31, 2012 shall be deemed to include the portion of this appro-
2 priation made available for 2011-12 state fiscal year payments for
3 general support for public schools for the 2011-12 school year as
4 provided for herein added to the sum of other such designated appro-
5 priated amounts.

6 Notwithstanding any other law, rule or regulation to the contrary,
7 funds appropriated herein shall be available for payment of finan-
8 cial assistance net of any disallowances, refunds, reimbursement and
9 credits, and may be suballocated to other departments and agencies
10 to accomplish the intent of this appropriation subject to the
11 approval of the director of the budget. [Notwithstanding section 40
12 of the state finance law or any provision of law to the contrary,
13 this appropriation shall lapse on March 31, 2013]
14 21,250,000 (re. \$12,500,000)

15 Funds appropriated herein shall be available in the 2011-12 and 2012-
16 13 school years for school districts and boards of cooperative
17 educational services applications for funding of approved learning
18 technology programs approved by the commissioner of education,
19 including services benefiting nonpublic school students, pursuant to
20 regulations promulgated by the commissioner of education and
21 approved by the director of the budget. Provided, however, that the
22 sum of such grants shall not exceed \$3,285,000 for each such school
23 year, and provided further that no more than \$2,300,000 shall be
24 available for 2011-12 state fiscal year payments for general support
25 for public schools for the 2011-12 school year, and provided further
26 that, notwithstanding any inconsistent provision of law, subject to
27 the approval of the director of the budget, funds appropriated here-
28 in may be interchanged with any other item of appropriation for
29 general support for public schools within the general fund local
30 assistance account office of prekindergarten through grade twelve
31 education program.

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

41 Notwithstanding any other law, rule or regulation to the contrary,
42 funds appropriated herein shall be available for payment of finan-
43 cial assistance net of any disallowances, refunds, reimbursement and
44 credits, and may be suballocated to other departments and agencies
45 to accomplish the intent of this appropriation subject to the
46 approval of the director of the budget. [Notwithstanding section 40
47 of the state finance law or any provision of law to the contrary,
48 this appropriation shall lapse on March 31, 2013]
49 5,585,000 (re. \$3,285,000)

50 Funds appropriated herein shall be available for the voluntary inter-
51 district urban-suburban transfer program aid pursuant to subdivision
52 15 of section 3602 of the education law for the 2011-12 and 2012-13

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

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

19 Notwithstanding any other law, rule or regulation to the contrary,
20 funds appropriated herein shall be available for payment of finan-
21 cial assistance net of any disallowances, refunds, reimbursement and
22 credits, and may be suballocated to other departments and agencies
23 to accomplish the intent of this appropriation subject to the
24 approval of the director of the budget. [Notwithstanding section 40
25 of the state finance law or any provision of law to the contrary,
26 this appropriation shall lapse on March 31, 2013]
27 4,641,000 (re. \$2,730,000)

28 Funds appropriated herein shall be available for additional apportion-
29 ments of building aid for school districts educating pupils residing
30 on Indian reservations calculated pursuant to subdivision 6-a of
31 section 3602 of the education law for the 2011-12 and 2012-13 school
32 years provided that, notwithstanding any inconsistent provision of
33 law, subject to the approval of the director of the budget, funds
34 appropriated herein may be interchanged with any other item of
35 appropriation for general support for public schools within the
36 general fund local assistance account office of prekindergarten
37 through grade twelve education program, provided that no more than
38 \$3,500,000 shall be available for 2011-12 state fiscal year payments
39 for general support for public schools for the 2011-12 school year.

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

49 Notwithstanding any other law, rule or regulation to the contrary,
50 funds appropriated herein shall be available for payment of finan-
51 cial assistance net of any disallowances, refunds, reimbursement and
52 credits, and may be suballocated to other departments and agencies

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1 to accomplish the intent of this appropriation subject to the
2 approval of the director of the budget. [Notwithstanding section 40
3 of the state finance law or any provision of law to the contrary,
4 this appropriation shall lapse on March 31, 2013]
5 8,500,000 (re. \$5,000,000)
6 Funds appropriated herein shall be available during the 2011-12 and
7 2012-13 school years for the education of youth incarcerated in
8 county correctional facilities pursuant to subdivision 13 of section
9 3602 of the education law, provided that no more than \$13,650,000
10 shall be available for 2011-12 state fiscal year payments for gener-
11 al support for public schools for the 2011-12 school year, and
12 provided that, notwithstanding any inconsistent provision of law,
13 subject to the approval of the director of the budg- et, funds
14 appropriated herein may be interchanged with any other item of
15 appro- priation for general support for public schools within the
16 general fund local assistance account office of prekindergarten
17 through grade twelve education program.
18 Provided further that notwithstanding any provision of law to the
19 contrary, in determining the final payment for the state fiscal year
20 pursuant to section 3609-a of the education law, the general support
21 for public schools appropriations for the state fiscal year ending
22 March 31, 2012 shall be deemed to include the portion of this appro-
23 priation made available for 2011-12 state fiscal year payments for
24 general support for public schools for the 2011-12 school year as
25 provided for herein added to the sum of other such designated appro-
26 priated amounts.
27 Notwithstanding any other law, rule or regulation to the contrary,
28 funds appropriated herein shall be available for payment of finan-
29 cial assistance net of any disallowances, refunds, reimbursement and
30 credits, and may be suballocated to other departments and agencies
31 to accomplish the intent of this appropriation subject to the
32 approval of the director of the budget. [Notwithstanding section 40
33 of the state finance law or any provision of law to the contrary,
34 this appropriation shall lapse on March 31, 2013]
35 33,150,000 (re. \$19,500,000)
36 Funds appropriated herein shall be available for the 2011-12 and
37 2012-13 school years for the education of students who reside in a
38 school operated by the office of mental health or the office of
39 people with developmental disabilities pursuant to subdivision 5 of
40 section 3202 of the education law, provided that no more than
41 \$53,200,000 shall be available for 2011-12 state fiscal year
42 payments for general support for public schools for the 2011-12
43 school year. Notwithstanding any inconsistent provision of law,
44 funds appropriated herein may be suballocated to other departments
45 and agencies subject to the approval of the director of the budget
46 to accomplish the intent of this appropriation provided that,
47 notwithstanding any inconsistent provision of law, subject to the
48 approval of the director of the budget, funds appropriated herein
49 may be interchanged with any other item of appropriation for general
50 support for public schools within the general fund local assistance
51 account office of prekindergarten through grade twelve education
52 program.

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

10 Notwithstanding any other law, rule or regulation to the contrary,
11 funds appropriated herein shall be available for payment of finan-
12 cial assistance net of any disallowances, refunds, reimbursement and
13 credits, and may be suballocated to other departments and agencies
14 to accomplish the intent of this appropriation subject to the
15 approval of the director of the budget. [Notwithstanding section 40
16 of the state finance law or any provision of law to the contrary,
17 this appropriation shall lapse on March 31, 2013]
18 129,200,000 (re. \$76,000,000)

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

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

42 Notwithstanding any other law, rule or regulation to the contrary,
43 funds appropriated herein shall be available for payment of finan-
44 cial assistance net of any disallowances, refunds, reimbursement and
45 credits, and may be suballocated to other departments and agencies
46 to accomplish the intent of this appropriation subject to the
47 approval of the director of the budget. [Notwithstanding section 40
48 of the state finance law or any provision of law to the contrary,
49 this appropriation shall lapse on March 31, 2013]
50 4,590,000 (re. \$2,700,000)

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

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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.

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1 Notwithstanding any other law, rule or regulation to the contrary,
2 funds appropriated herein shall be available for payment of finan-
3 cial assistance net of any disallowances, refunds, reimbursement and
4 credits, and may be suballocated to other departments and agencies
5 to accomplish the intent of this appropriation subject to the
6 approval of the director of the budget. [Notwithstanding section 40
7 of the state finance law or any provision of law to the contrary,
8 this appropriation shall lapse on March 31, 2013]
9 3,400,000 (re. \$2,000,000)

10 Funds appropriated herein shall be available for services and expenses
11 of a \$6,000,000 special academic improvement grants program for the
12 2011-12 school year and for services and expenses of a \$12,000,000
13 special academic improvement grants program for the 2012-13 school
14 year payable pursuant to subdivision 11 of section 3641 of the
15 education law, provided that no more than \$4,200,000 shall be avail-
16 able for 2011-12 state fiscal year payments for general support for
17 public schools for the 2011-12 school year, provided, however, that
18 notwithstanding any provisions of law to the contrary, such funds
19 shall be paid in accordance with a schedule developed by the commis-
20 sioner of education and approved by the director of the budget
21 provided that, notwithstanding any inconsistent provision of law,
22 subject to the approval of the director of the budget, funds appro-
23 priated herein may be interchanged with any other item of appropri-
24 ation for general support for public schools within the general fund
25 local assistance account office of prekindergarten through grade
26 twelve education program.

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

36 Notwithstanding any other law, rule or regulation to the contrary,
37 funds appropriated herein shall be available for payment of finan-
38 cial assistance net of any disallowances, refunds, reimbursement and
39 credits, and may be suballocated to other departments and agencies
40 to accomplish the intent of this appropriation subject to the
41 approval of the director of the budget. [Notwithstanding section 40
42 of the state finance law or any provision of law to the contrary,
43 this appropriation shall lapse on March 31, 2013]
44 14,400,000 (re. \$10,200,000)

45 For the education of Native Americans in the 2012-13 or prior school
46 years, provided that no more than \$22,400,000 shall be available for
47 2011-12 state fiscal year payments for general support for public
48 schools for the 2011-12 or prior school years. Funds appropriated
49 herein shall be considered general support for public schools and
50 shall be paid in accordance with a schedule developed by the commis-
51 sioner of education and approved by the director of the budget.
52 Notwithstanding any provision of law to the contrary, subject to the

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

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

15 Notwithstanding any other law, rule or regulation to the contrary,
16 funds appropriated herein shall be available for payment of finan-
17 cial assistance, net of any disallowances, refunds, reimbursements
18 and credits, may be suballocated to other departments and agencies
19 to accomplish the intent of this appropriation subject to approval
20 of the director of the budget. Notwithstanding any provision of law
21 to the contrary, any funds appropriated herein shall be available
22 for payment of aid heretofore accrued. [Notwithstanding section 40
23 of the state finance law or any provision of law to the contrary,
24 this appropriation shall lapse on March 31, 2013]
25 54,400,000 (re. \$32,000,000)

26 For school health services grants to public schools totaling
27 \$13,840,000 in each school year for the 2011-12 and 2012-13 school
28 years; provided that, notwithstanding any provisions of law to the
29 contrary, in addition to any other apportionment, such grants shall
30 only be payable to any city school district in a city having a popu-
31 lation in excess of 125,000, and less than 1,000,000 inhabitants,
32 and such district shall be eligible to receive the same amount it
33 was eligible to receive for the 2010-11 school year, provided that
34 no more than \$9,688,000 shall be available for 2011-12 state fiscal
35 year payments for general support for public schools for the 2011-12
36 school year. Funds appropriated herein shall be considered general
37 support for public schools and shall be paid in accordance with a
38 schedule developed by the commissioner of education and approved by
39 the director of the budget.

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

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

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1 account office of prekindergarten through grade twelve education
2 program. Notwithstanding any other law, rule or regulation to the
3 contrary, funds appropriated herein shall be available for payment
4 of financial assistance, net of any disallowances, refunds,
5 reimbursements and credits. [Notwithstanding section 40 of the state
6 finance law or any provision of law to the contrary, this appropri-
7 ation shall lapse on March 31, 2013]
8 23,528,000 (re. \$13,840,000)
9 For remaining obligations for the 2010-11 school year or prior school
10 years for support for boards of cooperative educational services and
11 for aid payable in the 2011-12 and 2012-13 school years, for support
12 for boards of cooperative educational services, provided that no
13 more than \$518,493,000 shall be available for 2011-12 state fiscal
14 year payments for general support for public schools for the 2010-11
15 and prior school years and no more than \$179,954,000 shall be avail-
16 able for 2011-12 state fiscal year payments for general support for
17 public schools for the 2011-12 school year, provided that, notwith-
18 standing any inconsistent provision of law in no event shall such
19 amounts paid in the 2011-12 state fiscal year exceed 48.84 percent
20 of the amount appropriated herein, and provided further that to the
21 extent required by federal law, each board of cooperative educa-
22 tional services receiving a payment pursuant to section 3609-d of
23 the education law in the 2010-11 and 2011- 12 school years shall be
24 required to set aside from such payment an amount not less than the
25 amount of state aid received pursuant to subdivision 5 of section
26 1950 of the education law in the base year that was attributable to
27 cooperative services agreements (CO-SERs) for career education, as
28 determined by the commissioner of education, and shall be required
29 to use such amount to support career education programs in the
30 current year.
31 Provided further that notwithstanding any provision of law to the
32 contrary, in determining the final payment for the state fiscal year
33 pursuant to section 3609-a of the education law, the general support
34 for public schools appropriations for the state fiscal year ending
35 March 31, 2012 shall be deemed to include the portion of this appro-
36 priation made available for 2011-12 state fiscal year payments for
37 general support for public schools for the 2011-12 and prior school
38 years as provided for herein added to the sum of other such desig-
39 nated appropriated amounts.
40 PROVIDED FURTHER THAT, NOTWITHSTANDING ANY INCONSISTENT PROVISION OF
41 LAW, FOR ANY APPORTIONMENTS PROVIDED PURSUANT TO SECTION 1950 OF THE
42 EDUCATION LAW FOR THE 2012-13 AND PRIOR SCHOOL YEARS, THE COMMIS-
43 SIONER SHALL CERTIFY NO PAYMENT TO A SCHOOL DISTRICT, IN EXCESS OF
44 THE PAYMENT COMPUTED BASED ON AN ELECTRONIC DATA FILE USED TO
45 PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER
46 IN SUPPORT OF THE EXECUTIVE BUDGET REQUEST SUBMITTED FOR THE 2012-13
47 STATE FISCAL YEAR AND ENTITLED "BT121-3". PROVIDED, HOWEVER, NO
48 PAYMENTS SHALL BE BARRED OR REDUCED WHERE SUCH PAYMENT IS REQUIRED
49 AS A RESULT OF A FINAL AUDIT OF THE STATE.
50 Notwithstanding any other law, rule or regulation to the contrary,
51 funds appropriated herein shall be available for payment of finan-
52 cial assistance, net of any disallowances, refunds, reimbursements

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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

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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)

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1 For academic intervention for nonpublic schools based on a plan to be
2 developed by the commissioner of education and approved by the
3 director of the budget ... 922,000 (re. \$920,000)
4 For services and expenses of the New York state center for school
5 safety for the 2010-11 school year. Funds appropriated herein shall
6 be used to operate a statewide center and shall be subject to an
7 expenditure plan approved by the director of the budget
8 466,000 (re. \$458,000)
9 For competitive grants for the 2010-11 school year for extended day
10 programs and school violence prevention programs pursuant to section
11 2814 of the education law provided, however, notwithstanding any
12 inconsistent provisions of law, eligible entities receiving funds
13 for extended day programs may include not-for-profit organizations
14 working in collaboration with a public school or school district ...
15 24,344,000 (re. \$8,026,000)
16 For services and expenses of the primary mental health project at the
17 children's institute for the 2010-11 school year
18 894,000 (re. \$84,000)
19 For services and expenses of a \$490,000 2010-11 school year program
20 for mentoring and tutoring based on model programs proven to be
21 effective in producing outcomes that include, but are not limited
22 to, improved graduation rates, provided that such services shall be
23 provided to students in one or more city school districts located in
24 a city having a population in excess of 125,000 and less than
25 1,000,000 inhabitants provided further that such program will be
26 operated by a community based organization
27 490,000 (re. \$485,000)

28 By chapter 53, section 1, of the laws of 2010, as transferred and
29 amended by chapter 53, section 1, of the laws of 2011:
30 For services and expenses of the health education program for the
31 2010-11 school year. Funds appropriated herein shall be available
32 for health-related programs including, but not limited to, those
33 providing instruction and supportive services in comprehensive
34 health education and/or acquired immune deficiency syndrome (AIDS)
35 education. Of the amounts appropriated herein, \$86,000 shall be
36 available for the program previously operated as the school health
37 demonstration program. Notwithstanding any other provision of law to
38 the contrary, funds appropriated herein may be suballocated, subject
39 to the approval of the director of the budget, to any state agency
40 or department to accomplish the purpose of this appropriation
41 691,000 (re. \$479,000)

42 By chapter 53, section 1, of the laws of 2009:
43 For aid payable for additional nonpublic school aid. Notwithstanding
44 any inconsistent provision of law, funds appropriated herein shall
45 be available for payment of aid heretofore accrued and hereafter to
46 accrue provided that, notwithstanding any provision of law, rule or
47 regulation to the contrary, the amount appropriated herein repres-
48 ents the maximum amount payable during the 2009-10 state fiscal year
49 ... 30,000,000 (re. \$1,530,000)

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1 For academic intervention for nonpublic schools based on a plan to be
2 developed by the commissioner of education and approved by the
3 director of the budget ... 922,000 (re. \$915,000)
4 For services and expenses of the health education program for the
5 2009-10 school year. Funds appropriated herein shall be available
6 for health-related programs including, but not limited to, those
7 providing instruction and supportive services in comprehensive
8 health education and/or acquired immune deficiency syndrome (AIDS)
9 education ... 691,000 (re. \$268,000)
10 For Special Act School Districts additional costs associated with
11 academic programs ... 1,300,000 (re. \$1,286,000)

12 By chapter 53, section 1, of the laws of 2008, as amended by chapter
13 496, section 3, of the laws of 2008:
14 For grants to schools for programs involving literacy and basic educa-
15 tion for public assistance recipients for the 2008-09 school year
16 for those programs administered by the state education department,
17 provided, however, that the amount of this appropriation available
18 for expenditure and disbursement on and after September 1, 2008
19 shall be reduced by six percent of the amount that was undisbursed
20 as of August 15, 2008 ... 1,960,000 (re. \$553,000)
21 For aid payable for additional nonpublic school aid. Notwithstanding
22 any inconsistent provision of law, funds appropriated herein shall
23 be available for payment of aid heretofore accrued and hereafter to
24 accrue provided that, notwithstanding any provision of law, rule or
25 regulation to the contrary, reimbursement, and the State's liability
26 for such reimbursement, shall be limited to ninety-eight percent of
27 the actual cost incurred by the nonpublic school as approved by the
28 commissioner of education; provided further that on and after
29 September 1, 2008, notwithstanding any inconsistent provision of
30 law, rule or regulation, the amount of state reimbursement and
31 liability for costs and activities funded through this appropriation
32 shall be further reduced by six percent of such reduced amount, and
33 that the amount of this appropriation available for expenditure and
34 disbursement on and after such date shall be reduced by six percent
35 of the amount that was undisbursed as of August 15, 2008
36 47,295,000 (re. \$9,608,000)
37 For academic intervention for nonpublic schools based on a plan to be
38 developed by the commissioner of education and approved by the
39 director of the budget, provided, however, that the amount of this
40 appropriation available for expenditure and disbursement on and
41 after September 1, 2008 shall be reduced by six percent of the
42 amount that was undisbursed as of August 15, 2008
43 980,000 (re. \$922,000)

44 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,
45 section 2, of the laws of 2009:
46 For services and expenses associated with math and science high
47 schools for the 2008-09 school year, provided, however, that the
48 amount of this appropriation available for expenditure and disburse-
49 ment on and after September 1, 2008 shall be reduced by six percent

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1 of the amount that was undisbursed as of August 15, 2008
2 1,470,000 (re. \$461,000)

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

4 For academic intervention for nonpublic schools based on a plan to be
5 developed by the commissioner of education and approved by the
6 director of the budget ... 1,000,000 (re. \$1,000,000)

7 Special Revenue Funds - Federal
8 Federal Department of Education Fund
9 Federal Department of Education Account

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

11 For grants to schools for specific programs. Notwithstanding any other
12 provision of law to the contrary, funds appropriated herein may be
13 suballocated, subject to the approval of the director of the budget,
14 to any state agency or department to accomplish the purpose of this
15 appropriation ... 3,747,000 (re. \$3,747,000)

16 For grants to schools for specific programs including, but not limited
17 to, grants for purposes under title I of the elementary and second-
18 ary education act. Notwithstanding any other provision of law to the
19 contrary, funds appropriated herein may be suballocated, subject to
20 the approval of the director of the budget, to any state agency or
21 department to accomplish the purpose of this appropriation ...
22 1,867,017,000 (re. \$1,867,017,000)

23 For grants to schools and other eligible entities for state grants for
24 improving teacher quality pursuant to title II of the elementary and
25 secondary education act and for state grants for teacher incentive
26 pursuant to title V of the elementary and secondary education act.
27 Notwithstanding any other provision of law to the contrary, funds
28 appropriated herein may be suballocated, subject to the approval of
29 the director of the budget, to any state agency or department to
30 accomplish the purpose of this appropriation
31 272,401,000 (re. \$272,401,000)

32 For grants to schools and other eligible entities for a safe and drug
33 free school program pursuant to title IV of the elementary and
34 secondary education act. Notwithstanding any other provision of law
35 to the contrary, funds appropriated herein may be suballocated,
36 subject to the approval of the director of the budget, to any state
37 agency or department to accomplish the purpose of this appropriation
38 ... 28,815,000 (re. \$28,815,000)

39 For grants to schools and other eligible entities for vocational and
40 technical education assistance and technical preparation programs
41 pursuant to the perkins career and technical improvement act.
42 Notwithstanding any other provision of law to the contrary, funds
43 appropriated herein may be suballocated, subject to the approval of
44 the director of the budget, to any state agency or department to
45 accomplish the purpose of this appropriation
46 68,578,000 (re. \$68,578,000)

47 For grants to schools and other eligible entities for educational
48 technology state grants program pursuant to title II of the elemen-
49 tary and secondary education act. Notwithstanding any other

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1 provision of law to the contrary, funds appropriated herein may be
2 suballocated, subject to the approval of the director of the budget,
3 to any state agency or department to accomplish the purpose of this
4 appropriation ... 65,000,000 (re. \$65,000,000)
5 For education of individuals with disabilities including up to
6 \$3,000,000 for services and expenses of early childhood direction
7 centers and \$500,000 for services and expenses of the center for
8 autism and related disabilities at the state university of New York
9 at Albany. Notwithstanding any inconsistent provision of law, a
10 portion of the funds appropriated herein shall be available, subject
11 to a plan developed by the commissioner of education and approved by
12 the director of the budget, for grants to ensure appropriately
13 certified teachers in schools providing special services or programs
14 as defined in paragraphs e, g, i and l of subdivision 2 of section
15 4401 of the education law to children placed by school districts and
16 in approved preschool programs that provide full and half-day educa-
17 tional programs in accordance with section 4410 of the education law
18 for children placed by school district. Provided further that, in
19 the allocation of funds, priority shall be given to those programs
20 with a demonstrated need to increase the number of certified teach-
21 ers to comply with state and federal requirements. Such funds shall
22 be made available for such activities as certification preparation,
23 training, assisting schools with personnel shortages and supporting
24 activities that improve the delivery of services to improve results
25 for children with disabilities. Provided further that notwithstand-
26 ing any inconsistent provision of law, of the funds appropriated
27 herein: (i) \$2,000,000 shall be available for payments to schools
28 providing special services or programs as defined in paragraphs e,
29 g, i, and l of subdivision 2 of section 4401 of the education law to
30 help prevent excessive instructional staff turnover through a
31 targeted adjustment of compensation for teachers providing direct
32 instructional services to students at such schools. The commissioner
33 of education shall develop an allocation plan, subject to the
34 approval of the director of the budget, that distributes funds
35 appropriated herein among eligible schools, as defined herein, that
36 qualify based on the following criteria: eligible schools are those
37 that have complied with all applicable requirements for previous
38 grants for this purpose and whose average teacher salary are below
39 the salary provided for similarly qualified teachers in public
40 schools in the region in which such eligible school is located. The
41 allocation to each qualifying school shall be calculated based on
42 the number of weighted full time equivalent (FTE) staff, as defined
43 herein, in the per FTE award amount. The total number of weighted
44 FTE shall be determined by multiplying the actual number of FTE
45 teachers providing classroom instruction at each school, as deter-
46 mined by the commissioner, by: 1) a factor of 2.0 for those schools
47 where average salaries that are 50 percent or less of those in
48 public school located in the same geographic region; 2) a factor of
49 1.5 for those schools where average salaries that are 50 percent and
50 75 percent of public schools located in the same geographic region;
51 or 3) a factor of 1.0 for those schools where the average salaries
52 that are 75-100 percent of public schools located in the same

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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)

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1 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,
2 section 1, of the laws of 2011:
3 For grants to schools for specific programs. Notwithstanding any other
4 provision of law to the contrary, funds appropriated herein may be
5 suballocated, subject to the approval of the director of the budget,
6 to any state agency or department to accomplish the purpose of this
7 appropriation ... 3,747,000 (re. \$3,747,000)
8 For grants to schools for specific programs including, but not limited
9 to, grants for purposes under title I of the elementary and second-
10 ary education act. Notwithstanding any other provision of law to
11 the contrary, funds appropriated herein may be suballocated, subject
12 to the approval of the director of the budget, to any state agency
13 or department to accomplish the purpose of this appropriation ...
14 1,867,017,000 (re. \$933,508,000)
15 For grants to schools and other eligible entities for state grants for
16 improving teacher quality pursuant to title II of the elementary and
17 secondary education act and for state grants for teacher incentive
18 pursuant to title V of the elementary and secondary education act.
19 Notwithstanding any other provision of law to the contrary, funds
20 appropriated herein may be suballocated, subject to the approval of
21 the director of the budget, to any state agency or department to
22 accomplish the purpose of this appropriation
23 272,401,000 (re. \$136,200,000)
24 For grants to schools and other eligible entities for a safe and drug
25 free school program pursuant to title IV of the elementary and
26 secondary education act. Notwithstanding any other provision of law
27 to the contrary, funds appropriated herein may be suballocated,
28 subject to the approval of the director of the budget, to any state
29 agency or department to accomplish the purpose of this appropriation
30 ... 28,815,000 (re. \$14,407,000)
31 For grants to schools and other eligible entities for vocational and
32 adult education programs or any successor programs. Notwithstanding
33 any other provision of law to the contrary, funds appropriated here-
34 in may be suballocated, subject to the approval of the director of
35 the budget, to any state agency or department to accomplish the
36 purpose of this appropriation ... 117,282,000 (re. \$58,641,000)
37 For grants to schools and other eligible entities for educational
38 technology state grants program pursuant to title II of the elemen-
39 tary and secondary education act. Notwithstanding any other
40 provision of law to the contrary, funds appropriated herein may be
41 suballocated, subject to the approval of the director of the budget,
42 to any state agency or department to accomplish the purpose of this
43 appropriation ... 65,000,000 (re. \$32,500,000)
44 For the purposes of the teacher incentive fund program as funded by
45 the American recovery and reinvestment act of 2009. Funds appropri-
46 ated herein shall be subject to all applicable reporting and
47 accountability requirements contained in such act. Notwithstanding
48 any other provision of the law to the contrary and subject to the
49 approval of the director of the budget, a portion of the funds
50 appropriated herein may be transferred to the credit of the state
51 purposes account of the state education department to carry out the
52 purposes of this program ... 20,000,000 (re. \$20,000,000)

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1 By chapter 53, section 1, of the laws of 2010, as added by chapter 559,
2 section 1, of the laws of 2010:
3 For support of elementary, and secondary education from the education
4 jobs fund as funded by the federal education jobs fund program as
5 authorized by public law number 111-226. Notwithstanding any other
6 provision of law to the contrary, funds shall be available to each
7 school district eligible for an apportionment pursuant to subdivi-
8 sion 4 of section 3602 of the education law in an amount equal to
9 the product of the net gap elimination adjustment computed pursuant
10 to this chapter, multiplied by forty-three and twenty-five thousand
11 nine hundred eighty-nine one-millionths percent (0.43025989). Such
12 apportionment shall be available to each school district for the
13 2010-11 school year and thereafter, provided that prior to April 1,
14 2011, each school district shall be eligible for an amount up to the
15 product of seventy percent (0.70) multiplied by the apportionment.
16 Funds appropriated herein shall be subject to all applicable report-
17 ing and accountability requirements imposed by such act
18 607,592,000 (re. \$350,000,000)

19 By chapter 53, section 1, of the laws of 2009:
20 For grants to schools for specific programs
21 3,747,000 (re. \$1,000,000)
22 For grants to schools for specific programs including, but not limited
23 to, grants for purposes under title I of the elementary and second-
24 ary education act ... 1,807,000,000 (re. \$75,000,000)
25 For school improvement grants provided to title I of the elementary
26 and secondary education act as funded by the American recovery and
27 reinvestment act of 2009. Funds appropriated herein shall be subject
28 to all applicable reporting and accountability requirements
29 contained in such act ... 127,000,000 (re. \$90,000,000)
30 For grants to schools and other eligible entities for state grants for
31 improving teacher quality pursuant to title II of the elementary and
32 secondary education act ... 232,401,000 (re. \$8,000,000)
33 For grants to schools and other eligible entities for a safe and drug
34 free school program pursuant to title IV of the elementary and
35 secondary education act ... 28,815,000 (re. \$7,000,000)
36 For grants to schools and other eligible entities for the innovative
37 education strategies state grants program pursuant to title V of the
38 elementary and secondary education act
39 13,017,000 (re. \$3,000,000)
40 For grants to schools and other eligible entities for vocational and
41 adult education programs or any successor programs
42 117,282,000 (re. \$25,000,000)
43 For grants to schools and other eligible entities for educational
44 technology state grants program pursuant to title III of the elemen-
45 tary and secondary education act
46 65,000,000 (re. \$16,000,000)
47 For additional education technology grants to carry out part D of
48 title II of the elementary and secondary education act of 1965 fund-
49 ed by the American recovery and Reinvestment act of 2009. Funds
50 appropriated herein shall be subject to all applicable reporting and

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 accountability requirements contained in such act
 2 28,000,000 (re. \$2,000,000)

3 By chapter 53, section 1, of the laws of 2008:
 4 For grants to schools for specific programs
 5 3,747,000 (re. \$100,000)
 6 For grants to schools for specific programs including, but not limited
 7 to, grants for purposes under title I of the elementary and second-
 8 ary education act ... 1,807,000,000 (re. \$2,500,000)
 9 For grants to schools and other eligible entities for state grants for
 10 improving teacher quality pursuant to title II of the elementary and
 11 secondary education act ... 232,401,000 (re. \$80,000)
 12 For grants to schools and other eligible entities for vocational and
 13 adult education programs or any successor programs
 14 117,282,000 (re. \$12,000)
 15 For grants to schools and other eligible entities for educational
 16 technology state grants program pursuant to title III of the elemen-
 17 tary and secondary education act ... 65,000,000 (re. \$50,000)

18 Special Revenue Funds - Federal
 19 Federal Health and Human Services Fund
 20 Federal Health and Human Services Account

21 By chapter 53, section 1, of the laws of 2011:
 22 For grants to schools for specific programs
 23 5,000,000 (re. \$5,000,000)

24 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,
 25 section 1, of the laws of 2011:
 26 For grants to schools for specific programs. Notwithstanding any other
 27 provision of law to the contrary, funds appropriated herein may be
 28 suballocated, subject to the approval of the director of the budget,
 29 to any state agency or department to accomplish the purpose of this
 30 appropriation ... 5,000,000 (re. \$250,000)

31 By chapter 53, section 1, of the laws of 2009:
 32 For grants to schools for specific programs
 33 5,000,000 (re. \$150,000)

34 Special Revenue Funds - Federal
 35 Federal Operating Grants Fund
 36 Federal Operating Grants Account

37 By chapter 53, section 1, of the laws of 2011:
 38 For grants to schools for specific programs
 39 5,000,000 (re. \$5,000,000)

40 By chapter 53, section 1, of the laws of 2010:
 41 For grants to schools for specific programs
 42 5,000,000 (re. \$600,000)

43 By chapter 53, section 1, of the laws of 2009:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For grants to schools for specific programs
 2 5,000,000 (re. \$50,000)

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

6 By chapter 53, section 1, of the laws of 2011:
 7 For grants to schools and other eligible entities for programs funded
 8 through the national school lunch act
 9 821,987,000 (re. \$821,987,000)

10 By chapter 53, section 1, of the laws of 2010:
 11 For grants to schools and other eligible entities for programs funded
 12 through the national school lunch act
 13 798,045,000 (re. \$100,000,000)

14 By chapter 53, section 1, of the laws of 2009:
 15 For grants to schools and other eligible entities for programs funded
 16 through the national school lunch act
 17 774,801,000 (re. \$2,000,000)

18 By chapter 53, section 1, of the laws of 2008:
 19 For grants to schools and other eligible entities for programs funded
 20 through the national school lunch act
 21 748,600,000 (re. \$1,200,000)

22 Special Revenue Funds - Federal
 23 State Fiscal Stabilization Fund
 24 State Fiscal Stabilization Account

25 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,
 26 section 1, of the laws of 2011:
 27 For the purposes of the Race to the Top state fiscal stabilization
 28 fund-state incentive grant as funded by the American recovery and
 29 reinvestment act of 2009. Notwithstanding any other provision of law
 30 to contrary, funds appropriated herein may be suballocated, subject
 31 to the approval of the director of the budget, to any state agency
 32 or department for the purposes of the state fiscal stabilization
 33 fund-state incentive grants as funded by the American recovery and
 34 reinvestment act of 2009, provided further that, subject to the
 35 approval of the director of the budget, a portion of the funds
 36 appropriated herein, may be transferred to the credit of the state
 37 purposes account of the state education department to carry out the
 38 purposes of this section. Funds appropriated herein shall be subject
 39 to all applicable reporting and accountability requirements
 40 contained in such act ... 750,000,000 (re. \$720,000,000)

41 Special Revenue Funds - Other
 42 State Lottery Fund
 43 State Lottery Account

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 The appropriation made by chapter 53, section 1, of the laws of 2011, is
2 hereby amended and reappropriated to read:
3 For general support for public schools for the 2011-12 and 2012-13
4 school years, provided that, notwithstanding any other provision of
5 law to the contrary, in computing the additional lottery grant
6 pursuant to subparagraph (4) of paragraph (b) of subdivision 4 of
7 section 92-c of the state finance law for the 2011-12 school year,
8 the base grant shall not exceed \$1,959,980,000.
9 [Notwithstanding section 40 of the state finance law or any provision
10 of law to the contrary, this appropriation shall lapse on March 31,
11 2013] ... 3,936,960,000 (re. \$1,976,980,000)
12 For allowances to private schools for the blind and deaf for the
13 2011-12 and 2012-13 school years, provided that no more than \$20,000
14 shall be available for the 2011-12 state fiscal year payment.
15 [Notwithstanding section 40 of the state finance law or any
16 provision to the contrary, this appropriation shall lapse on March
17 31, 2013] ... 40,000 (re. \$20,000)
18 For general support for public schools, June 2010-11 and June 2011-12
19 school year payments, provided that no more than \$240,000,000 shall
20 be available for 2011-12 state fiscal year payments for general
21 support for public schools for the 2010-11 school year. [Notwith-
22 standing section 40 of the state finance law or any provision of law
23 to the contrary, this appropriation shall lapse on March 31, 2013]
24 ... 480,000,000 (re. \$240,000,000)
25 For general support for public schools for the 2011-12 and 2012-13
26 school years, for grants awarded pursuant to subparagraph 2-a of
27 paragraph b of subdivision 4 of section 92-c of the state finance
28 law, provided that no more than \$684,000,000 shall be available for
29 2011-12 state fiscal year payments for general support for public
30 schools for the 2011-12 school year.
31 [Notwithstanding section 40 of the state finance law or any provision
32 of law to the contrary, this appropriation shall lapse on March 31,
33 2013] ... 1,520,000,000 (re. \$836,000,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	0	2,900,000
4	Special Revenue Funds - Federal	1,000,000	36,300,000
5		-----	-----
6	All Funds	1,000,000	39,200,000
7		=====	=====

8 SCHEDULE

9 REGULATION OF ELECTIONS PROGRAM 1,000,000
 10 -----

11 Special Revenue Funds - Federal
 12 Federal Health and Human Services Fund
 13 Poll Site Accessibility Account

14 For services and expenses including prior
 15 year liabilities related to the alteration
 16 of poll sites to provide accessibility for
 17 disabled voters. Such funds shall be allo-
 18 cated to local boards of elections in
 19 proportion to the percentage of the
 20 state's registered voters residing in each
 21 local board's jurisdiction on December 31,
 22 2004. Local boards of elections shall
 23 submit an alteration plan to improve hand-
 24 icap accessibility to the state board of
 25 elections. Such moneys shall be payable on
 26 the audit and warrant of the state comp-
 27 troller, on vouchers certified or approved
 28 by the state board of elections pursuant
 29 to subdivision 4 of section 3-100 of the
 30 election law, in the manner provided by
 31 law 1,000,000
 32 -----

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 REGULATION OF ELECTIONS PROGRAM

2 General Fund

3 Local Assistance Account

4 By chapter 50, section 1, of the laws of 2006, as amended by chapter
5 496, section 1, of the laws of 2008:

6 The sum of five million dollars (\$5,000,000) is hereby appropriated
7 for services and expenses related to the alteration of poll sites to
8 provide accessibility for disabled voters. Such funds shall be allo-
9 cated to local boards of elections in proportion to the percentage
10 of the state's registered voters residing in each local board's
11 jurisdiction on December 31, 2004. Local boards of elections shall
12 submit an alteration plan to improve handicap accessibility to the
13 state board of elections. Such moneys shall be payable on the audit
14 and warrant of the state comptroller, on vouchers certified or
15 approved by the state board of elections pursuant to subdivision
16 four of section 3-100 of the election law, in the manner provided by
17 law, provided, however, that the amount of this appropriation avail-
18 able for expenditure and disbursement on and after September 1, 2008
19 shall be reduced by six percent of the amount that was undisbursed
20 as of August 15, 2008 ... 4,990,000 (re. \$2,900,000)

21 Special Revenue Funds - Federal

22 Federal Health and Human Services Fund

23 Poll Site Accessibility Account

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

25 For services and expenses including prior year liabilities related to
26 the alteration of poll sites to provide accessibility for disabled
27 voters. Such funds shall be allocated to local boards of elections
28 in proportion to the percentage of the state's registered voters
29 residing in each local board's jurisdiction on December 31, 2004.
30 Local boards of elections shall submit an alteration plan to improve
31 handicap accessibility to the state board of elections. Such moneys
32 shall be payable on the audit and warrant of the state comptroller,
33 on vouchers certified or approved by the state board of elections
34 pursuant to subdivision 4 of section 3-100 of the election law, in
35 the manner provided by law ... 1,000,000 (re. \$1,000,000)

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

37 For services and expenses including prior year liabilities related to
38 the alteration of poll sites to provide accessibility for disabled
39 voters. Such funds shall be allocated to local boards of elections
40 in proportion to the percentage of the state's registered voters
41 residing in each local board's jurisdiction on December 31, 2004.
42 Local boards of elections shall submit an alteration plan to improve
43 handicap accessibility to the state board of elections. Such moneys
44 shall be payable on the audit and warrant of the state comptroller,
45 on vouchers certified or approved by the state board of elections
46 pursuant to subdivision 4 of section 3-100 of the election law, in
47 the manner provided by law ... 1,000,000 (re. \$1,000,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2009:
2 For services and expenses including prior year liabilities related to
3 the alteration of poll sites to provide accessibility for disabled
4 voters. Such funds shall be allocated to local boards of elections
5 in proportion to the percentage of the state's registered voters
6 residing in each local board's jurisdiction on December 31, 2004.
7 Local boards of elections shall submit an alteration plan to improve
8 handicap accessibility to the state board of elections. Such moneys
9 shall be payable on the audit and warrant of the state comptroller,
10 on vouchers certified or approved by the state board of elections
11 pursuant to subdivision 4 of section 3-100 of the election law, in
12 the manner provided by law ... 1,000,000 (re. \$1,000,000)

13 By chapter 50, section 1, of the laws of 2008:
14 For services and expenses including prior year liabilities related to
15 the alteration of poll sites to provide accessibility for disabled
16 voters. Such funds shall be allocated to local boards of elections
17 in proportion to the percentage of the state's registered voters
18 residing in each local board's jurisdiction on December 31, 2004.
19 Local boards of elections shall submit an alteration plan to improve
20 handicap accessibility to the state board of elections. Such moneys
21 shall be payable on the audit and warrant of the state comptroller,
22 on vouchers certified or approved by the state board of elections
23 pursuant to subdivision 4 of section 3-100 of the election law, in
24 the manner provided by law ... 1,000,000 (re. \$1,000,000)

25 Special Revenue Funds - Federal
26 Federal Operating Grants Fund
27 Help America Vote Act Implementation Account

28 By chapter 50, section 1, of the laws of 2009:
29 Additional funding for services and expenses related to the implemen-
30 tation of the help America vote act of 2002, including the purchase
31 of new voting machines and disability accessible ballot marking
32 devices for use by the local boards of elections pursuant to the
33 help America vote act of 2002. Such moneys shall be allocated to the
34 local boards of elections in proportion to the percentage of the
35 state's registered voters residing in each local board's jurisdic-
36 tion on December 31, 2004 ... 7,000,000 (re. \$6,500,000)

37 By chapter 50, section 1, of the laws of 2009, as amended by chapter 53,
38 section 1, of the laws of 2011:
39 For services and expenses related to the implementation of the help
40 America vote act of 2002, including the purchase of new voting
41 machines and disability accessible ballot marking devices for use by
42 the local boards of elections pursuant to the help America vote act
43 of 2002. Such moneys shall be allocated to local boards of elections
44 in proportion to the percentage of the state's registered voters
45 residing in each local board's jurisdiction on December 31, 2004 ...
46 1,500,000 (re. \$1,500,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 By chapter 50, section 1, of the laws of 2008, as amended by chapter 53,
2 section 1, of the laws of 2011:
3 For services and expenses related to the implementation of the help
4 America vote act of 2002, including the purchase of new voting
5 machines and disability accessible ballot marking devices for use by
6 the local boards of elections pursuant to the help America vote act
7 of 2002. Such moneys shall be allocated to local boards of elections
8 in proportion to the percentage of the state's registered voters
9 residing in each local board's jurisdiction on December 31, 2004 ...
10 9,300,000 (re. \$9,300,000)
- 11 By chapter 50, section 1, of the laws of 2005, as added by chapter 62,
12 section 1, of the laws of 2005:
13 For services and expenses incurred for poll worker training and voter
14 education efforts pursuant to a chapter of the laws of 2005
15 10,000,000 (re. \$5,000,000)
- 16 By chapter 181, section 20, of the laws of 2005, as amended by chapter
17 55, section 3, of the laws of 2006:
18 For services and expenses related to the purchase of new voting
19 machines and voting systems for use by local boards of elections
20 pursuant to the Help America Vote Act of 2002. Notwithstanding any
21 other provision of law, such funds may only be expended in accord-
22 ance with the provisions of this act related to the allocation of
23 such funds and the procurement and purchase of voting systems and
24 voting machines, including section ten of this act entitled "Formula
25 for allocating Help America Vote Act money to local boards of
26 election" and section twelve of this act entitled "Help America Vote
27 Act voting machine and system implementation procurement process".
28 Such moneys shall be payable on the audit and warrant of the state
29 comptroller on vouchers certified or approved in the manner provided
30 by law ... 190,000,000 (re. \$10,000,000)

ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	8,140,000	0
4		-----	-----
5	All Funds	8,140,000	0
6		=====	=====

7 SCHEDULE

8	RESEARCH, DEVELOPMENT AND DEMONSTRATION PROGRAM	8,140,000
9		-----

10	Special Revenue Funds - Other	
11	Miscellaneous Special Revenue Fund	
12	Energy Research and Planning Account	
13	Research, development and demonstration	
14	program grants	7,449,000
15	University of Rochester laboratory for laser	
16	energetics	691,000
17		-----

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund.....	1,676,000	3,197,000
4		-----	-----
5	All Funds.....	1,676,000	3,197,000
6		=====	=====

7 SCHEDULE

8 AIR AND WATER QUALITY MANAGEMENT PROGRAM 745,000
 9 -----

10 General Fund
 11 Local Assistance Account

12 For services and expenses of the following
 13 commissions notwithstanding any law to the
 14 contrary:

15	The Interstate environmental commission	15,000
16	The Susquehanna river basin commission	372,000
17	The New England Interstate commission	38,000
18	The Delaware river basin commission	246,000
19	The Ohio river basin commission	14,000
20	The Great Lakes commission	60,000
21		-----

22 SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM 931,000
 23 -----

24 General Fund
 25 Local Assistance Account

26 For payment to Essex county under an agree-
 27 ment with the department of environmental
 28 conservation 294,000

29 For payment to Hamilton county under an
 30 agreement with the department of environ-
 31 mental conservation 147,000

32 For community impact research grants. Such
 33 grants shall be in an amount of up to
 34 \$50,000 for community groups for projects
 35 that address a community's exposure to
 36 multiple environmental harms and risks.
 37 Such projects shall include studies to
 38 investigate the environment, or related
 39 public health issues of the community.
 40 Projects shall include research that will
 41 be used to expand the knowledge or under-
 42 standing of the affected community. The

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES 2012-13

1 results of the investigation shall be
2 disseminated to members of the affected
3 community. Community groups eligible for
4 funding shall be located in the same area
5 as the environmental and/or related public
6 health issues to be addressed by the
7 project. Such groups shall be primarily
8 focused on addressing the environmental
9 and/or related public health issues of the
10 residents of the affected community and
11 shall be comprised primarily of members of
12 the affected community 490,000
13 -----

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AIR AND WATER QUALITY MANAGEMENT PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses of the following commissions notwithstanding
6 any law to the contrary:

7 The Susquehanna river basin commission ... 280,000 (re. \$280,000)

8 The New England Interstate commission ... 30,000 (re. \$30,000)

9 The Delaware river basin commission ... 355,000 (re. \$355,000)

10 The Great Lakes commission ... 36,000 (re. \$36,000)

11 SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM

12 General Fund

13 Local Assistance Account

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

15 For payment to Essex county under an agreement with the department of
16 environmental conservation ... 294,000 (re. \$294,000)17 For payment to Hamilton county under an agreement with the department
18 of environmental conservation ... 147,000 (re. \$147,000)19 For community impact research grants. Such grants shall be in an
20 amount of up to \$50,000 for community groups for projects that
21 address a community's exposure to multiple environmental harms and
22 risks. Such projects shall include studies to investigate the envi-
23 ronment, or related public health issues of the community. Projects
24 shall include research that will be used to expand the knowledge or
25 understanding of the affected community. The results of the investi-
26 gation shall be disseminated to members of the affected community.
27 Community groups eligible for funding shall be located in the same
28 area as the environmental and/or related public health issues to be
29 addressed by the project. Such groups shall be primarily focused on
30 addressing the environmental and/or related public health issues of
31 the residents of the affected community and shall be comprised
32 primarily of members of the affected community
33 490,000 (re. \$490,000)34 For community impact research grants. Such grants shall be in an
35 amount of up to \$50,000 for community groups for projects that
36 address a community's exposure to multiple environmental harms and
37 risks. Such projects shall include studies to investigate the envi-
38 ronment, or related public health issues of the community. Projects
39 shall include research that will be used to expand the knowledge or
40 understanding of the affected community. The results of the investi-
41 gation shall be disseminated to members of the affected community.
42 Community groups eligible for funding shall be located in the same
43 area as the environmental and/or related public health issues to be
44 addressed by the project. Such groups shall be primarily focused on
45 addressing the environmental and/or related public health issues of
46 the residents of the affected community and shall be comprised

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 primarily of members of the affected community
2 490,000 (re. \$490,000)

3 By chapter 55, section 1, of the laws of 2009:

4 For community impact research grants. Such grants shall be in an
5 amount of up to \$50,000 for community groups for projects that
6 address a community's exposure to multiple environmental harms and
7 risks. Such projects shall include studies to investigate the envi-
8 ronment, or related public health issues of the community. Projects
9 shall include research that will be used to expand the knowledge or
10 understanding of the affected community. The results of the investi-
11 gation shall be disseminated to members of the affected community.
12 Community groups eligible for funding shall be located in the same
13 area as the environmental and/or related public health issues to be
14 addressed by the project. Such groups shall be primarily focused on
15 addressing the environmental and/or related public health issues of
16 the residents of the affected community and shall be comprised
17 primarily of members of the affected community
18 490,000 (re. \$490,000)

19 By chapter 55, section 1, of the laws of 2008:

20 For community impact research grants. Such grants shall be in an
21 amount of up to \$50,000 for community groups for projects that
22 address a community's exposure to multiple environmental harms and
23 risks. Such projects shall include studies to investigate the envi-
24 ronment, or related public health issues of the community. Projects
25 shall include research that will be used to expand the knowledge or
26 understanding of the affected community. The results of the investi-
27 gation shall be disseminated to members of the affected community.
28 Community groups eligible for funding shall be located in the same
29 area as the environmental and/or related public health issues to be
30 addressed by the project. Such groups shall be primarily focused on
31 addressing the environmental and/or related public health issues of
32 the residents of the affected community and shall be comprised
33 primarily of members of the affected community
34 490,000 (re. \$335,000)

35 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,
36 section 1, of the laws of 2008:

37 For community impact research grants. Such grants shall be in an
38 amount of up to \$50,000 for community groups for projects that
39 address a community's exposure to multiple environmental harms and
40 risks. Such projects shall include studies to investigate the envi-
41 ronment, or related public health issues of the community. Projects
42 shall include research that will be used to expand the knowledge or
43 understanding of the affected community. The results of the investi-
44 gation shall be disseminated to members of the affected community.
45 Community groups eligible for funding shall be located in the same
46 area as the environmental and/or related public health issues to be
47 addressed by the project. Such groups shall be primarily focused on
48 addressing the environmental and/or related public health issues of
49 the residents of the affected community and shall be comprised

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	primarily of members of the affected community
2	490,000 (re. \$250,000)

AID TO LOCALITIES 2012-13

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	1,898,358,050	415,502,999
4	Special Revenue Funds - Federal	1,346,865,000	2,359,787,000
5	Special Revenue Funds - Other	18,802,000	11,193,000
6		-----	-----
7	All Funds	3,264,025,050	2,786,482,999
8		=====	=====

22 Notwithstanding any inconsistent provision
23 of law, in lieu of payments authorized by
24 the social services law, or payments of
25 federal funds otherwise due to the local
26 social services districts for programs
27 provided under the federal social security
28 act or the federal food stamp act, funds
29 herein appropriated, in amounts certified
30 by the state commissioner or the state
31 commissioner of health as due from local
32 social services districts each month as
33 their share of payments made pursuant to
34 section 367-b of the social services law
35 may be set aside by the state comptroller
36 in an interest-bearing account with such
37 interest accruing to the credit of the
38 locality in order to ensure the orderly
39 and prompt payment of providers under
40 section 367-b of the social services law
41 pursuant to an estimate provided by the
42 commissioner of health of each local
43 social services district's share of
44 payments made pursuant to section 367-b of
45 the social services law.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision
2 of law, the amount herein appropriated may
3 be transferred to any other appropriation
4 within the office of children and family
5 services and/or the office of temporary
6 and disability assistance and/or suballo-
7 cated to the office of temporary and disa-
8 bility assistance for the purpose of
9 paying local social services districts'
10 costs of the above program and may be
11 increased or decreased by interchange with
12 any other appropriation or with any other
13 item or items within the amounts appropri-
14 ated within the office of children and
15 family services general fund - local
16 assistance account with the approval of
17 the director of the budget who shall file
18 such approval with the department of audit
19 and control and copies thereof with the
20 chairman of the senate finance committee
21 and the chairman of the assembly ways and
22 means committee.

23 Notwithstanding any other provision of law,
24 the money hereby appropriated, in combina-
25 tion with the money appropriated in feder-
26 al block grant, federal day care account,
27 including any funds transferred or subal-
28 located by the office of temporary and
29 disability assistance special revenue
30 funds - federal / aid to localities feder-
31 al health and human services fund federal
32 temporary assistance to needy families
33 block grant funds at the request of local
34 social services districts and, upon
35 approval of the director of the budget,
36 transfer of federal temporary assistance
37 for needy families block grant funds made
38 available from the New York works compli-
39 ance fund program or otherwise specif-
40 ically appropriated therefor, shall
41 constitute the state block grant for child
42 care. The money hereby appropriated is to
43 be available to social services districts
44 for child care assistance pursuant to
45 title 5-C of article 6 of the social
46 services law and shall be apportioned
47 among the social services districts by the
48 office according to an allocation plan
49 developed by the office and submitted to
50 the director of the budget for approval
51 within 60 days of enactment of the budget.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

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-

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

1	ter and implement the program for the	
2	union	3,735,000
3	For services and expenses of child care	
4	services provided to children of migrant	
5	workers in programs operated by non-profit	
6	organizations under contract with the	
7	department of agriculture and markets to	
8	provide such care	1,754,000
9		-----
10	Program account subtotal	236,151,700
11		-----
12	Special Revenue Funds - Federal	
13	Federal Health and Human Services Fund	
14	Federal Day Care Account	
15	For services and expenses related to the	
16	child care block grant.	
17	Notwithstanding any inconsistent provision	
18	of law, in lieu of payments authorized by	
19	the social services law, or payments of	
20	federal funds otherwise due to the local	
21	social services districts for programs	
22	provided under the federal social security	
23	act or the federal food stamp act, funds	
24	herein appropriated, in amounts certified	
25	by the state commissioner or the state	
26	commissioner of health as due from local	
27	social services districts each month as	
28	their share of payments made pursuant to	
29	section 367-b of the social services law	
30	may be set aside by the state comptroller	
31	in an interest-bearing account with such	
32	interest accruing to the credit of the	
33	locality in order to ensure the orderly	
34	and prompt payment of providers under	
35	section 367-b of the social services law	
36	pursuant to an estimate provided by the	
37	commissioner of health of each local	
38	social services district's share of	
39	payments made pursuant to section 367-b of	
40	the social services law.	
41	Funds appropriated herein shall be available	
42	for aid to municipalities, for services	
43	and expenses under the child care block	
44	grant and for payments to the federal	
45	government for expenditures made pursuant	
46	to the social services law and the state	
47	plan for individual and family grant	
48	program under the disaster relief act of	
49	1974.	

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1 Such funds are to be available for payment
2 of aid, services and expenses heretofore
3 accrued or hereafter to accrue to munici-
4 palities. Subject to the approval of the
5 director of the budget, such funds shall
6 be available to the office net of disal-
7 lowances, refunds, reimbursements, and
8 credits.

9 Notwithstanding any inconsistent provision
10 of law, the amount herein appropriated may
11 be transferred to any other appropriation
12 within the office of children and family
13 services and/or the office of temporary
14 and disability assistance and/or suballo-
15 cated to the office of temporary and disa-
16 bility assistance for the purpose of
17 paying local social services districts'
18 costs of the above program and may be
19 increased or decreased by interchange with
20 any other appropriation or with any other
21 item or items within the amounts appropri-
22 ated within the office of children and
23 family services general fund - local
24 assistance account or special revenue
25 funds federal/state operations federal day
26 care account with the approval of the
27 director of the budget who shall file such
28 approval with the department of audit and
29 control and copies thereof with the chair-
30 man of the senate finance committee and
31 the chairman of the assembly ways and
32 means committee.

33 Notwithstanding any other provision of law,
34 the money hereby appropriated including
35 any funds transferred by the office of
36 temporary and disability assistance
37 special revenue funds - federal / aid to
38 localities federal health and human
39 services fund, federal temporary assist-
40 ance to needy families block grant funds
41 at the request of local social services
42 districts and, upon approval of the direc-
43 tor of the budget, transfer of federal
44 temporary assistance for needy families
45 block grant funds made available from the
46 New York works compliance fund program or
47 otherwise specifically appropriated there-
48 for, in combination with the money appro-
49 priated in the general fund / aid to
50 localities local assistance account,
51 appropriated for the state block grant for

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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

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1 each applicable federal fiscal year. Funds
2 appropriated herein shall be subject to
3 the amount awarded in federal grant fund-
4 ing.

5 Of the amounts appropriated herein, up to
6 \$38,332,000 of the funds may be available
7 for funding to social services districts
8 for child care assistance should addi-
9 tional health and human services funding
10 be available.

11 Of the amounts appropriated herein, up to
12 \$22,034,000 may be available for services
13 and expenses for the operation and coordi-
14 nation of child care resource and referral
15 agencies. Such funds are to be available
16 pursuant to a plan prepared by the office
17 of children and family services and
18 approved by the director of the budget to
19 continue existing programs with existing
20 contractors that are satisfactorily
21 performing as determined by the office of
22 children and family services, to award new
23 contracts to not-for-profit organizations
24 to continue programs where the existing
25 contractors are not satisfactorily
26 performing as determined by the office of
27 children and family services and/or to
28 award new contracts to not-for-profit
29 organizations through a competitive proc-
30 ess.

31 Of the amounts appropriated herein, up to
32 \$6,125,000 may be available for services
33 and expenses for the operation and coordi-
34 nation of legally exempt enrollment agen-
35 cies located in the city of New York.
36 Such funds are to be available pursuant to
37 a plan prepared by the office of children
38 and family services and approved by the
39 director of the budget to continue exist-
40 ing programs with existing contractors
41 that are satisfactorily performing as
42 determined by the office of children and
43 family services, to award new contracts to
44 not-for-profit organizations to continue
45 programs where the existing contractors
46 are not satisfactorily performing as
47 determined by the office of children and
48 family services and/or to award new
49 contracts to not-for-profit organizations
50 through a competitive process.

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- 1 Of the amounts appropriated herein, up to
2 \$1,100,000 may be available for services
3 and expenses for the operation of
4 infant/toddler resource centers. Such
5 funds are to be available pursuant to a
6 plan prepared by the office of children
7 and family services and approved by the
8 director of the budget to continue exist-
9 ing programs with existing contractors
10 that are satisfactorily performing as
11 determined by the office of children and
12 family services, to award new contracts to
13 not-for-profit organizations to continue
14 programs where the existing contractors
15 are not satisfactorily performing as
16 determined by the office of children and
17 family services and/or to award new
18 contracts to not-for-profit organizations
19 through a competitive process.
- 20 Of the amounts appropriated herein, up to
21 \$6,434,000 may be available for services
22 and expenses of child care provider train-
23 ing.
- 24 Of the amounts appropriated herein, up to
25 \$10,240,000 may be available for services
26 and expenses of child care scholarships
27 education and ongoing professional devel-
28 opment.
- 29 Of the amounts appropriated herein, up to
30 \$2,000,000 may be available for services
31 and expenses of the development and main-
32 tenance of automated systems in support of
33 licensing and oversight of child day care
34 providers.
- 35 Of the amounts appropriated herein, up to
36 \$586,000 may be available for services and
37 expenses to make awards through a compet-
38 itive grant process for start-up expenses
39 and for the promotion of child health and
40 safety, including equipment and minor
41 renovations.
- 42 Of the amounts appropriated herein, up to
43 \$300,000 may be available for services and
44 expenses for the establishment and/or
45 operation of child care services in the
46 state's courts.
- 47 Of the amounts appropriated herein, up to
48 \$2,020,000 may be available for services
49 and expenses of subsidy and quality activ-
50 ities at the state university of New York

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1	including community colleges and state	
2	operated campuses.	
3	Of the amounts appropriated herein, up to	
4	\$2,020,000 may be available for services	
5	and expenses of subsidy and quality activ-	
6	ities at the city university of New York,	
7	including community colleges and senior	
8	colleges.	
9	Of the amounts appropriated herein, up to	
10	\$750,000 may be available for services and	
11	expenses of child care services provided	
12	to children of migrant workers in programs	
13	operated by non-profit organizations under	
14	contract with the department of agricul-	
15	ture and markets to provide such care.	
16	Of the amount appropriated herein, up to	
17	\$50,000 may be available for services and	
18	expenses of conducting a market rate	
19	survey	308,746,000
20		-----
21	Program account subtotal	308,746,000
22		-----
23	Special Revenue Funds - Other	
24	Miscellaneous Special Revenue Fund	
25	Quality Child Care and Protection Account	
26	For services and expenses related to admin-	
27	istering the "quality child care and	
28	protection act" specifically, the	
29	provision of grants to child day care	
30	providers for health and safety purposes,	
31	for training of child day care provider	
32	staff and other activities to increase the	
33	availability and/or quality of child care	
34	programs. No expenditure shall be made	
35	from this account until an expenditure	
36	plan has been approved by the director of	
37	the budget	343,000
38		-----
39	Program account subtotal	343,000
40		-----
41	FAMILY AND CHILDREN'S SERVICES PROGRAM	2,694,749,550
42		-----
43	General Fund	
44	Local Assistance Account	
45	Notwithstanding any inconsistent provision	
46	of law, the amount appropriated herein,	

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1 shall be available under a foster care
2 block grant for state reimbursement of
3 eligible social services district expendi-
4 tures for the provision and administration
5 of foster care services including care,
6 maintenance, supervision, and tuition; for
7 supervision of foster children placed in
8 federally funded job corps programs; for
9 care, maintenance, supervision, and
10 tuition for adjudicated juvenile delin-
11 quents and persons in need of supervision
12 placed in residential programs operated by
13 authorized agencies and in out-of-state
14 residential programs; and for the
15 provision and administration of the
16 kinship guardian assistance program
17 including kinship guardianship assistance
18 payments and payments for non-recurring
19 guardianship expenses.

20 Notwithstanding any other provision of law,
21 a portion of the funds are available to
22 reimburse social services districts for
23 the change in the maximum state aid rates
24 established by the office of children and
25 family services for the 2012-13 rate year
26 pursuant to section 398-a of the social
27 services law and sections 4003 and 4405 of
28 the education law to reflect the continua-
29 tion of the cost of living adjustments
30 that became effective April 1, 2008 for
31 payments made to foster parents and for
32 salary and fringe benefit costs and other
33 critical nonpersonal services costs for
34 foster care programs as determined by the
35 office. Social services districts must
36 adjust the amount of payments made for
37 care provided by congregate care and
38 foster boarding home programs and to
39 foster parents to reflect the cost of
40 living adjustments in the manner specified
41 by the office. Each authorized agency
42 operating a congregate care or foster
43 boarding home program in New York state
44 for which the office sets a maximum state
45 aid rate pursuant to section 398-a of the
46 social services law or section 4003 or
47 4405 of the education law shall submit, at
48 the time and in a manner to be determined
49 by the office, a written certification,
50 attesting that the funds received for the
51 continuation of the cost of living adjust-

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1 ment to the maximum state aid rate that
2 became effective April 1, 2008 for that
3 program will be or were used solely in
4 accordance with the requirements of the
5 cost of living adjustment established by
6 the office. Notwithstanding any inconsis-
7 tent provision of law, including section 1
8 of part C of chapter 57 of the laws of
9 2006, as amended by section 1 of part F of
10 chapter 59 of the laws of 2011, for the
11 period commencing on April 1, 2012 and
12 ending March 31, 2013 the commissioner
13 shall not apply any new cost of living
14 adjustment authorized by section 1 of part
15 C of chapter 57 of the laws of 2006, as
16 amended by section 1 of part F of chapter
17 59 of the laws of 2011, for the purpose of
18 establishing rates of payments, contracts
19 or any other form of reimbursement.

20 Within the amounts appropriated herein,
21 state reimbursement to each social
22 services district for services identified
23 herein that are otherwise reimbursable by
24 the state from April 1, 2012 through March
25 31, 2013 shall be limited to a district
26 allocation, hereinafter referred to as the
27 district's block grant allocation.
28 Notwithstanding any other provision of
29 law, such block grant allocation shall be
30 based, in part, on each district's claims
31 for such costs, adjusted by the applicable
32 cost allocation methodology and net of any
33 retroactive payments for the 12 month
34 period ending June 30, 2011 that are
35 submitted on or before January 3, 2012
36 and, in part, on such other factors as
37 determined by the office of children and
38 family services and approved by the direc-
39 tor of the budget. Any portion of a social
40 services district's allocation from funds
41 appropriated herein not claimed by such
42 district during the state fiscal year may
43 be used by such district for expenditures
44 on preventive services provided pursuant
45 to section 409-a of the social services
46 law, independent living services and
47 aftercare services provided pursuant to
48 regulations of the department of family
49 assistance, claimed by such district
50 during the next state fiscal year up to
51 the amount remaining from the district's

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1 foster care block grant allocation,
2 provided however, that any claims for such
3 services during the next state fiscal year
4 in excess of such amount shall be subject
5 to 62 percent state reimbursement exclu-
6 sive of any federal funds made available
7 for such purposes, in accordance with
8 directives of the department of family
9 assistance and subject to the approval of
10 the director of the budget. Any claims
11 submitted by a social services district
12 for reimbursement for a particular state
13 fiscal year for which the social services
14 district does not receive state or federal
15 reimbursement during that state fiscal
16 year may not be claimed against that
17 district's block grant apportionment for
18 the next state fiscal year.

19 The office of children and family services,
20 with the approval of the director of the
21 budget, may reduce a district's block
22 grant allocation by the state share
23 decrease related to federal retroactive
24 reimbursement for such foster care
25 services identified herein. The office,
26 with the approval of the director of the
27 budget, may reduce a district's block
28 grant allocation by the state share of
29 disallowances or sanctions taken against
30 the district pursuant to the social
31 services law or federal law.

32 Notwithstanding any other provision of law,
33 the state shall not be responsible for
34 reimbursing a social services district and
35 a district shall not seek state reimburse-
36 ment for any portion of any state disal-
37 lowance or sanction taken against the
38 social services district, or any federal
39 disallowance attributable to final federal
40 agency decisions or to settlement made, on
41 or after July 1, 1995, when such disallow-
42 ance or sanction results from the failure
43 of the social services district to comply
44 with federal or state requirements,
45 including, but not limited to, failure to
46 document eligibility for federal or state
47 funds in the case record; provided, howev-
48 er, if the office determines that any
49 federal disallowance for services provided
50 between January 1, 1999 and May 31, 1999
51 results solely from the late enactment of

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1 the state legislation implementing the
2 federal adoption and safe families act,
3 the state shall be solely responsible for
4 the full amount of the disallowance or
5 sanction; provided, further, however, this
6 provision shall be deemed to apply both
7 prospectively and retroactively regardless
8 of whether such sanctions or disallowances
9 are for services provided or claims made
10 prior to or after April 1, 2012.

11 Notwithstanding any other provision of law,
12 any federal disallowance resulting from a
13 federal title IV-E eligibility review or
14 audit that uses extrapolated statistic
15 techniques shall be passed along by the
16 state to any and all social services
17 districts that the office of children and
18 family services has determined have not
19 complied with the title IV-E eligibility
20 requirements or have not taken the neces-
21 sary actions to ensure compliance with
22 such requirements including, but not
23 limited to, failing to: assess and fully
24 document all the criteria and have readily
25 available all the necessary documents to
26 establish and continue title IV-E eligi-
27 bility for all title IV-E eligible chil-
28 dren within the required time frames;
29 claim title IV-E funding only for cases
30 that meet all of the title IV-E eligibil-
31 ity criteria; and fully implement the
32 social services payment system on or
33 before April 1, 2005 for all direct and
34 voluntary agency foster care services.

35 Notwithstanding any law to the contrary, the
36 office of children and family services
37 shall impose on social services districts
38 any federal disallowance issued against
39 the state as a result of a federal title
40 IV-E secondary eligibility review regard-
41 less of the date the children may have
42 entered foster care, the date the eligi-
43 bility or payment errors occurred, or the
44 filing date of any federal claims for
45 reimbursement; provided, however, that the
46 state shall be responsible for the disal-
47 lowed costs and expenditures related to
48 the placement of children in a facility
49 operated by the office of children and
50 family services, which shall be determined
51 in the same manner as the disallowed costs

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1 and expenditures for social services
2 districts other than the city of New York.
3 In order to reimburse the federal govern-
4 ment for the full amount of any disallow-
5 ance imposed on the state by the federal
6 administration for children and families
7 within the timeframes necessary to avoid
8 any potential interest payments on such
9 amount, the office of children and family
10 services is authorized to immediately
11 offset funds otherwise due to each
12 district for a pro rata share of the total
13 disallowed costs based on the percentage
14 of applicable federal title IV-E claims
15 made by that district for the relevant
16 time period as compared to the total
17 applicable statewide title IV-E claims.
18 The amount of the offset against each
19 district will be adjusted, if necessary,
20 upon completion of the disallowance allo-
21 cation process. The final allocation of
22 the amount of any federal disallowance
23 resulting from a title IV-E secondary
24 eligibility review shall be allocated
25 among the districts so that each district
26 shall be responsible for the amount
27 attributable to each of the district's
28 children or cases that are determined by
29 the federal review to be unallowable. Each
30 district shall also be responsible for a
31 portion of the federal extrapolated disal-
32 lowance amount based on the relative error
33 rate for the district. The city of New
34 York's error rate will be based on the
35 federal sample and federal statistics. For
36 all social services districts other than
37 the city of New York, the error rate will
38 be based on a review conducted by the
39 district of a sample of children and/or
40 cases determined by the office of children
41 and family services and a re-review of a
42 sub-sample by the office of those children
43 and/or cases determined by the office. The
44 office of children and family services
45 will determine what is reasonable in
46 establishing the size of the sample and
47 sub-sample for each district. The office
48 of children and family services shall
49 notify each social services district of
50 the sample of children and/or cases from
51 the federal audit period that the social

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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

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1 the district is responsible. Each district
2 will be credited for the amount already
3 disallowed for any individual children or
4 cases found to be in error during the
5 federal review. The exclusive appeal
6 rights for the review of the amount of the
7 federal disallowance assigned to each
8 social services district shall be pursuant
9 to article 78 of the civil practice laws
10 and rules; provided, however, that in any
11 such action all of the social services
12 districts shall be joined as necessary
13 parties and the venue of any such action
14 shall be in Rensselaer county. Any social
15 services district that fails to complete
16 its sample review in the required time
17 frames shall have no right to appeal and
18 shall not be a necessary party to any
19 action brought by another social services
20 district.

21 The money hereby appropriated is to be
22 available for payment of state aid hereto-
23 fore accrued or hereafter to accrue to
24 municipalities. Subject to the approval of
25 the director of the budget, the money
26 hereby appropriated shall be available to
27 the office net of disallowances, refunds,
28 reimbursements, and credits.

29 Notwithstanding any inconsistent provision
30 of law, the amount herein appropriated may
31 be transferred to any other appropriation
32 within the office of children and family
33 services and/or the office of temporary
34 and disability assistance and/or suballo-
35 cated to the office of temporary and disa-
36 bility assistance for the purpose of
37 paying local social services districts'
38 costs of the above program and may be
39 increased or decreased by interchange with
40 any other appropriation or with any other
41 item or items within the amounts appropri-
42 ated within the office of children and
43 family services general fund - local
44 assistance account with the approval of
45 the director of the budget who shall file
46 such approval with the department of audit
47 and control and copies thereof with the
48 chairman of the senate finance committee
49 and the chairman of the assembly ways and
50 means committee.

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1 Notwithstanding any inconsistent provision
2 of law, in lieu of payments authorized by
3 the social services law, or payments of
4 federal funds otherwise due to the local
5 social services districts for programs
6 provided under the federal social security
7 act or the federal food stamp act, funds
8 herein appropriated, in amounts certified
9 by the state comptroller or the state
10 commissioner of health as due from local
11 social services districts each month as
12 their share of payments made pursuant to
13 section 367-b of the social services law
14 may be set aside by the state comptroller
15 in an interest bearing account with such
16 interest accruing to the credit of the
17 locality in order to ensure the orderly
18 and prompt payment of providers under
19 section 367-b of the social services law
20 pursuant to an estimate provided by the
21 commissioner of health of each local
22 social services district's share of
23 payments made pursuant to section 367-b of
24 the social services law.

25 Notwithstanding the provisions of any other
26 law to the contrary, the office of chil-
27 dren and family services may, on behalf of
28 social services districts, make payments
29 to foster boarding homes paid directly by
30 social services districts by direct depos-
31 it or debit card. Local social services
32 districts shall reimburse the office for
33 the costs of administering such direct
34 deposit or debit card payments.

35 Notwithstanding any inconsistent provision
36 of the social services law or the state
37 finance law, the office of children and
38 family services shall, on a quarterly
39 basis, request that the office of tempo-
40 rary and disability assistance reimburse
41 the office of children and family services
42 for the non-federal share of the costs of
43 administering such direct deposit or debit
44 card payments to capture the local share
45 of such costs.

46 Notwithstanding any other provision of law,
47 if a social services district fails to
48 provide reimbursement to the office of
49 children and family services pursuant to
50 section 529 of the executive law within 60
51 days of receiving a bill for services

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1 under such section, or by the date certain
2 set by such office for providing
3 reimbursement, whichever is later, the
4 offices of the department of family
5 assistance are authorized to exercise the
6 state's set-off rights by withholding any
7 amounts due and owing to such district
8 under this appropriation, up to such
9 amounts due and owing to the state under
10 section 529 of the executive law and
11 transferring such funds to the miscella-
12 neous special revenue fund youth facility
13 per diem account (YF) 436,002,000

14 Notwithstanding any inconsistent provision
15 of law, the amount appropriated herein
16 shall be made available to reimburse 62
17 percent of eligible social services
18 district expenditures that are claimed by
19 March 31, 2013 for child welfare services
20 which shall include and be limited to
21 preventive services provided pursuant to
22 section 409-a of the social services law
23 other than community optional preventive
24 services, child protective services, inde-
25 pendent living services, after-care
26 services as defined in regulations of the
27 department of family assistance, and
28 adoption administration and services,
29 other than adoption subsidies provided
30 pursuant to title 9 of article 6 of the
31 social services law and regulations of the
32 department of family assistance incurred
33 on or after October 1, 2011 and before
34 October 1, 2012 and that are otherwise
35 reimbursable by the state on or after
36 April 1, 2012, after first deducting ther-
37 efrom any federal funds properly received
38 or to be received on account thereof upon
39 certification by the social services
40 district that it will not be using these
41 funds to supplant other state and local
42 funds and that the district will not
43 submit claims for reimbursement under this
44 appropriation for the same type and level
45 of services that the county previously
46 provided and claimed under any contract in
47 existence on October 1, 2002 as other than
48 child protective, preventive, independent
49 living, after care or adoption services or
50 adoption administration.

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1 The money hereby appropriated is to be
2 available for payment of state aid hereto-
3 fore accrued or hereafter to accrue to
4 municipalities. Subject to the approval of
5 the director of the budget, the money
6 hereby appropriated shall be available to
7 the office net of disallowances, refunds,
8 reimbursements, and credits; provided,
9 however, that notwithstanding any other
10 provision of law, for a district to
11 receive reimbursement for such services,
12 the amount of funds that the district
13 expends on such services from its flexible
14 fund for family services allocation and
15 any flexible fund for family services
16 funds transferred at the district's
17 request to the title XX social services
18 block grant must, to the extent that fami-
19 lies are eligible therefore, be equal to
20 or greater than the district's portion of
21 the \$342,322,341 statewide child welfare
22 threshold amount, which shall be estab-
23 lished pursuant to a formula developed by
24 the office of temporary and disability
25 assistance and the office of children and
26 family services and approved by the direc-
27 tor of the budget.

28 Notwithstanding any other provision of law,
29 selected social services districts may
30 authorize the office of temporary and
31 disability assistance to intercept a
32 portion of the funds on behalf of the
33 office of children and family services
34 otherwise due to the districts under this
35 appropriation and/or under any other
36 general fund - aid to localities appropri-
37 ation available to such districts to
38 suballocate to the office of mental health
39 and subsequently for suballocation from
40 the office of mental health to the depart-
41 ment of health to use for the 38.9 percent
42 of the non-federal share of the medical
43 assistance payments for home and community
44 based waiver services provided in accord-
45 ance with subdivision 9 of section 366 of
46 the social services law as authorized by
47 such selected social services districts
48 which choose to use preventive services
49 funds to support such costs.

50 Notwithstanding any other provision of law,
51 social services districts may authorize

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1 the office of temporary and disability
2 assistance to intercept a portion of the
3 funds on behalf of the office of children
4 and family services otherwise due to the
5 districts under this appropriation and/or
6 under any other general fund - aid to
7 localities appropriation available to such
8 districts to transfer to any miscellaneous
9 special revenue fund available to the
10 office of children and family services to
11 use for the local share of the federal
12 funds available for education and training
13 vouchers provided in accordance with
14 section 477 of title IV-E of the social
15 security act as authorized by such social
16 services districts which choose to use
17 funds to support such costs.

18 Notwithstanding any inconsistent provision
19 of law, the amount herein appropriated may
20 be transferred to any other appropriation
21 within the office of children and family
22 services and/or the office of temporary
23 and disability assistance and/or suballo-
24 cated to the office of temporary and disa-
25 bility assistance for the purpose of
26 paying local social services districts'
27 costs of the above program and may be
28 increased or decreased by interchange with
29 any other appropriation or with any other
30 item or items within the amounts appropri-
31 ated within the office of children and
32 family services general fund - local
33 assistance account with the approval of
34 the director of the budget who shall file
35 such approval with the department of audit
36 and control and copies thereof with the
37 chairman of the senate finance committee
38 and the chairman of the assembly ways and
39 means committee.

40 Notwithstanding any inconsistent provision
41 of law, in lieu of payments authorized by
42 the social services law, or payments of
43 federal funds otherwise due to the local
44 social services districts for programs
45 provided under the federal social security
46 act or the federal food stamp act, funds
47 herein appropriated, in amounts certified
48 by the state comptroller or the state
49 commissioner of health as due from local
50 social services districts each month as
51 their share of payments made pursuant to

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1 section 367-b of the social services law
2 may be set aside by the state comptroller
3 in an interest bearing account with such
4 interest accruing to the credit of the
5 locality in order to ensure the orderly
6 and prompt payment of providers under
7 section 367-b of the social services law
8 pursuant to an estimate provided by the
9 commissioner of health of each local
10 social services district's share of
11 payments made pursuant to section 367-b of
12 the social services law.

13 Notwithstanding the provisions of any other
14 law to the contrary, the office of chil-
15 dren and family services may, on behalf of
16 local social services districts, make
17 payments for adoption subsidies by direct
18 deposit or debit card. Local social
19 services districts shall reimburse the
20 office for the costs of administering such
21 direct deposit or debit card payments.

22 Notwithstanding any inconsistent provision
23 of the social services law or the state
24 finance law, the office of children and
25 family services shall, on a quarterly
26 basis, request that the office of tempo-
27 rary and disability assistance reimburse
28 the office of children and family services
29 in an amount equal to 38 percent of the
30 non-federal share of the costs of adminis-
31 tering such direct deposit or debit card
32 payments to capture the local share of
33 such costs.

34 Notwithstanding any other provision of law,
35 the office of children and family services
36 shall reissue per diem rates, required
37 pursuant to section 529 of the executive
38 law, for calendar years 2002 through 2009
39 to remove any adjustments to the costs
40 included in determining such rates to
41 reflect any changes in federal funding
42 made available to the office or to local
43 social services districts for such costs
44 and, provided further, the office shall
45 not include any such adjustments in per
46 diem rates established hereafter.

47 All reimbursement made by local social
48 services districts for care, maintenance
49 and supervision under this section shall
50 be paid directly to the state through the
51 office of children and family services for

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1 deposit into a miscellaneous special
2 revenue fund known as the youth facility
3 per diem account.

4 Notwithstanding any other provision of law,
5 if a social services district fails to
6 provide reimbursement to the office of
7 children and family services pursuant to
8 section 529 of the executive law within 60
9 days of receiving a bill for services
10 under such section, or by the date certain
11 set by such office for providing
12 reimbursement, whichever is later, the
13 offices of the department of family
14 assistance are authorized to exercise the
15 state's set-off rights by withholding any
16 amounts due and owing to such district
17 under this appropriation, up to such
18 amounts due and owing to the state under
19 section 529 of the executive law and
20 transferring such funds to the miscella-
21 neous special revenue fund youth facility
22 per diem account (YF) 635,073,000

23 Notwithstanding any other provision of law,
24 the amount appropriated herein shall be
25 available to reimburse for 98 percent of
26 65 percent of eligible social services
27 district expenditures that are claimed by
28 March 31, 2013 for those community preven-
29 tive services provided from October 1,
30 2011 through September 30, 2012 at a cost
31 that does not exceed the cost that was in
32 effect on October 1, 2008 and that a
33 social services district can demonstrate
34 had been approved by the office of chil-
35 dren and family services on or before
36 October 1, 2008; provided, however, that
37 should insufficient funds be available to
38 provide state reimbursement for 98 percent
39 of 65 percent of such costs, reimbursement
40 shall be made proportionally to each
41 district based on the percentage of their
42 total eligible claims to the amount appro-
43 priated; and, provided further, however,
44 that if the amount appropriated exceeds
45 the amount of funds necessary to reimburse
46 98 percent of 65 percent of the eligible
47 social services district expenditures, the
48 office may, to the extent funds are avail-
49 able, provide reimbursement for 98 percent
50 of 65 percent of eligible social services
51 district expenditures for new community

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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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1 by section 1 of part C of chapter 57 of
2 the laws of 2006, as amended by section 1
3 of part F of chapter 59 of the laws of
4 2011, for the purpose of establishing
5 rates of payments, contracts or any other
6 form of reimbursement 6,121,000

7 For services and expenses of the office of
8 children and family services and local
9 social services districts for activities
10 necessary to comply with certain
11 provisions of the adoption and safe fami-
12 lies act of 1997 (P.L. 105-89) and chapter
13 7 of the laws of 1999 and chapter 668 of
14 the laws of 2006 requiring criminal record
15 checks for foster care parents, prospec-
16 tive adoptive parents, and adult household
17 members. Funds appropriated herein shall
18 be made available in accordance with a
19 plan to be developed by the commissioner
20 of the office of children and family
21 services and approved by the director of
22 the budget. Funds appropriated herein
23 shall be available for 94 percent of 98
24 percent of one-half of the non-federal
25 share of the national and state fees for
26 fingerprinting foster care parents,
27 prospective adoptive parents, and other
28 adult household members. Notwithstanding
29 any inconsistent provision of law, and
30 pursuant to chapter 7 of the laws of 1999
31 and chapter 668 of the laws of 2006, local
32 social services districts shall reimburse
33 the commissioner of the office of children
34 and family services for an amount equal to
35 53.94 percent of the non-federal share of
36 the cost of obtaining state and national
37 fingerprint records. Notwithstanding any
38 inconsistent provision of law, and pursu-
39 ant to chapter 7 of the laws of 1999 and
40 chapter 668 of the laws of 2006, the
41 commissioner of the office of children and
42 family services shall, on behalf of local
43 social services districts, make payments
44 to the division of criminal justice
45 services for processing of state and
46 national criminal record checks and any
47 other related costs. The commissioner
48 shall ensure expenditures made pursuant to
49 this provision reflect appropriate federal
50 and local shares. The commissioner of the
51 office of children and family services

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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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1 The amount hereby appropriated is to be
2 available for payment of aid heretofore
3 accrued or hereafter to accrue to munici-
4 palities. Subject to the approval of the
5 director of the budget, the amount hereby
6 appropriated shall be available to the
7 office net of disallowances, refunds,
8 reimbursements, and credits.

9 Notwithstanding any inconsistent provision
10 of law, the amount herein appropriated may
11 be transferred to any other appropriation
12 within the office of children and family
13 services and/or the office of temporary
14 and disability assistance and/or suballo-
15 cated to the office of temporary and disa-
16 bility assistance for the purpose of
17 paying local social services districts'
18 costs of the above program and may be
19 increased or decreased by interchange with
20 any other appropriation or with any other
21 item or items within the amounts appropri-
22 ated within the office of children and
23 family services general fund - local
24 assistance account with the approval of
25 the director of the budget who shall file
26 such approval with the department of audit
27 and control and copies thereof with the
28 chairman of the senate finance committee
29 and the chairman of the assembly ways and
30 means committee.

31 Notwithstanding any inconsistent provision
32 of law, in lieu of payments authorized by
33 the social services law, or payments of
34 federal funds otherwise due to the local
35 social services districts for programs
36 provided under the federal social security
37 act or the federal food stamp act, funds
38 herein appropriated, in amounts certified
39 by the state commissioner or the state
40 commissioner of health as due from local
41 social services districts each month as
42 their share of payments made pursuant to
43 section 367-b of the social services law
44 may be set aside by the state comptroller
45 in an interest-bearing account with such
46 interest accruing to the credit of the
47 locality in order to ensure the orderly
48 and prompt payment of providers under
49 section 367-b of the social services law
50 pursuant to an estimate provided by the
51 commissioner of health of each local

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1 social services district's share of
2 payments made pursuant to section 367-b of
3 the social services law.

4 The amounts appropriated herein shall be
5 available for reimbursement of local
6 district claims only to the extent that
7 such claims are submitted within twenty-
8 four months of the last day of the state
9 fiscal year in which the expenditures were
10 incurred, unless waived for good cause by
11 the commissioner subject to the approval
12 of the director of the budget.

13 Notwithstanding subdivision 4 of section 451
14 of the social services law, when necessary
15 to reflect the payment of foster care
16 stipend increases in excess of annual
17 cost-of-living adjustments as authorized
18 by chapter 53 of the laws of 1987, of the
19 amount appropriated herein, funds shall be
20 made available to reimburse expenditures
21 of social services districts for increased
22 adoption subsidy payments only for
23 adoptions finalized on or after July 1,
24 1987, in accordance with a plan developed
25 by the commissioner and approved by the
26 director of the budget. Notwithstanding
27 subdivision 4 of section 451 of the social
28 services law, for adoptions finalized
29 prior to July 1, 1987, neither the office
30 of children and family services nor the
31 local department of social services which
32 placed the child for adoption shall be
33 obligated to pay an adoption subsidy
34 payment which includes the foster care
35 stipend increases in excess of the annual
36 cost of living adjustment set forth in
37 chapter 53 of the laws of 1987.

38 Notwithstanding any inconsistent provision
39 of law, including section 1 of part C of
40 chapter 57 of the laws of 2006, as amended
41 by section 1 of part F of chapter 59 of
42 the laws of 2011, for the period commenc-
43 ing on April 1, 2012 and ending March 31,
44 2013 the commissioner shall not apply any
45 new cost of living adjustment authorized
46 by section 1 of part C of chapter 57 of
47 the laws of 2006, as amended by section 1
48 of part F of chapter 59 of the laws of
49 2011, for the purpose of establishing
50 rates of payments, contracts or any other
51 form of reimbursement.

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1 Notwithstanding any other provision of law,
2 if a social services district fails to
3 provide reimbursement to the office of
4 children and family services pursuant to
5 section 529 of the executive law within 60
6 days of receiving a bill for services
7 under such section, or by the date certain
8 set by such office for providing
9 reimbursement, whichever is later, the
10 offices of the department of family
11 assistance are authorized to exercise the
12 state's set-off rights by withholding any
13 amounts due and owing to such district
14 under this appropriation, up to such
15 amounts due and owing to the state under
16 section 529 of the executive law and
17 transferring such funds to the miscella-
18 neous special revenue fund youth facility
19 per diem account (YF) 184,589,000
20 For services and expenses for foster care,
21 adult and child protective services,
22 preventive and adoption services provided
23 by Indian tribes pursuant to subdivision 2
24 of section 39 of the social services law,
25 after deducting therefrom any federal
26 funds properly received or to be received.
27 Notwithstanding the provisions of any
28 other law to the contrary, the liability
29 of the state and the amount to be distrib-
30 uted or otherwise expended by the state
31 shall be 92 percent of eligible expendi-
32 tures 3,700,000
33 For services and expenses of certain child
34 fatality review teams approved by the
35 office of children and family services for
36 the purposes of investigating and/or
37 reviewing the death of children 829,100
38 For services and expenses of certain local
39 or regional multidisciplinary child abuse
40 investigation teams approved by the office
41 of children and family services for the
42 purpose of investigating reports of
43 suspected child abuse or maltreatment and
44 for new and established child advocacy
45 centers 5,229,900
46 The money hereby appropriated is to be
47 available for payment of state aid hereto-
48 fore accrued or hereafter to accrue to
49 municipalities. Subject to the approval of
50 the director of the budget, the money
51 hereby appropriated shall be available to

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1 the office net of disallowances, refunds,
2 reimbursements, and credits.

3 Notwithstanding any inconsistent provision
4 of law, the amount herein appropriated may
5 be transferred to any other appropriation
6 within the office of children and family
7 services and/or the office of temporary
8 and disability assistance and/or suballo-
9 cated to the office of temporary and disa-
10 bility assistance for the purpose of
11 paying local social services districts'
12 costs of the above program and may be
13 increased or decreased by interchange with
14 any other appropriation or with any other
15 item or items within the amounts appropri-
16 ated within the office of children and
17 family services general fund - local
18 assistance account with the approval of
19 the director of the budget who shall file
20 such approval with the department of audit
21 and control and copies thereof with the
22 chairman of the senate finance committee
23 and the chairman of the assembly ways and
24 means committee.

25 Notwithstanding any inconsistent provision
26 of law, in lieu of payments authorized by
27 the social services law, or payments of
28 federal funds otherwise due to the local
29 social services districts for programs
30 provided under the federal social security
31 act or the federal food stamp act, funds
32 herein appropriated, in amounts certified
33 by the state commissioner or the state
34 commissioner of health as due from local
35 social services districts each month as
36 their share of payments made pursuant to
37 section 367-b of the social services law
38 may be set aside by the state comptroller
39 in an interest-bearing account with such
40 interest accruing to the credit of the
41 locality in order to ensure the orderly
42 and prompt payment of providers under
43 section 367-b of the social services law
44 pursuant to an estimate provided by the
45 commissioner of health of each local
46 social services district's share of
47 payments made pursuant to section 367-b of
48 the social services law.

49 Notwithstanding any inconsistent provision
50 of law, the amount hereby appropriated
51 shall be available for the designated

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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

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1 assistance program for such services and
2 expenses.

3 Notwithstanding any inconsistent provision
4 of law, including section 1 of part C of
5 chapter 57 of the laws of 2006, as amended
6 by section 1 of part F of chapter 59 of
7 the laws of 2011, for the period commenc-
8 ing on April 1, 2012 and ending March 31,
9 2013 the commissioner shall not apply any
10 new cost of living adjustment authorized
11 by section 1 of part C of chapter 57 of
12 the laws of 2006, as amended by section 1
13 of part F of chapter 59 of the laws of
14 2011, for the purpose of establishing
15 rates of payments, contracts or any other
16 form of reimbursement 72,494,000

17 The money hereby appropriated is to be
18 available for payment of state aid hereto-
19 fore accrued or hereafter to accrue to
20 municipalities. Subject to the approval of
21 the director of the budget, the money
22 hereby appropriated shall be available to
23 the office net of disallowances, refunds,
24 reimbursements, and credits.

25 Notwithstanding any inconsistent provision
26 of law, the amount herein appropriated may
27 be transferred to any other appropriation
28 within the office of children and family
29 services and/or the office of temporary
30 and disability assistance and/or suballo-
31 cated to the office of temporary and disa-
32 bility assistance for the purpose of
33 paying local social services districts'
34 costs of the above program and may be
35 increased or decreased by interchange with
36 any other appropriation or with any other
37 item or items within the amounts appropri-
38 ated within the office of children and
39 family services general fund - local
40 assistance account with the approval of
41 the director of the budget who shall file
42 such approval with the department of audit
43 and control and copies thereof with the
44 chairman of the senate finance committee
45 and the chairman of the assembly ways and
46 means committee.

47 Notwithstanding any inconsistent provision
48 of law, in lieu of payments authorized by
49 the social services law, or payments of
50 federal funds otherwise due to the local
51 social services districts for programs

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1 provided under the federal social security
2 act or the federal food stamp act, funds
3 herein appropriated, in amounts certified
4 by the state commissioner or the state
5 commissioner of health as due from local
6 social services districts each month as
7 their share of payments made pursuant to
8 section 367-b of the social services law
9 may be set aside by the state comptroller
10 in an interest-bearing account with such
11 interest accruing to the credit of the
12 locality in order to ensure the orderly
13 and prompt payment of providers under
14 section 367-b of the social services law
15 pursuant to an estimate provided by the
16 commissioner of health of each local
17 social services district's share of
18 payments made pursuant to section 367-b of
19 the social services law.

20 The amounts appropriated herein shall be
21 available for reimbursement of local
22 district claims only to the extent that
23 such claims are submitted within twenty-
24 four months of the last day of the state
25 fiscal year in which the expenditures were
26 incurred, unless waived for good cause by
27 the commissioner subject to the approval
28 of the director of the budget.

29 Notwithstanding any inconsistent provision
30 of law, including section 1 of part C of
31 chapter 57 of the laws of 2006, as amended
32 by section 1 of part F of chapter 59 of
33 the laws of 2011, for the period commenc-
34 ing on April 1, 2012 and ending March 31,
35 2013 the commissioner shall not apply any
36 new cost of living adjustment authorized
37 by section 1 of part C of chapter 57 of
38 the laws of 2006, as amended by section 1
39 of part F of chapter 59 of the laws of
40 2011, for the purpose of establishing
41 rates of payments, contracts or any other
42 form of reimbursement.

43 Notwithstanding subdivision 10 of section
44 153 of the social services law and any
45 other provision of law to the contrary,
46 for state fiscal year 2012-13, the amount
47 appropriated herein shall be available for
48 18.424 percent reimbursement for local
49 expenditures for maintenance of hand-
50 icapped children placed by school
51 districts pursuant to article 89 of the

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1 education law, except that in the case of
2 a student attending a state-operated
3 school for the deaf or blind pursuant to
4 article 87 or 88 of the education law who
5 was not placed in such school by a school
6 district shall be subject to 94 percent of
7 98 percent of 50 percent reimbursement by
8 the state after first deducting therefrom
9 any federal funds received or to be
10 received on account of such expenditures 38,550,000

11 The money hereby appropriated is to be
12 available for payment of state aid hereto-
13 fore accrued or hereafter to accrue to
14 municipalities. Subject to the approval of
15 the director of the budget, the money
16 hereby appropriated shall be available to
17 the office net of disallowances, refunds,
18 reimbursements, and credits.

19 Notwithstanding any inconsistent provision
20 of law, the amount herein appropriated may
21 be transferred to any other appropriation
22 within the office of children and family
23 services and/or the office of temporary
24 and disability assistance and/or suballo-
25 cated to the office of temporary and disa-
26 bility assistance for the purpose of
27 paying local social services districts'
28 costs of the above program and may be
29 increased or decreased by interchange with
30 any other appropriation or with any other
31 item or items within the amounts appropri-
32 ated within the office of children and
33 family services general fund - local
34 assistance account with the approval of
35 the director of the budget who shall file
36 such approval with the department of audit
37 and control and copies thereof with the
38 chairman of the senate finance committee
39 and the chairman of the assembly ways and
40 means committee.

41 Notwithstanding any inconsistent provision
42 of law, in lieu of payments authorized by
43 the social services law, or payments of
44 federal funds otherwise due to the local
45 social services districts for programs
46 provided under the federal social security
47 act or the federal food stamp act, funds
48 herein appropriated, in amounts certified
49 by the state commissioner or the state
50 commissioner of health as due from local
51 social services districts each month as

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1 their share of payments made pursuant to
2 section 367-b of the social services law
3 may be set aside by the state comptroller
4 in an interest-bearing account with such
5 interest accruing to the credit of the
6 locality in order to ensure the orderly
7 and prompt payment of providers under
8 section 367-b of the social services law
9 pursuant to an estimate provided by the
10 commissioner of health of each local
11 social services district's share of
12 payments made pursuant to section 367-b of
13 the social services law.

14 Notwithstanding section 398-a of the social
15 services law or any other law to the
16 contrary, the amount appropriated herein,
17 or such other amount as may be approved by
18 the director of the budget, shall be
19 available for 94 percent of 98 percent of
20 50 percent reimbursement after deducting
21 any federal funds available therefor to
22 social services districts for amounts
23 attributable to dormitory authority bill-
24 ings or approved refinancing of such bill-
25 ings which result in local social services
26 districts' claims in excess of a local
27 district's foster care block grant allo-
28 cation. In addition, subject to the
29 approval of the director of the budget, a
30 portion of funds appropriated herein, or
31 such other amount as may be approved by
32 the director of the budget, shall be
33 available for reimbursement related to
34 payments made by a social services
35 district to foster care providers subject
36 to the provisions of section 410-i of the
37 social services law for expenses directly
38 related to projects funded through the
39 housing finance agency for those foster
40 care providers which also received revised
41 or supplemental rates from the applicable
42 regulating agency to accommodate the hous-
43 ing finance agency payments or the refi-
44 nancing of previously approved dormitory
45 authority payments.

46 Notwithstanding section 398-a of the social
47 services law or any other law to the
48 contrary, such reimbursement shall be
49 available for 94 percent of 98 percent of
50 50 percent of social services district
51 costs, after deducting federal funds

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1 available therefor, for those social
2 services districts' claims in excess of a
3 social services district's foster care
4 block grant allocation for those amounts
5 exclusively attributable to the previously
6 approved revised or supplemental rates. In
7 addition, subject to the approval of the
8 director of the budget, a portion of funds
9 appropriated herein may also be used for
10 payments to the dormitory authority of the
11 state of New York for advisory services
12 including, but not limited to, site visits
13 and review of applications, building plans
14 and cost estimates for voluntary agency
15 programs for which the office of children
16 and family services establishes maximum
17 state aid rates and for capital projects
18 for residential institutions for children
19 seeking financing under paragraph b of
20 subdivision 40 of section 1680 of the
21 public authorities law, as amended by
22 chapter 508 of the laws of 2006 6,620,000
23 For eligible services and expenses provided
24 during state fiscal year 2012-13 by a city
25 with a population in excess of one million
26 for a close to home initiative to provide
27 juvenile justice services to all adjudi-
28 cated juvenile delinquents determined by a
29 family court in such city as needing
30 services or placement other than placement
31 in a secure or limited secure facility.
32 Funds appropriated herein shall be made
33 available for eligible services provided
34 consistent with a plan that covers juve-
35 nile delinquents in non-secure settings
36 submitted by a city with a population in
37 excess of one million and approved by the
38 office of children and family services and
39 the director of the budget as required by
40 a chapter of the laws of 2012. The office
41 of children and family services shall not
42 reimburse any claims for expenditures for
43 residential services unless they are
44 submitted in final within twenty two
45 months of the calendar quarter in which
46 the claimed service or services were
47 delivered and shall not reimburse any
48 claims that were or will be transferred
49 from this appropriation to the foster care
50 block grant appropriation or the child
51 welfare services appropriation 8,614,000

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1 For payment of state aid for services and
2 expenses for programs pursuant to section
3 530 of the executive law for secure and
4 non-secure detention services provided
5 from January 1, 2012 to December 31, 2012;
6 provided, however, notwithstanding the
7 provisions of any other law to the contra-
8 ry, the liability of the state and the
9 amount to be distributed or otherwise
10 expended by the state pursuant to section
11 530 of the executive law shall be deter-
12 mined by first calculating the amount of
13 the expenditure or other liability pursu-
14 ant to such law after taking into consid-
15 eration any other limitations on the
16 amount of such expenditure or liability
17 set forth in the state budget for such
18 year, and then reducing the amount so
19 calculated by two percent of such amount.
20 Within the amounts appropriated herein,
21 state reimbursement shall be limited to
22 the amount of the municipality's distrib-
23 ution. Notwithstanding any other provision
24 of law, allocations shall be based on a
25 plan developed by the office of children
26 and family services and approved by the
27 director of the budget and shall be based,
28 in part, on each municipality's history of
29 detention utilization, youth population
30 and other factors as determined by the
31 office. Any portion of a municipality's
32 distribution not claimed by the municipi-
33 pality for reimbursement of detention
34 expenditures made during the period Janu-
35 ary 1, 2012 through December 31, 2012 may
36 be claimed by such municipality to reim-
37 burse 62 percent of expenditures during
38 such period for supervision and treatment
39 services for juveniles programs not other-
40 wise reimbursable pursuant to a chapter of
41 the laws of 2012. Notwithstanding any
42 provision of law to the contrary, the
43 amount appropriated herein may provide for
44 reimbursement of up to 100 percent of the
45 cost of care, maintenance and supervision
46 for youth whose residence is outside the
47 county providing the services up to the
48 county's distribution; provided that upon
49 such reimbursement from this appropri-
50 ation, the office of children and family
51 services shall bill, and the home county

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1 of such youth shall reimburse the office
2 of children and family services, for 51
3 percent of the cost of care, maintenance
4 and supervision of such youth.

5 Notwithstanding any law to the contrary, the
6 office of children and family services may
7 require that such claims and data on
8 detention use be submitted to the office
9 electronically in the manner and format
10 required by the office.

11 Notwithstanding any law to the contrary, the
12 office shall be authorized to promulgate
13 regulations permitting the office to
14 impose fiscal sanctions in the event that
15 the office finds non-compliance with regu-
16 lations governing secure and nonsecure
17 detention facilities and to establish cost
18 standards related to reimbursement of
19 secure and non-secure detention services.

20 Notwithstanding section 51 of the state
21 finance law and any other provision of law
22 to the contrary, the director of the budg-
23 et may, upon the advice of the commission-
24 er of the office of children and family
25 services, authorize the transfer or inter-
26 change of moneys appropriated herein with
27 any other local assistance - general fund
28 appropriation within the office of chil-
29 dren and family services except where
30 transfer or interchange of appropriation
31 is prohibited or otherwise restricted by
32 law.

33 Notwithstanding any other provision of law,
34 if a social services district fails to
35 provide reimbursement to the office of
36 children and family services pursuant to
37 section 529 of the executive law within 60
38 days of receiving a bill for services
39 under such section, or by the date certain
40 set by such office for providing
41 reimbursement, whichever is later, the
42 offices of the department of family
43 assistance are authorized to exercise the
44 state's set-off rights by withholding any
45 amounts due and owing to such district
46 under this appropriation, up to such
47 amounts due and owing to the state under
48 section 529 of the executive law and
49 transferring such funds to the miscella-
50 neous special revenue fund youth facility
51 per diem account (YF) 76,160,000

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1 Notwithstanding any provision of law to the
2 contrary, the amount appropriated herein
3 shall be available to the office of chil-
4 dren and family services for payment of
5 the state share of a county's prior years
6 claim for reimbursement based upon a
7 subsequent review by the office of actual
8 expenditures for care, maintenance and
9 supervision provided to youth in
10 detention, to address any underpayment of
11 state aid to the county for services and
12 expenses for detention in a prior calendar
13 year 12,344,000

14 Notwithstanding any inconsistent provision
15 of law, the amount appropriated herein
16 shall be available under the supervision
17 and treatment services for juveniles
18 program for 62 percent state reimbursement
19 to counties and the city of New York for
20 eligible expenditures for the provision
21 and administration of eligible supervision
22 and treatment services for juveniles
23 programs during the period of April 1,
24 2012 through March 31, 2013 that have been
25 approved by the office of children and
26 family services pursuant to a plan
27 approved by the director of the budget.
28 Within the amounts appropriated herein,
29 state reimbursement shall be limited to
30 the amount of such municipality's distrib-
31 ution. The office of children and family
32 services shall not reimburse any claims
33 unless they are submitted within 12 months
34 of the calendar quarter in which the
35 claimed services were delivered. These
36 funds shall not be used to supplant other
37 state and local funds 8,376,000

38 Notwithstanding section 530 of the executive
39 law or any other law to the contrary, for
40 reimbursement of 49 percent of approved
41 capital expenditures for secure juvenile
42 detention. Such reimbursement shall be in
43 the form of depreciation of approved capi-
44 tal costs and interest on bonds, notes or
45 other indebtedness necessarily undertaken
46 to finance construction costs. Notwith-
47 standing any provision of laws to the
48 contrary, funding for such costs shall be
49 limited to the amount appropriated herein.
50 Notwithstanding any law to the contrary,
51 the office of children and family services

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1 may require that such claims for
2 reimbursement of capital expenditures be
3 submitted to the office electronically in
4 the manner and format required by the
5 office. Notwithstanding section 51 of the
6 state finance law and any other provision
7 of law to the contrary, the director of
8 the budget may, upon the advice of the
9 commissioner of the office of children and
10 family services, authorize the interchange
11 of moneys appropriated herein with any
12 other local assistance - general fund
13 appropriation within the office of chil-
14 dren and family services 4,606,000
15 Of the amount appropriated herein,
16 \$10,622,675 shall be available as follows:
17 For services and expenses related to locally
18 operated youth development and delinquency
19 prevention programs. No expenditure shall
20 be made from this appropriation until a
21 plan has been approved by the director of
22 the budget and a certificate of approval
23 allocating these funds has been issued by
24 the director of the budget.
25 Notwithstanding the provisions of section
26 420 of the executive law which would
27 require expenditure of state aid for youth
28 programs in a total amount greater than
29 \$10,622,675, for payment of state aid for
30 programs pursuant to article 19-A of the
31 executive law, for delinquency prevention
32 and youth development. Notwithstanding the
33 provisions of section 420 of the executive
34 law, eligibility for state aid reimburse-
35 ment for counties which do not participate
36 in the county comprehensive planing proc-
37 ess shall be determined as follows: the
38 aggregate amount of state aid for recre-
39 ation, youth service and similar projects
40 to a county and municipalities within such
41 county shall not exceed \$2,750 of which no
42 more than \$1,450 may be used for recre-
43 ation projects, per 1,000 youths residing
44 in the county based on a single count of
45 such youths as shown by the last published
46 federal census for the county certified in
47 the same manner as provided by section 54
48 of the state finance law. The office shall
49 not reimburse any claims unless they are
50 submitted within 12 months of the project
51 year in which the expenditure was made.

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1 Notwithstanding any law to the contrary,
2 the office of children and family services
3 may require that such claims for youth
4 development and delinquency prevention
5 programs be submitted to the office elec-
6 tronically in the manner and format
7 required by the office, and that counties
8 and municipalities submit to the office
9 information regarding delinquency
10 prevention and youth development outcome
11 based measures that demonstrate quality of
12 services provided and effectiveness of
13 such funded programs in a form and manner
14 and at such times as required by the
15 office.

16 Of the amount appropriated herein \$3,499,025
17 shall be available as follows:

18 For services and expenses related to
19 programs providing special delinquency
20 prevention or other youth development
21 services. No expenditure shall be made for
22 such programs from this appropriation
23 until a plan has been approved by the
24 director of the budget and a certificate
25 of approval allocating these funds has
26 been issued by the director of the budget.
27 The office shall not reimburse any claims
28 unless they are submitted within seven
29 months of the project year in which the
30 expenditure was made. Notwithstanding any
31 law to the contrary, the office of chil-
32 dren and family services may require that
33 such claims for special delinquency
34 prevention or other youth development
35 services be submitted to the office elec-
36 tronically in the manner and format
37 required by the office, and that informa-
38 tion regarding delinquency prevention
39 outcome based measures that demonstrate
40 quality of services provided and program
41 effectiveness be submitted to the office
42 in a form and manner and at such times as
43 required by the office.

44 For direct contracts with private not-for-
45 profit community agencies to provide need-
46 ed services for the operation of programs
47 to prevent juvenile delinquency and
48 promote youth development, and through an
49 allocation to public agencies where it is
50 documented that private not-for-profit
51 community agencies are not available to

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1 provide such services. Moneys shall be
2 made available to community agencies in
3 counties outside the city of New York
4 based on a statewide allocation formula
5 determined by each county's eligibility
6 for comprehensive planning funds as a
7 proportion of the statewide total provided
8 under paragraph a of subdivision 1 of
9 section 420 of the executive law. Moneys
10 made available to community agencies shall
11 be allocated by local youth bureaus
12 subject to final funding determinations by
13 the commissioner of children and family
14 services and approved by the director of
15 the budget. Such contracts shall provide
16 for submission of information regarding
17 outcome based measures that demonstrate
18 quality of services provided and program
19 effectiveness to the office in a form and
20 manner and at such times as required by
21 the office.

22 For direct contract with private not-for-
23 profit community agencies to provide need-
24 ed services for the operation of programs
25 to prevent juvenile delinquency and
26 promote youth development, and through an
27 allocation to public agencies where it is
28 documented that private not-for-profit
29 agencies are not available to provide such
30 services. Such contracts shall provide for
31 submission of information regarding
32 outcome based measures that demonstrate
33 quality of services provided and program
34 effectiveness to the office in a form and
35 manner and at such times as required by
36 the office.

37 Notwithstanding any inconsistent provision
38 of law, moneys shall be made available to
39 community agencies in cities with popu-
40 lations greater than 275,000 and to commu-
41 nity agencies statewide 14,121,700

42 For payment of state aid for programs for
43 the provision of services to runaway and
44 homeless youth pursuant to subdivisions 2,
45 3 and 4 of section 420 of the executive
46 law and pursuant to chapter 800 of the
47 laws of 1985 amending the runaway and
48 homeless youth act for the provision of
49 transitional independent living support
50 services and the establishment and opera-
51 tion of young adult shelters for youth

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1 between the ages of 16 to 21; the office
2 of children and family services shall not
3 reimburse any claims unless they are
4 submitted within 12 months of the calendar
5 quarter in which the claimed service or
6 services were delivered. Notwithstanding
7 any law to the contrary, the office of
8 children and family services may require
9 that such claims for provision of services
10 to runaway and homeless youth be submitted
11 to the office electronically in the manner
12 and format required by the office, and the
13 information regarding outcome based meas-
14 ures that demonstrate quality of services
15 provided and program effectiveness be
16 submitted to the office in a form and
17 manner and at such times as required by
18 the office. No expenditures shall be made
19 from this appropriation until an annual
20 expenditure plan is approved by the direc-
21 tor of the budget and a certificate of
22 approval allocating these funds has been
23 issued by the director of the budget and
24 copies of such certificate or any amend-
25 ment thereto filed with the state comp-
26 troller, the chairperson of the senate
27 finance committee and the chairperson of
28 the assembly ways and means committee 2,355,800

29 For services and expenses provided by local
30 probation departments, for the post-place-
31 ment care of youth leaving a youth resi-
32 dential facility and for services and
33 expenses of the office of children and
34 family services related to community-based
35 programs for youth in the care of the
36 office of children and family services
37 which may include but not be limited to
38 multi-systemic therapy, family functional
39 therapy and/or functional therapeutic
40 foster care, and electronic monitoring.

41 Funds appropriated herein shall be made
42 available subject to the approval of an
43 expenditure plan by the director of the
44 budget. Funded programs shall submit
45 information regarding outcome based meas-
46 ures that demonstrate quality of services
47 provided and program effectiveness to the
48 office in a form and manner and at such
49 times as required by the office 311,700

50 Notwithstanding sections 131-u and 459-c of
51 the social services law or any other law

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1 to the contrary, for reimbursement of 98
2 percent of 50 percent of eligible expendi-
3 tures to local social services districts
4 for the provision and administration of,
5 after first deducting therefrom any feder-
6 al funds properly received or to be
7 received on account thereof: adult protec-
8 tive services; residential services for
9 victims of domestic violence who are
10 determined to be ineligible for public
11 assistance during the time the victims
12 were residing in residential programs for
13 victims of domestic violence; and nonresi-
14 dential services for victims of domestic
15 violence.

16 The money hereby appropriated is to be
17 available for payment of state aid hereto-
18 fore accrued or hereafter to accrue to
19 municipalities. Subject to the approval of
20 the director of the budget, the money
21 hereby appropriated shall be available to
22 the office net of disallowances, refunds,
23 reimbursements, and credits.

24 Notwithstanding any inconsistent provision
25 of law, the amount herein appropriated may
26 be transferred to any other appropriation
27 within the office of children and family
28 services and/or the office of temporary
29 and disability assistance and/or suballo-
30 cated to the office of temporary and disa-
31 bility assistance for the purpose of
32 paying local social services districts'
33 costs of the above program and may be
34 increased or decreased by interchange with
35 any other appropriation or with any other
36 item or items within the amounts appropri-
37 ated within the office of children and
38 family services general fund - local
39 assistance account with the approval of
40 the director of the budget who shall file
41 such approval with the department of audit
42 and control and copies thereof with the
43 chairman of the senate finance committee
44 and the chairman of the assembly ways and
45 means committee.

46 Notwithstanding any inconsistent provision
47 of law, in lieu of payments authorized by
48 the social services law, or payments of
49 federal funds otherwise due to the local
50 social services districts for programs
51 provided under the federal social security

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1 act or the federal food stamp act, funds
2 herein appropriated, in amounts certified
3 by the state commissioner or the state
4 commissioner of health as due from local
5 social services districts each month as
6 their share of payments made pursuant to
7 section 367-b of the social services law
8 may be set aside by the state comptroller
9 in an interest-bearing account with such
10 interest accruing to the credit of the
11 locality in order to ensure the orderly
12 and prompt payment of providers under
13 section 367-b of the social services law
14 pursuant to an estimate provided by the
15 commissioner of health of each local
16 social services district's share of
17 payments made pursuant to section 367-b of
18 the social services law 44,000,000

19 For services and expenses of kinship care
20 programs. Such funds are available pursu-
21 ant to a plan prepared by the office of
22 children and family services and approved
23 by the director of the budget to continue
24 or expand existing programs with existing
25 contractors that are satisfactorily
26 performing as determined by the office of
27 children and family services, to award new
28 contracts to continue programs where the
29 existing contractors are not satisfactori-
30 ly performing as determined by the office
31 of children and family services and/or
32 award new contracts through a competitive
33 process. Such contracts shall provide for
34 submission of information regarding
35 outcome based measures that demonstrate
36 quality of services provided and program
37 effectiveness to the office in a form and
38 manner and at such times as required by
39 the office 338,750

40 For services and expenses related to the
41 home visiting program. Such funds are to
42 be available pursuant to a plan prepared
43 by the office of children and family
44 services and approved by the director of
45 the budget to continue or expand existing
46 programs with existing contractors that
47 are satisfactorily performing as deter-
48 mined by the office of children and family
49 services, to award new contracts to
50 continue programs where the existing
51 contractors are not satisfactorily

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1 performing as determined by the office of
2 children and family services and/or to
3 award new contracts through a competitive
4 process. Such contracts shall provide for
5 submission of information regarding
6 outcome based measures that demonstrate
7 quality of services provided and program
8 effectiveness to the office in a form and
9 manner and at such times as required by
10 the office 23,288,200

11 For services and expenses of the William B.
12 Hoyt memorial children and family trust
13 fund, for prevention and support service
14 programs for victims of family violence
15 pursuant to article 10-A of the social
16 services law. Programs funded through such
17 trust shall submit information regarding
18 outcome based measures that demonstrate
19 quality of services provided and program
20 effectiveness to the office in a form and
21 manner and at such times as required by
22 the office. Funds appropriated herein may
23 be transferred to the office of children
24 and family services miscellaneous special
25 revenue fund, children and family trust
26 fund 621,850

27 For services and expenses for supportive
28 housing for young adults aged 25 years or
29 younger leaving or having recently left
30 foster care or who had been in foster care
31 for more than a year after their 16th
32 birthday and who are at-risk of street
33 homelessness or sheltered homelessness
34 provided under the joint project between
35 the state and the city of New York, known
36 as the New York New York III supportive
37 housing agreement. No expenditure shall be
38 made until a certificate of allocation has
39 been approved by the director of the budg-
40 et with copies to be filed with the chair-
41 persons of the senate finance committee
42 and the assembly ways and means committee.
43 The amount appropriated herein may be
44 transferred or otherwise made available to
45 the city of New York administration for
46 children's services for services and
47 expenses related to implementing the
48 project.

49 Notwithstanding any inconsistent provision
50 of law, including section 1 of part C of
51 chapter 57 of the laws of 2006, as amended

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1 by section 1 of part F of chapter 59 of
2 the laws of 2011, for the period commenc-
3 ing on April 1, 2012 and ending March 31,
4 2013 the commissioner shall not apply any
5 new cost of living adjustment authorized
6 by section 1 of part C of chapter 57 of
7 the laws of 2006, as amended by section 1
8 of part F of chapter 59 of the laws of
9 2011, for the purpose of establishing
10 rates of payments, contracts or any other
11 form of reimbursement 2,137,000
12 For services and expenses of the Catholic
13 Family Center in Rochester to establish
14 and operate a statewide kinship informa-
15 tion and referral network 220,500
16 For services and expenses of the advantage
17 after school program. Such funds are to be
18 available pursuant to a plan prepared by
19 the office of children and family services
20 and approved by the director of the budget
21 to extend or expand current contracts with
22 community based organizations, to award
23 new contracts to continue programs where
24 the existing contractors are not satisfac-
25 torily performing as determined by the
26 office of children and family services
27 and/or to award new contracts through a
28 competitive process to community based
29 organizations 17,255,300
30 For services and expenses of a
31 public/private partnership pilot program
32 to fund new and expand existing preven-
33 tive, early childhood development, and
34 other services to at-risk children, youth
35 and families and such funds shall not be
36 used to supplant other state, local or
37 federal funding. Notwithstanding any other
38 provision of law to the contrary, state
39 funding for the pilot program shall be
40 limited to the amount appropriated herein
41 and shall not constitute more than 65
42 percent of eligible program expenditures,
43 with the remaining 35 percent of program
44 expenditures to be supported with private
45 funds. The funds shall be distributed
46 through a competitive process for services
47 in an eligible region pursuant to a plan
48 prepared by the office of children and
49 family services and approved by the direc-
50 tor 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 feder-
al social security act including the
federal share of costs incurred implement-
ing the federal adoption and safe families
act of 1997 (P.L. 105-89); provided,
however, that reimbursement to social
services districts for eligible expendi-
tures 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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1 and prompt payment of providers under
2 section 367-b of the social services law
3 pursuant to an estimate provided by the
4 commissioner of health of each local
5 social services district's share of
6 payments made pursuant to section 367-b of
7 the social services law.

8 Funds appropriated herein shall be available
9 for aid to municipalities and for payments
10 to the federal government for expenditures
11 made pursuant to the social services law
12 and the state plan for individual and
13 family grant program under the disaster
14 relief act of 1974.

15 Such funds are to be available for payment
16 of aid heretofore accrued or hereafter to
17 accrue to municipalities. Subject to the
18 approval of the director of the budget,
19 such funds shall be available to the
20 office net of disallowances, refunds,
21 reimbursements, and credits.

22 Notwithstanding any inconsistent provision
23 of law, the amount herein appropriated may
24 be transferred to any other appropriation
25 within the office of children and family
26 services and/or the office of temporary
27 and disability assistance and/or suballo-
28 cated to the office of temporary and disa-
29 bility assistance for the purpose of
30 paying local social services districts'
31 costs of the above program and may be
32 increased or decreased by interchange with
33 any other appropriation or with any other
34 item or items within the amounts appropri-
35 ated within the office of children and
36 family services general fund - local
37 assistance account with the approval of
38 the director of the budget who shall file
39 such approval with the department of audit
40 and control and copies thereof with the
41 chairman of the senate finance committee
42 and the chairman of the assembly ways and
43 means committee 868,900,000
44 -----

45 Program account subtotal 868,900,000
46 -----

47 Special Revenue Funds - Federal
48 Federal Health and Human Services Fund
49 Social Services Block Grant Account

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1 For services and expenses for supportive
2 social services provided pursuant to title
3 XX of the federal social security act.
4 Notwithstanding any other provision of
5 law, the moneys hereby appropriated shall
6 be apportioned by the office of children
7 and family services to local social
8 services districts, to reimburse local
9 district expenditures for supportive
10 services and training subject to the
11 approval of the director of the budget;
12 provided, however, that reimbursement to
13 social services districts for eligible
14 expenditures for services incurred during
15 a particular federal fiscal year will be
16 limited to expenditures claimed by March
17 31 of the following year.

18 Notwithstanding any other provision of law,
19 of the funds available herein, including
20 any funds transferred from the temporary
21 assistance to needy families block grant
22 to the title XX block grant, \$66,000,000
23 shall be allocated to social services
24 districts, solely for reimbursement of
25 expenditures for the provision and admin-
26 istration of adult protective services,
27 residential services for victims of domes-
28 tic violence who are determined to be
29 ineligible for public assistance during
30 the time the victims were residing in
31 residential programs for victims of domes-
32 tic violence, and nonresidential services
33 for victims of domestic violence, pursuant
34 to an allocation plan developed by the
35 office and submitted for approval by the
36 division of the budget no later than 60
37 days following enactment of this chapter,
38 based on each district's claims for such
39 costs and any other factors as identified
40 in the allocation plan, adjusted by appli-
41 cable cost allocation methodology and net
42 of any retroactive payments for the 12
43 month period ending June 30, 2011 that are
44 submitted on or before January 3, 2012;
45 provided, however, that if the office
46 determines that the total amount of a
47 social services district's claims for such
48 services which could be reimbursed from
49 these funds is less than the amount allo-
50 cated to the district for such claims, the
51 office may, subject to approval by the

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1 director of the budget, reallocate the
2 unused funds to other social services
3 districts with eligible claims that exceed
4 their allocation.

5 Funds appropriated herein shall be available
6 for aid to municipalities and for payments
7 to the federal government for expenditures
8 made pursuant to the social services law
9 and the state plan for individual and
10 family grant program under the disaster
11 relief act of 1974.

12 The funds hereby appropriated are to be
13 available for payment of state aid hereto-
14 fore accrued or hereafter to accrue to
15 municipalities. Subject to the approval of
16 the director of the budget, such funds
17 hereby appropriated shall be available to
18 the office net of disallowances, refunds,
19 reimbursements, and credits.

20 Notwithstanding any inconsistent provision
21 of law, the amount herein appropriated may
22 be transferred to any other appropriation
23 within the office of children and family
24 services and/or the office of temporary
25 and disability assistance and/or suballo-
26 cated to the office of temporary and disa-
27 bility assistance for the purpose of
28 paying local social services districts'
29 costs of the above program and may be
30 increased or decreased by interchange with
31 any other appropriation or with any other
32 item or items within the amounts appropri-
33 ated within the office of children and
34 family services general fund - local
35 assistance account with the approval of
36 the director of the budget who shall file
37 such approval with the department of audit
38 and control and copies thereof with the
39 chairman of the senate finance committee
40 and the chairman of the assembly ways and
41 means committee.

42 Notwithstanding any inconsistent provision
43 of law, in lieu of payments authorized by
44 the social services law, or payments of
45 federal funds otherwise due to the local
46 social services districts for programs
47 provided under the federal social security
48 act or the federal food stamp act, funds
49 herein appropriated, in amounts certified
50 by the state comptroller or the state
51 commissioner of health as due from local

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1	social services districts each month as	
2	their share of payments made pursuant to	
3	section 367-b of the social services law	
4	may be set aside by the state comptroller	
5	in an interest bearing account with such	
6	interest accruing to the credit of the	
7	locality in order to ensure the orderly	
8	and prompt payment of providers under	
9	section 367-b of the social services law	
10	pursuant to an estimate provided by the	
11	commissioner of health of each local	
12	social services district's share of	
13	payments made pursuant to section 367-b of	
14	the social services law	150,000,000
15		-----
16	Program account subtotal	150,000,000
17		-----
18	Special Revenue Funds - Other	
19	Combined Gifts, Grants and Bequests Fund	
20	Children and Family Trust Fund	
21	For services and expenses related to the	
22	administration and implementation of	
23	contracts for prevention and support	
24	service programs for victims of family	
25	violence under the William B. Hoyt memorial	
26	children and family trust fund pursuant	
27	to article 10-A of the social services	
28	law. Funds appropriated to the children	
29	and family trust fund shall be available	
30	for expenditure for such services and	
31	expenses herein	3,459,000
32		-----
33	Program fund subtotal	3,459,000
34		-----
35	Special Revenue Funds - Other	
36	Miscellaneous Special Revenue Fund	
37	Children and Family Services Quality Enhancement Account	
38	For services and expenses related to activ-	
39	ities to increase the availability and/or	
40	quality of children and family services	
41	programs. No expenditures shall be made	
42	from this account until an expenditure	
43	plan has been approved by the director of	
44	the budget	5,000,000
45		-----
46	Program account subtotal	5,000,000
47		-----

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1	Special Revenue Funds - Other	
2	Miscellaneous Special Revenue Fund	
3	Family Preservation and Federal Family Violence Services	
4	Account	
5	For services and expenses associated with	
6	the home visiting program, the coordinated	
7	children's services initiative, domestic	
8	violence programs and related programs,	
9	subject to the approval of the director of	
10	the budget	10,000,000
11		-----
12	Program account subtotal	10,000,000
13		-----
14	TRAINING AND DEVELOPMENT PROGRAM	24,034,800
15		-----
16	General Fund	
17	Local Assistance Account	
18	For state reimbursement to local social	
19	services districts for training expenses	
20	associated with title IV-a, title IV-e,	
21	title IV-d, title IV-f and title XIX of	
22	the federal social security act or their	
23	successor titles and programs.	
24	Funds appropriated herein shall be available	
25	for aid to municipalities and for payments	
26	to the federal government for expenditures	
27	made pursuant to the social services law	
28	and the state plan for individual and	
29	family grant program under the disaster	
30	relief act of 1974.	
31	Such funds are to be available for payment	
32	of aid heretofore accrued or hereafter to	
33	accrue to municipalities. Subject to the	
34	approval of the director of the budget,	
35	such funds shall be available to the	
36	office net of disallowances, refunds,	
37	reimbursements, and credits.	
38	Notwithstanding any inconsistent provision	
39	of law, the amount herein appropriated may	
40	be transferred to any other appropriation	
41	and/or suballocated to any other agency	
42	for the purpose of paying local social	
43	services district cost or may be increased	
44	or decreased by interchange with any other	
45	appropriation or with any other item or	
46	items within the amounts appropriated	
47	within the office of children and family	

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1 services - local assistance account with
2 the approval of the director of the budget
3 who shall file such approval with the
4 department of audit and control and copies
5 thereof with the chairman of the senate
6 finance committee and the chairman of the
7 assembly ways and means committee.
8 The amount appropriated herein, as may be
9 adjusted by transfer of general fund
10 moneys for administration of child
11 welfare, training and development, public
12 assistance, and food stamp programs appro-
13 priated in the office of children and
14 family services and the office of tempo-
15 rary and disability assistance, shall
16 constitute total state reimbursement for
17 all local training programs in state
18 fiscal year 2012-13 4,815,800
19
20 Program account subtotal 4,815,800
21

22 Special Revenue Funds - Federal
23 Federal Health and Human Services Fund
24 Federal Health and Human Services Fund Account

25 For reimbursement to local social services
26 districts for training expenses associated
27 with title IV-a, title IV-e, title IV-d
28 and title XIX of the federal social secu-
29 rity act or their successor titles and
30 programs.

31 Funds appropriated herein shall be available
32 for aid to municipalities and for payments
33 to the federal government for expenditures
34 made pursuant to the social services law
35 and the state plan for individual and
36 family grant program under the disaster
37 relief act of 1974.

38 Such funds are to be available for payment
39 of aid heretofore accrued or hereafter to
40 accrue to municipalities. Subject to the
41 approval of the director of the budget,
42 such funds shall be available to the
43 office net of disallowances, refunds,
44 reimbursements, and credits.

45 Notwithstanding any inconsistent provision
46 of law, the amount herein appropriated may
47 be transferred to any other appropriation
48 and/or suballocated to any other agency
49 for the purpose of paying local social

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1	services district cost, or may be	
2	increased or decreased by interchange with	
3	any other appropriation or with any other	
4	item or items within the amounts appropri-	
5	ated within the office of children and	
6	family services federal funds - local	
7	assistance account with the approval of	
8	the director of the budget who shall file	
9	such approval with the department of audit	
10	and control and copies thereof with the	
11	chairman of the senate finance committee	
12	and the chairman of the assembly ways and	
13	means committee	19,219,000
14		-----
15	Program account subtotal	19,219,000
16		-----

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1 CHILD CARE PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses of the civil service employees association,
6 Local 1000, AFSCME, AFL-CIO to establish and operate a quality grant
7 program for licensed group family day care home and registered fami-
8 ly day care home providers outside the city of New York; provided
9 however, that, pursuant to a request by the civil services associ-
10 ation, the funds may be made available to CSEA Workers' Opportunity
11 Resources and Knowledge Institute (CSEA WORK Institute), or other
12 administrator designated by the union to administer and implement
13 the program for the union ... 3,735,000 (re. \$3,735,000)
14 For services and expenses of the united federation of teachers to
15 establish and operate a quality grant program for licensed group
16 family day care home providers and registered family day care home
17 providers located in the city of New York
18 1,500,000 (re. \$1,500,000)
19 For services and expenses of child care services provided to children
20 of migrant workers in programs operated by non-profit organizations
21 under contract with the department of agriculture and markets to
22 provide such care ... 1,754,000 (re. \$1,754,000)

23 The appropriation made by chapter 53, section 1, of the laws of 2011, as
24 added by chapter 55, section 2, of the laws of 2011, is hereby
25 amended and reappropriated to read:

26 Notwithstanding any inconsistent provision of law, the funds appropri-
27 ated herein shall be available to operate and support enrollment in
28 the child care facilitated enrollment pilot programs which expand
29 access to child care subsidies for working families living or
30 employed in the Liberty Zone, the boroughs of Brooklyn, Queens, and
31 Bronx, and in the county of Monroe, with income up to 275 percent of
32 the federal poverty level. Of the amount appropriated herein,
33 \$1,605,000 shall be made available for Monroe county, and \$3,855,000
34 shall be made available for all other projects. Up to \$160,500 shall
35 be made available to the current designated administrator in the
36 county of Monroe, or to a successor administrator designated by the
37 current administration to administer such county's program and to
38 implement a plan approved by the office of children and family
39 services; and up to \$385,500 shall be made available to the Consor-
40 tium for Worker Education, Inc., or other designated successor, to
41 administer and to implement a plan approved by the office of chil-
42 dren and family services for the programs in the Liberty Zone, and
43 the boroughs of Brooklyn, Queens and Bronx. Each pilot program
44 administrator shall prepare and submit to the office of children and
45 family services, the chairs of the senate committee on children and
46 families and the senate committee on social services, the chair of
47 the assembly committee on children and families, the chair of the
48 assembly committee on social services, the chair of the senate

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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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1 social services district making the subsidy payments. Pilot programs
2 are required to submit monthly reports to the office of children and
3 family services, the local social services district, and for
4 programs located in the city of New York, the administration for
5 children's services, and the legislature. Each monthly report must
6 provide without benefit of personal identifying information, the
7 pilot program's current enrollment level, amount of the child's
8 subsidy, co-payment levels and other information as needed or
9 required by the office of children and family services. Further, the
10 office of children and family services shall provide technical
11 assistance to the pilot program to assist with project adminis-
12 tration and timely coordination of the monthly claiming process.
13 Notwithstanding any other provision of law, any pilot programs main-
14 tained herein may be terminated if the administrator for such
15 programs mismanages such programs, by engaging in actions including
16 but not limited to, improper use of funds, providing for child care
17 subsidies in excess of the amount the subsidy funding appropriated
18 herein can support, and failing to submit claims for reimbursement
19 in a timely fashion ... 5,460,000 (re. \$5,460,000)
20 Notwithstanding any inconsistent provision of law, the funds appropri-
21 ated herein shall be available to continue operation of the facili-
22 tated enrollment pilot program in Capital Region-Oneida (consisting
23 of Rensselaer, Schenectady, Saratoga, Albany and Oneida counties) as
24 provided to the NYS AFL-CIO Workforce Development Institute to act
25 or continue to act as the administrator to implement the program
26 proposed by the union child care coalition of the NYS AFL-CIO and
27 approved by the office of children and family services. The adminis-
28 trative cost, including the cost of the development of the evalu-
29 ation of the pilot program shall not exceed ten percent of the funds
30 available for this purpose. The remaining portion of the funds shall
31 be allocated by the office of children and family services to the
32 local social services districts where the recipient families reside
33 as determined by the project administrator based on projected need
34 and cost of providing child care subsidies payment to working fami-
35 lies enrolled through the pilot initiative, a local social services
36 district shall not reimburse subsidy payments in excess of the
37 amount the subsidy funding appropriated herein can support. Child
38 care subsidies paid on behalf of eligible families shall be reim-
39 bursed at the actual cost of care up to the applicable market rate
40 for the district in which child care is provided and in accordance
41 with the fee schedule of the local social services district making
42 the subsidy payment. Up to \$154,000 shall be made available to the
43 NYS AFL-CIO Workforce Development Institute, or other designated
44 administrator, to administer and to implement a plan approved by the
45 office of children and family services for this pilot program in
46 consultation with the advisory council. This administrator shall
47 prepare and submit to the office of children and family services,
48 the chairs of the senate committee on social services, the senate
49 committee on children and families, the senate committee on labor,
50 the chairs of the assembly committee on children and families, and
51 the assembly committee on social services, an evaluation of the

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1 pilot with recommendations. Such evaluation shall include available
2 information regarding the pilot programs or participants in the
3 pilot programs, including but not limited to: the number of
4 income-eligible children of working parents with income greater than
5 200 percent but at or less than 275 percent of the federal poverty
6 level, the ages of the children served by the project, the number of
7 families served by the project who are in receipt of family assist-
8 ance, the factors that parents considered when searching for child
9 care, the factors that barred the families' access to child care
10 assistance prior to their enrollment in the facilitated enrollment
11 program, the number of families who receive a child care subsidy
12 pursuant to this program who choose to use such subsidy for regu-
13 lated child care, and the number of families who receive a child
14 care subsidy pursuant to this program who choose to use such subsidy
15 to receive child care services provided by a legally exempt provid-
16 er. Such report shall be submitted by the applicable project admin-
17 istrator, on or before November 1, 2012, provided that if such
18 report is not received by November 30, 2012, reimbursement for
19 administrative costs shall be either reduced or withheld, and fail-
20 ure of an administrator to submit a timely report may jeopardize
21 such administrator's program from receiving funding in future years.
22 Child care subsidies paid on behalf of eligible families shall be
23 reimbursed at the actual cost of care up to the applicable market
24 rate for the district in which the child care is provided, [for
25 subsidy payments made from April 1, 2011 through March 31, 2012] in
26 accordance with the fee schedule of the local social services
27 district making the subsidy payments. The administrator for this
28 pilot project is required to submit bimonthly reports on the
29 fifteenth day of every other month beginning on January 15, 2012 and
30 bi-monthly thereafter that provide current enrollment and informa-
31 tion including, but not limited to, the amount of the approved
32 subsidy level, the level of co-payment by the local social services
33 district required for the participants in the program, the program's
34 adopted budget reflecting all expenses including salaries and other
35 information as needed, to the office of children and family
36 services, the chairs of the senate committee on social services, the
37 senate committee on children and families, the senate committee on
38 labor, the chairs of the assembly committee on children and families
39 and the assembly committee on social services, and the local social
40 services districts. Provided however that if such bi-monthly reports
41 are not received from this Capital Region-Oneida administrator,
42 reimbursement for administrative costs shall be either reduced or
43 withheld and failure of an administrator to submit a timely report
44 may jeopardize such administrator's program from receiving funding
45 in future years. The office of children and family services shall
46 provide technical assistance to the pilot program to assist in time-
47 ly coordination with the monthly claiming process. Notwithstanding
48 any other provision of law, this pilot program maintained herein may
49 be terminated if the administrator for such program mismanages such
50 program, by engaging in actions including but not limited to,
51 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 Work-
ers' Opportunity Resources and Knowledge Institute (CSEA WORK Insti-
tute), 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 Ameri-
can recovery and reinvestment act of 2009 (Public Law 111-5)
8,835,300 (re. \$973,000)

Special Revenue Funds - Federal

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1 Federal Health and Human Services Fund

2 Federal Day Care Account

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

4 For services and expenses related to the child care block grant.

5 Notwithstanding any inconsistent provision of law, in lieu of payments
6 authorized by the social services law, or payments of federal funds
7 otherwise due to the local social services districts for programs
8 provided under the federal social security act or the federal food
9 stamp act, funds herein appropriated, in amounts certified by the
10 state commissioner or the state commissioner of health as due from
11 local social services districts each month as their share of
12 payments made pursuant to section 367-b of the social services law
13 may be set aside by the state comptroller in an interest-bearing
14 account with such interest accruing to the credit of the locality in
15 order to ensure the orderly and prompt payment of providers under
16 section 367-b of the social services law pursuant to an estimate
17 provided by the commissioner of health of each local social services
18 district's share of payments made pursuant to section 367-b of the
19 social services law.

20 Funds appropriated herein shall be available for aid to munici-
21 palities, for services and expenses under the child care block grant
22 and for payments to the federal government for expenditures made
23 pursuant to the social services law and the state plan for individ-
24 ual and family grant program under the disaster relief act of 1974.

25 Such funds are to be available for payment of aid, services and
26 expenses heretofore accrued or hereafter to accrue to munici-
27 palities. Subject to the approval of the director of the budget,
28 such funds shall be available to the office net of disallowances,
29 refunds, reimbursements, and credits.

30 Notwithstanding any inconsistent provision of law, the amount herein
31 appropriated may be transferred to any other appropriation within
32 the office of children and family services and/or the office of
33 temporary and disability assistance and/or suballocated to the
34 office of temporary and disability assistance for the purpose of
35 paying local social services districts' costs of the above program
36 and may be increased or decreased by interchange with any other
37 appropriation or with any other item or items within the amounts
38 appropriated within the office of children and family services
39 general fund - local assistance account or special revenue funds
40 federal/state operations federal day care account with the approval
41 of the director of the budget who shall file such approval with the
42 department of audit and control and copies thereof with the chairman
43 of the senate finance committee and the chairman of the assembly
44 ways and means committee.

45 Notwithstanding any other provision of law, the money hereby appropri-
46 ated including any funds transferred by the office of temporary and
47 disability assistance special revenue funds - federal / aid to
48 localities federal health and human services fund, federal temporary
49 assistance to needy families block grant funds at the request of
50 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

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- 1 family services, to award new contracts to not-for-profit organiza-
2 tions to continue programs where the existing contractors are not
3 satisfactorily performing as determined by the office of children
4 and family services and/or to award new contracts to not-for-profit
5 organizations through a competitive process.
- 6 Of the amounts appropriated herein, up to \$6,125,000 may be available
7 for services and expenses for the operation and coordination of
8 legally exempt enrollment agencies located in the city of New York.
9 Such funds are to be available pursuant to a plan prepared by the
10 office of children and family services and approved by the director
11 of the budget to continue existing programs with existing contrac-
12 tors that are satisfactorily performing as determined by the office
13 of children and family services, to award new contracts to not-for-
14 profit organizations to continue programs where the existing
15 contractors are not satisfactorily performing as determined by the
16 office of children and family services and/or to award new contracts
17 to not-for-profit organizations through a competitive process.
- 18 Of the amounts appropriated herein, up to \$1,100,000 may be available
19 for services and expenses for the operation of infant/toddler
20 resource centers. Such funds are to be available pursuant to a plan
21 prepared by the office of children and family services and approved
22 by the director of the budget to continue existing programs with
23 existing contractors that are satisfactorily performing as deter-
24 mined by the office of children and family services, to award new
25 contracts to not-for-profit organizations to continue programs where
26 the existing contractors are not satisfactorily performing as deter-
27 mined by the office of children and family services and/or to award
28 new contracts to not-for-profit organizations through a competitive
29 process.
- 30 Of the amounts appropriated herein, up to \$6,434,000 may be available
31 for services and expenses of child care provider training.
- 32 Of the amounts appropriated herein, up to \$10,240,000 may be available
33 for services and expenses of child care scholarships education and
34 ongoing professional development.
- 35 Of the amounts appropriated herein, up to \$2,000,000 may be available
36 for services and expenses of the development and maintenance of
37 automated systems in support of licensing and oversight of child day
38 care providers.
- 39 Of the amounts appropriated herein, up to \$586,000 may be available
40 for services and expenses to make awards through a competitive grant
41 process for start-up expenses and for the promotion of child health
42 and safety, including equipment and minor renovations.
- 43 Of the amounts appropriated herein, up to \$300,000 may be available
44 for services and expenses for the establishment and/or operation of
45 child care services in the state's courts.
- 46 Of the amounts appropriated herein, up to \$2,020,000 may be available
47 for services and expenses of subsidy and quality activities at the
48 state university of New York including community colleges and state
49 operated campuses.
- 50 Of the amounts appropriated herein, up to \$2,020,000 may be available
51 for services and expenses of subsidy and quality activities at the

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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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1 of the senate finance committee and the chairman of the assembly
2 ways and means committee.
3 Notwithstanding any other provision of law, the money hereby appropri-
4 ated including any funds transferred by the office of temporary and
5 disability assistance special revenue funds - federal / aid to
6 localities federal health and human services fund - 265 federal
7 temporary assistance to needy families block grant funds at the
8 request of local social services districts and, upon approval of the
9 director of the budget, transfer of federal - 265 federal temporary
10 assistance for needy families block grant funds made available from
11 the New York works compliance fund program or otherwise specifically
12 appropriated therefor, in combination with the money appropriated in
13 the general fund / aid to localities local assistance account - 001,
14 appropriated for the state block grant for child care shall consti-
15 tute the state block grant for child care.
16 Of the amounts appropriated herein, up to \$216,755,000 of the state
17 block grant for child care may be used for child care assistance
18 pursuant to title 5-C of article 6 of the social services law. The
19 funds that are to be available to social services districts for
20 child care assistance shall be apportioned among the social services
21 districts by the office according to the allocation plan developed
22 by the office and submitted to the director of the budget for
23 approval within 60 days of enactment of the budget. A district's
24 block grant allocation, including any funds the office of temporary
25 and disability assistance transfers from a district's flexible fund
26 for family services allocation to the state block grant for child
27 care at the district's request, for a particular federal fiscal year
28 is available only for child care assistance expenditures made during
29 that federal fiscal year and which are claimed by March 31 of the
30 year immediately following the end of that federal fiscal year. Any
31 claims for child care assistance made by a social services district
32 for expenditures made during a particular federal fiscal year, other
33 than claims made under title XX of the federal social security act,
34 shall be counted against the social services district's block grant
35 allocation for that federal fiscal year.
36 A social services district shall expend its allocation from the block
37 grant in accordance with the applicable provisions in federal law
38 and regulations relating to the federal funds included in the state
39 block grant for child care and the regulations of the office of
40 children and family services. Notwithstanding any other provision of
41 law, each district's claims submitted under the state block grant
42 for child care will be processed in a manner that maximizes the
43 availability of federal funds and ensures that the district meets
44 its maintenance of effort requirement in each applicable federal
45 fiscal year. Funds appropriated herein shall be subject to the
46 amount awarded in federal grant funding.
47 Of the amounts appropriated herein, up to \$43,295,300 of the funds may
48 be available for funding to social services districts for child care
49 assistance should additional fund-265 health and human services
50 funding be available.

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1 Of the amounts appropriated herein, up to \$21,141,000 may be available
2 for services and expenses for the operation and coordination of
3 child care resource and referral agencies. Such funds are to be
4 available pursuant to a plan prepared by the office of children and
5 family services and approved by the director of the budget to
6 continue existing programs with existing contractors that are satis-
7 factorily performing as determined by the office of children and
8 family services, to award new contracts to not-for-profit organiza-
9 tions to continue programs where the existing contractors are not
10 satisfactorily performing as determined by the office of children
11 and family services and/or to award new contracts to not-for-profit
12 organizations through a competitive process.

13 Of the amounts appropriated herein, up to \$3,925,000 may be available
14 for services and expenses for the operation and coordination of
15 legally exempt enrollment agencies located in the city of New York.
16 Such funds are to be available pursuant to a plan prepared by the
17 office of children and family services and approved by the director
18 of the budget to continue existing programs with existing contrac-
19 tors that are satisfactorily performing as determined by the office
20 of children and family services, to award new contracts to not-for-
21 profit organizations to continue programs where the existing
22 contractors are not satisfactorily performing as determined by the
23 office of children and family services and/or to award new contracts
24 to not-for-profit organizations through a competitive process.

25 Of the amounts appropriated herein, up to \$1,100,000 may be available
26 for services and expenses for the operation of infant/toddler
27 resource centers. Such funds are to be available pursuant to a plan
28 prepared by the office of children and family services and approved
29 by the director of the budget to continue existing programs with
30 existing contractors that are satisfactorily performing as deter-
31 mined by the office of children and family services, to award new
32 contracts to not-for-profit organizations to continue programs where
33 the existing contractors are not satisfactorily performing as deter-
34 mined by the office of children and family services and/or to award
35 new contracts to not-for-profit organizations through a competitive
36 process.

37 Of the amounts appropriated herein, up to \$6,434,000 may be available
38 for services and expenses of child care provider training.

39 Of the amounts appropriated herein, up to \$10,240,000 may be available
40 for services and expenses of child care scholarships education and
41 ongoing professional development.

42 Of the amounts appropriated herein, up to \$2,000,000 may be available
43 for services and expenses of the development and maintenance of
44 automated systems in support of licensing and oversight of child day
45 care providers.

46 Of the amounts appropriated herein, up to \$586,000 may be available
47 for services and expenses to make awards through a competitive grant
48 process for start-up expenses and for the promotion of child health
49 and safety, including equipment and minor renovations.

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1 Of the amounts appropriated herein, up to \$100,000 may be available
2 for services and expenses for the establishment and/or operation of
3 child care services in the state's courts.

4 Of the amounts appropriated herein, up to \$2,020,000 may be available
5 for services and expenses of subsidy and quality activities at the
6 state university of New York including community colleges and state
7 operated campuses.

8 Of the amounts appropriated herein, up to \$2,020,000 may be available
9 for services and expenses of subsidy and quality activities at the
10 city university of New York, including community colleges and senior
11 colleges.

12 Of the amounts appropriated herein, up to \$750,000 may be available
13 for services and expenses of child care services provided to chil-
14 dren of migrant workers in programs operated by non-profit organiza-
15 tions under contract with the department of agriculture and markets
16 to provide such care.

17 Of the amount appropriated herein, up to \$50,000 may be available for
18 services and expenses of conducting a market rate survey
19 310,416,300 (re. \$72,005,000)

20 By chapter 53, section 1, of the laws of 2009:

21 For services and expenses related to the child care block grant.

22 Notwithstanding any inconsistent provision of law, in lieu of payments
23 authorized by the social services law, or payments of federal funds
24 otherwise due to the local social services districts for programs
25 provided under the federal social security act or the federal food
26 stamp act, funds herein appropriated, in amounts certified by the
27 state commissioner or the state commissioner of health as due from
28 local social services districts each month as their share of
29 payments made pursuant to section 367-b of the social services law
30 may be set aside by the state comptroller in an interest-bearing
31 account with such interest accruing to the credit of the locality in
32 order to ensure the orderly and prompt payment of providers under
33 section 367-b of the social services law pursuant to an estimate
34 provided by the commissioner of health of each local social services
35 district's share of payments made pursuant to section 367-b of the
36 social services law.

37 Funds appropriated herein shall be available for aid to munici-
38 palities, for services and expenses under the child care block grant
39 and for payments to the federal government for expenditures made
40 pursuant to the social services law and the state plan for individ-
41 ual and family grant program under the disaster relief act of 1974.

42 Such funds are to be available for payment of aid, services and
43 expenses heretofore accrued or hereafter to accrue to munici-
44 palities. Subject to the approval of the director of the budget,
45 such funds shall be available to the office net of disallowances,
46 refunds, reimbursements, and credits.

47 Notwithstanding any inconsistent provision of law, the amount herein
48 appropriated may be transferred to any other appropriation within
49 the office of children and family services and/or the office of
50 temporary and disability assistance and/or suballocated to the

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1 office of temporary and disability assistance for the purpose of
2 paying local social services districts' costs of the above program
3 and may be increased or decreased by interchange with any other
4 appropriation or with any other item or items within the amounts
5 appropriated within the office of children and family services
6 general fund - local assistance account with the approval of the
7 director of the budget who shall file such approval with the depart-
8 ment of audit and control and copies thereof with the chairman of
9 the senate finance committee and the chairman of the assembly ways
10 and means committee.

11 Notwithstanding any other provision of law, the money hereby appropri-
12 ated including any funds transferred by the office of temporary and
13 disability assistance special revenue funds - federal / aid to
14 localities federal health and human services fund - 265 federal
15 temporary assistance to needy families block grant funds at the
16 request of local social services districts and, upon approval of the
17 director of the budget, transfer of federal - 265 federal temporary
18 assistance for needy families block grant funds made available from
19 the New York works compliance fund program or otherwise specifically
20 appropriated therefor, in combination with the money appropriated in
21 the general fund / aid to localities local assistance account - 001,
22 appropriated for the state block grant for child care shall consti-
23 tute the state block grant for child care.

24 Of the amounts appropriated herein, up to \$216,755,000 of the state
25 block grant for child care may be used for child care assistance
26 pursuant to title 5-C of article 6 of the social services law. The
27 funds that are to be available to social services districts for
28 child care assistance shall be apportioned among the social services
29 districts by the office according to the allocation plan developed
30 by the office and submitted to the director of the budget for
31 approval within 60 days of enactment of the budget. A district's
32 block grant allocation, including any funds the office of temporary
33 and disability assistance transfers from a district's flexible fund
34 for family services allocation to the state block grant for child
35 care at the district's request, for a particular federal fiscal year
36 is available only for child care assistance expenditures made during
37 that federal fiscal year and which are claimed by March 31 of the
38 year immediately following the end of that federal fiscal year. Any
39 claims for child care assistance made by a social services district
40 for expenditures made during a particular federal fiscal year, other
41 than claims made under title XX of the federal social security act,
42 shall be counted against the social services district's block grant
43 allocation for that federal fiscal year.

44 A social services district shall expend its allocation from the block
45 grant in accordance with the applicable provisions in federal law
46 and regulations relating to the federal funds included in the state
47 block grant for child care and the regulations of the office of
48 children and family services. Notwithstanding any other provision of
49 law, each district's claims submitted under the state block grant
50 for child care will be processed in a manner that maximizes the
51 availability of federal funds and ensures that the district meets

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- 1 its maintenance of effort requirement in each applicable federal
2 fiscal year. Funds appropriated herein shall be subject to the
3 amount awarded in federal grant funding.
- 4 Of the amounts appropriated herein, up to \$47,523,000 of the funds may
5 be available for funding to social services districts for child care
6 assistance should additional fund-265 health and human services
7 funding be available.
- 8 Of the amounts appropriated herein, up to \$21,141,000 may be available
9 for services and expenses for the operation and coordination of
10 child care resource and referral agencies. Such funds are to be
11 available pursuant to a plan prepared by the office of children and
12 family services and approved by the director of the budget to
13 continue existing programs with existing contractors that are satis-
14 factorily performing as determined by the office of children and
15 family services, to award new contracts to not-for-profit organiza-
16 tions to continue programs where the existing contractors are not
17 satisfactorily performing as determined by the office of children
18 and family services and/or to award new contracts to not-for-profit
19 organizations through a competitive process.
- 20 Of the amounts appropriated herein, up to \$3,925,000 may be available
21 for services and expenses for the operation and coordination of
22 legally exempt enrollment agencies located in the city of New York.
23 Such funds are to be available pursuant to a plan prepared by the
24 office of children and family services and approved by the director
25 of the budget to continue existing programs with existing contrac-
26 tors that are satisfactorily performing as determined by the office
27 of children and family services, to award new contracts to not-for-
28 profit organizations to continue programs where the existing
29 contractors are not satisfactorily performing as determined by the
30 office of children and family services and/or to award new contracts
31 to not-for-profit organizations through a competitive process.
- 32 Of the amounts appropriated herein, up to \$1,100,000 may be available
33 for services and expenses for the operation of infant/toddler
34 resource centers. Such funds are to be available pursuant to a plan
35 prepared by the office of children and family services and approved
36 by the director of the budget to continue existing programs with
37 existing contractors that are satisfactorily performing as deter-
38 mined by the office of children and family services, to award new
39 contracts to not-for-profit organizations to continue programs where
40 the existing contractors are not satisfactorily performing as deter-
41 mined by the office of children and family services and/or to award
42 new contracts to not-for-profit organizations through a competitive
43 process.
- 44 Of the amounts appropriated herein, up to \$6,434,000 may be available
45 for services and expenses of child care provider training.
- 46 Of the amounts appropriated herein, up to \$10,240,000 may be available
47 for services and expenses of child care scholarships education and
48 ongoing professional development.
- 49 Of the amounts appropriated herein, up to \$2,000,000 may be available
50 for services and expenses of the development and maintenance of

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1 automated systems in support of licensing and oversight of child day
2 care providers.

3 Of the amounts appropriated herein, up to \$586,000 may be available
4 for services and expenses to make awards through a competitive grant
5 process for start-up expenses and for the promotion of child health
6 and safety, including equipment and minor renovations.

7 Of the amounts appropriated herein, up to \$100,000 may be available
8 for services and expenses for the establishment and/or operation of
9 child care services in the state's courts.

10 Of the amounts appropriated herein, up to \$2,020,000 may be available
11 for services and expenses of subsidy and quality activities at the
12 state university of New York including community colleges and state
13 operated campuses.

14 Of the amounts appropriated herein, up to \$2,020,000 may be available
15 for services and expenses of subsidy and quality activities at the
16 city university of New York, including community colleges and senior
17 colleges.

18 Of the amounts appropriated herein, up to \$750,000 may be available
19 for services and expenses of child care services provided to chil-
20 dren of migrant workers in programs operated by non-profit organiza-
21 tions under contract with the department of agriculture and markets
22 to provide such care.

23 Of the amount appropriated herein, up to \$50,000 may be available for
24 services and expenses of conducting a market rate survey
25 314,644,000 (re. \$60,645,000)

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

27 For services and expenses related to the child care block grant.

28 Notwithstanding any inconsistent provision of law, in lieu of payments
29 authorized by the social services law, or payments of federal funds
30 otherwise due to the local social services districts for programs
31 provided under the federal social security act or the federal food
32 stamp act, funds herein appropriated, in amounts certified by the
33 state commissioner or the state commissioner of health as due from
34 local social services districts each month as their share of
35 payments made pursuant to section 367-b of the social services law
36 may be set aside by the state comptroller in an interest-bearing
37 account with such interest accruing to the credit of the locality in
38 order to ensure the orderly and prompt payment of providers under
39 section 367-b of the social services law pursuant to an estimate
40 provided by the commissioner of health of each local social services
41 district's share of payments made pursuant to section 367-b of the
42 social services law.

43 Funds appropriated herein shall be available for aid to munici-
44 palities, for services and expenses under the child care block grant
45 and for payments to the federal government for expenditures made
46 pursuant to the social services law and the state plan for individ-
47 ual and family grant program under the disaster relief act of 1974.

48 Such funds are to be available for payment of aid, services and
49 expenses heretofore accrued or hereafter to accrue to munici-
50 palities. Subject to the approval of the director of the budget,

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1 such funds shall be available to the office net of disallowances,
2 refunds, reimbursements, and credits.

3 Notwithstanding any inconsistent provision of law, the amount herein
4 appropriated may be transferred to any other appropriation within
5 the office of children and family services and/or the office of
6 temporary and disability assistance and/or suballocated to the
7 office of temporary and disability assistance for the purpose of
8 paying local social services districts' costs of the above program
9 and may be increased or decreased by interchange with any other
10 appropriation or with any other item or items within the amounts
11 appropriated within the office of children and family services
12 general fund - local assistance account with the approval of the
13 director of the budget who shall file such approval with the depart-
14 ment of audit and control and copies thereof with the chairman of
15 the senate finance committee and the chairman of the assembly ways
16 and means committee.

17 Notwithstanding any other provision of law, the money hereby appropri-
18 ated including any funds transferred by the office of temporary and
19 disability assistance special revenue funds - federal / aid to
20 localities federal health and human services fund - 265 federal
21 temporary assistance to needy families block grant funds at the
22 request of local social services districts and, upon approval of the
23 director of the budget, transfer of federal - 265 federal temporary
24 assistance for needy families block grant funds made available from
25 the New York works compliance fund program or otherwise specifically
26 appropriated therefor, in combination with the money appropriated in
27 the general fund / aid to localities local assistance account - 001,
28 appropriated for the state block grant for child care shall consti-
29 tute the state block grant for child care. Pursuant to title 5-C of
30 article 6 of the social services law, the state block grant for
31 child care shall be used for child care assistance. The funds that
32 are to be available to social services districts for child care
33 assistance shall be apportioned among the social services districts
34 by the office according to the allocation plan developed by the
35 office and submitted to the director of the budget for approval
36 within 60 days of enactment of the budget. A district's block grant
37 allocation, including any funds the office of temporary and disabil-
38 ity assistance transfers from a district's flexible fund for family
39 services allocation to the state block grant for child care at the
40 district's request, for a particular federal fiscal year is avail-
41 able only for child care assistance expenditures made during that
42 federal fiscal year and which are claimed by March 31 of the year
43 immediately following the end of that federal fiscal year. Any
44 claims for child care assistance made by a social services district
45 for expenditures made during a particular federal fiscal year, other
46 than claims made under title XX of the federal social security act,
47 shall be counted against the social services district's block grant
48 allocation for that federal fiscal year.

49 For funding to social services districts for child care assistance
50 should additional fund-265 health and human services funding be
51 available ... 47,523,000 (re. \$47,523,000)

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1 Special Revenue Funds - Other
2 Miscellaneous Special Revenue Fund
3 Quality Child Care and Protection Account

4 By chapter 53, section 1, of the laws of 2011:
5 For services and expenses related to administering the "quality child
6 care and protection act" specifically, the provision of grants to
7 child day care providers for health and safety purposes, for train-
8 ing of child day care provider staff and other activities to
9 increase the availability and/or quality of child care programs. No
10 expenditure shall be made from this account until an expenditure
11 plan has been approved by the director of the budget
12 343,000 (re. \$343,000)

13 FAMILY AND CHILDREN'S SERVICES PROGRAM

14 General Fund
15 Local Assistance Account

16 By chapter 53, section 1, of the laws of 2011:
17 Notwithstanding any inconsistent provision of law, the amount appro-
18 priated herein, shall be available under a foster care block grant
19 for state reimbursement of eligible social services district expend-
20 itures for the provision and administration of foster care services
21 including care, maintenance, supervision, and tuition; for super-
22 vision of foster children placed in federally funded job corps
23 programs; for care, maintenance, supervision, and tuition for adju-
24 dicated juvenile delinquents and persons in need of supervision
25 placed in residential programs operated by authorized agencies and
26 in out-of-state residential programs; and for the provision and
27 administration of the kinship guardian assistance program including
28 kinship guardianship assistance payments and payments for non-recur-
29 ring guardianship expenses.
30 Notwithstanding any other provision of law, a portion of the funds are
31 available to reimburse social services districts for the change in
32 the maximum state aid rates established by the office of children
33 and family services for the 2011-12 rate year pursuant to section
34 398-a of the social services law and sections 4003 and 4405 of the
35 education law to reflect the continuation of the cost of living
36 adjustments that became effective April 1, 2008 for payments made to
37 foster parents and for salary and fringe benefit costs and other
38 critical nonpersonal services costs for foster care programs as
39 determined by the office. Social services districts must adjust the
40 amount of payments made for care provided by congregate care and
41 foster boarding home programs and to foster parents to reflect the
42 cost of living adjustments in the manner specified by the office.
43 Each authorized agency operating a congregate care or foster board-
44 ing home program in New York state for which the office sets a maxi-
45 mum state aid rate pursuant to section 398-a of the social services
46 law or section 4003 or 4405 of the education law shall submit, at
47 the time and in a manner to be determined by the office, a written

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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

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1 social services district to comply with federal or state require-
2 ments, including, but not limited to, failure to document eligibil-
3 ity for federal or state funds in the case record; provided, howev-
4 er, if the office determines that any federal disallowance for
5 services provided between January 1, 1999 and May 31, 1999 results
6 solely from the late enactment of the state legislation implementing
7 the federal adoption and safe families act, the state shall be sole-
8 ly responsible for the full amount of the disallowance or sanction;
9 provided, further, however, this provision shall be deemed to apply
10 both prospectively and retroactively regardless of whether such
11 sanctions or disallowances are for services provided or claims made
12 prior to or after April 1, 2011.

13 Notwithstanding any other provision of law, any federal disallowance
14 resulting from a federal title IV-E eligibility review or audit that
15 uses extrapolated statistic techniques shall be passed along by the
16 state to any and all social services districts that the office of
17 children and family services has determined have not complied with
18 the title IV-E eligibility requirements or have not taken the neces-
19 sary actions to ensure compliance with such requirements including,
20 but not limited to, failing to: assess and fully document all the
21 criteria and have readily available all the necessary documents to
22 establish and continue title IV-E eligibility for all title IV-E
23 eligible children within the required time frames; claim title IV-E
24 funding only for cases that meet all of the title IV-E eligibility
25 criteria; and fully implement the social services payment system on
26 or before April 1, 2005 for all direct and voluntary agency foster
27 care services.

28 Notwithstanding any law to the contrary, the office of children and
29 family services shall impose on social services districts any feder-
30 al disallowance issued against the state as a result of a federal
31 title IV-E secondary eligibility review regardless of the date the
32 children may have entered foster care, the date the eligibility or
33 payment errors occurred, or the filing date of any federal claims
34 for reimbursement; provided, however, that the state shall be
35 responsible for the disallowed costs and expenditures related to the
36 placement of children in a facility operated by the office of chil-
37 dren and family services, which shall be determined in the same
38 manner as the disallowed costs and expenditures for social services
39 districts other than the city of New York. In order to reimburse the
40 federal government for the full amount of any disallowance imposed
41 on the state by the federal administration for children and families
42 within the timeframes necessary to avoid any potential interest
43 payments on such amount, the office of children and family services
44 is authorized to immediately offset funds otherwise due to each
45 district for a pro rata share of the total disallowed costs based on
46 the percentage of applicable federal title IV-E claims made by that
47 district for the relevant time period as compared to the total
48 applicable statewide title IV-E claims. The amount of the offset
49 against each district will be adjusted, if necessary, upon
50 completion of the disallowance allocation process. The final allo-
51 cation of the amount of any federal disallowance resulting from a

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1 title IV-E secondary eligibility review shall be allocated among the
2 districts so that each district shall be responsible for the amount
3 attributable to each of the district's children or cases that are
4 determined by the federal review to be unallowable. Each district
5 shall also be responsible for a portion of the federal extrapolated
6 disallowance amount based on the relative error rate for the
7 district. The city of New York's error rate will be based on the
8 federal sample and federal statistics. For all social services
9 districts other than the city of New York, the error rate will be
10 based on a review conducted by the district of a sample of children
11 and/or cases determined by the office of children and family
12 services and a re-review of a sub-sample by the office of those
13 children and/or cases determined by the office. The office of chil-
14 dren and family services will determine what is reasonable in estab-
15 lishing the size of the sample and sub-sample for each district. The
16 office of children and family services shall notify each social
17 services district of the sample of children and/or cases from the
18 federal audit period that the social services district must review.
19 Any child or case from the social services district that was
20 included in the federal sample will automatically be included in the
21 social services district's review sample and the determination made
22 at the federal review regarding that child or case will govern for
23 the purposes of the social services district's review. The social
24 services district must complete and submit the results of its review
25 to the office of children and family services within 60 days of
26 receipt of the sample. The error rate for the district will be based
27 on the findings of the district's review and the office of children
28 and family services' re-review. If a social services district does
29 not complete its review within 60 days of receiving the sample from
30 the office of children and family services, the office of children
31 and family services shall assign an error rate to the social
32 services district based on the relative percentage of the district's
33 applicable title IV-E claims for the relevant period as compared to
34 applicable statewide title IV-E claims for that period and other
35 circumstances that the office of children and family services may
36 consider in order to allocate 100 percent of the federal disallow-
37 ance. The office of children and family services shall apply each
38 social services district's error rate to the total amount of the
39 district's applicable title IV-E claims including associated admin-
40 istrative expenses. The resulting dollar amounts for all of the
41 social services districts will be summed to derive the total amount
42 of title IV-E claims deemed to be in error statewide. To establish a
43 disallowance percentage for each social services district, the
44 amount of the district's title IV-E claims deemed to be in error
45 will be divided by the amount of statewide title IV-E claims deemed
46 to be in error. The resulting disallowance percentage for each
47 district will be applied to the entire title IV-E extrapolated
48 disallowance calculated by the federal review to determine the
49 amount of the extrapolated disallowance for which the district is
50 responsible. Each district will be credited for the amount already
51 disallowed for any individual children or cases found to be in error

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1 during the federal review. The exclusive appeal rights for the
2 review of the amount of the federal disallowance assigned to each
3 social services district shall be pursuant to article 78 of the
4 civil practice laws and rules; provided, however, that in any such
5 action all of the social services districts shall be joined as
6 necessary parties and the venue of any such action shall be in Rens-
7 selaer county. Any social services district that fails to complete
8 its sample review in the required time frames shall have no right to
9 appeal and shall not be a necessary party to any action brought by
10 another social services district.

11 The money hereby appropriated is to be available for payment of state
12 aid heretofore accrued or hereafter to accrue to municipalities.
13 Subject to the approval of the director of the budget, the money
14 hereby appropriated shall be available to the office net of disal-
15 lowances, refunds, reimbursements, and credits.

16 Notwithstanding any inconsistent provision of law, the amount herein
17 appropriated may be transferred to any other appropriation within
18 the office of children and family services and/or the office of
19 temporary and disability assistance and/or suballocated to the
20 office of temporary and disability assistance for the purpose of
21 paying local social services districts' costs of the above program
22 and may be increased or decreased by interchange with any other
23 appropriation or with any other item or items within the amounts
24 appropriated within the office of children and family services
25 general fund - local assistance account with the approval of the
26 director of the budget who shall file such approval with the depart-
27 ment of audit and control and copies thereof with the chairman of
28 the senate finance committee and the chairman of the assembly ways
29 and means committee.

30 Notwithstanding any inconsistent provision of law, in lieu of payments
31 authorized by the social services law, or payments of federal funds
32 otherwise due to the local social services districts for programs
33 provided under the federal social security act or the federal food
34 stamp act, funds herein appropriated, in amounts certified by the
35 state comptroller or the state commissioner of health as due from
36 local social services districts each month as their share of
37 payments made pursuant to section 367-b of the social services law
38 may be set aside by the state comptroller in an interest bearing
39 account with such interest accruing to the credit of the locality in
40 order to ensure the orderly and prompt payment of providers under
41 section 367-b of the social services law pursuant to an estimate
42 provided by the commissioner of health of each local social services
43 district's share of payments made pursuant to section 367-b of the
44 social services law.

45 Notwithstanding the provisions of any other law to the contrary, the
46 office of children and family services may, on behalf of social
47 services districts, make payments to foster boarding homes paid
48 directly by social services districts by direct deposit or debit
49 card. Local social services districts shall reimburse the office for
50 the costs of administering such direct deposit or debit card
51 payments.

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1 Notwithstanding any inconsistent provision of the social services law
2 or the state finance law, the office of children and family services
3 shall, on a quarterly basis, request that the office of temporary
4 and disability assistance reimburse the office of children and fami-
5 ly services for the non-federal share of the costs of administering
6 such direct deposit or debit card payments to capture the local
7 share of such costs.

8 Notwithstanding any other provision of law, if a social services
9 district fails to provide reimbursement to the office of children
10 and family services pursuant to section 529 of the executive law
11 within 60 days of receiving a bill for services under such section,
12 or by the date certain set by such office for providing reimburse-
13 ment, whichever is later, the offices of the department of family
14 assistance are authorized to exercise the state's set-off rights by
15 withholding any amounts due and owing to such district under this
16 appropriation, up to such amounts due and owing to the state under
17 section 529 of the executive law and transferring such funds to the
18 miscellaneous special revenue fund youth facility per diem account
19 (YF) ... 436,002,000 (re. \$500,000)

20 Notwithstanding any other provision of law, the amount appropriated
21 herein shall be available to reimburse for 98 percent of 65 percent
22 of eligible social services district expenditures that are claimed
23 by March 31, 2012 for those community preventive services provided
24 from October 1, 2010 through September 30, 2011 at a cost that does
25 not exceed the cost that was in effect on October 1, 2008 and that a
26 social services district can demonstrate had been approved by the
27 office of children and family services on or before October 1, 2008;
28 provided, however, that should insufficient funds be available to
29 provide state reimbursement for 98 percent of 65 percent of such
30 costs, reimbursement shall be made proportionally to each district
31 based on the percentage of their total eligible claims to the amount
32 appropriated; and, provided further, however, that if the amount
33 appropriated exceeds the amount of funds necessary to reimburse 98
34 percent of 65 percent of the eligible social services district
35 expenditures, the office may, to the extent funds are available,
36 provide reimbursement for 98 percent of 65 percent of eligible
37 social services district expenditures for new community preventive
38 services programs approved by the office and only up to the amounts
39 approved by the office. A local social services district seeking
40 federal and/or state reimbursement for community preventive services
41 provided on or after October 1, 2010 must submit claims that sepa-
42 rately identify the costs of such services in a form and manner and
43 at such times as are required by the department of family assistance
44 and that information regarding outcome based measures that demon-
45 strate quality of services provided and program effectiveness be
46 submitted to the office of children and family services in a form
47 and manner and at such times as required by the office. Of the
48 amount appropriated herein, up to \$1 million may be used to provide
49 additional funding to an eligible program or programs with evalu-
50 ation results that show program effectiveness and demonstrate
51 private monetary support as determined by the office of children and

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1 family services and approved by the director of the budget ...
2 12,124,750 (re. \$12,124,750)
3 For state aid to reimburse 100 percent of social services district
4 expenditures related to the improvement of staff to client ratios in
5 the local district child protective workforce including, but not
6 limited to new hiring to increase the number of caseworkers and to
7 increase the number of supervisory staff in the local district child
8 protective workforce. Each social services district receiving these
9 funds shall certify that the district will not be using these funds
10 to supplant other state and local funds and that the district will
11 not submit claims for reimbursement under this appropriation for the
12 same type and level of funding so certified, and the district shall
13 submit to the office of children and family services information
14 regarding outcome based measures that demonstrate quality of
15 services provided and program effectiveness of such improved staff
16 to client ratios in a form and manner and at such times as required
17 by the office; provided, however, that a district may use these
18 funds for expenditures to continue or expand activities that were
19 funded with last year's appropriation that was enacted for this
20 purpose ... 757,200 (re. \$757,200)
21 For services and expenses of the office of children and family
22 services and local social services districts for activities neces-
23 sary to comply with certain provisions of the adoption and safe
24 families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999
25 and chapter 668 of the laws of 2006 requiring criminal record checks
26 for foster care parents, prospective adoptive parents, and adult
27 household members. Funds appropriated herein shall be made available
28 in accordance with a plan to be developed by the commissioner of the
29 office of children and family services and approved by the director
30 of the budget. Funds appropriated herein shall be available for 94
31 percent of 98 percent of one-half of the non-federal share of the
32 national and state fees for fingerprinting foster care parents,
33 prospective adoptive parents, and other adult household members.
34 Notwithstanding any inconsistent provision of law, and pursuant to
35 chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006,
36 local social services districts shall reimburse the commissioner of
37 the office of children and family services for an amount equal to
38 53.94 percent of the non-federal share of the cost of obtaining
39 state and national fingerprint records. Notwithstanding any incon-
40 sistent provision of law, and pursuant to chapter 7 of the laws of
41 1999 and chapter 668 of the laws of 2006, the commissioner of the
42 office of children and family services shall, on behalf of local
43 social services districts, make payments to the division of criminal
44 justice services for processing of state and national criminal
45 record checks and any other related costs. The commissioner shall
46 ensure expenditures made pursuant to this provision reflect appro-
47 priate federal and local shares. The commissioner of the office of
48 children and family services shall request that the commissioner of
49 the office of temporary and disability assistance reimburse the
50 commissioner of the office of children and family services in an
51 amount equal to 53.94 percent of the nonfederal share of such

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1 payments provided that such reimbursement in payments reflects actu-
2 al expenditures made on behalf of each local social services
3 district to capture the local share of such costs.
4 Notwithstanding any inconsistent provision of the social services law
5 or the state finance law, the commissioner shall, on a quarterly
6 basis, request that the commissioner of the office of temporary and
7 disability assistance reimburse the commissioner of the office of
8 children and family services in an amount equal to 53.94 percent of
9 the non-federal share of such fees to capture the local share of
10 such fees. Such reimbursement shall occur on or before the one-hun-
11 dred and twentieth day following the close of the preceding quarter
12 and shall be charged among districts based on the number of children
13 currently placed in foster care in each local social services
14 district provided that this methodology is revised quarterly to
15 reflect most current available data. Amounts appropriated herein
16 may, subject to the director of the budget, be interchanged or
17 transferred with any other appropriation of the office of children
18 and family services or the office of temporary and disability
19 assistance as necessary to reimburse the state share of local social
20 services district costs appropriated herein
21 1,857,000 (re. \$1,857,000)
22 For services and expenses of certain child fatality review teams
23 approved by the office of children and family services for the
24 purposes of investigating and/or reviewing the death of children ...
25 829,100 (re. \$829,100)
26 For services and expenses of certain local or regional multidiscipli-
27 nary child abuse investigation teams approved by the office of chil-
28 dren and family services for the purpose of investigating reports of
29 suspected child abuse or maltreatment and for new and established
30 child advocacy centers
31 5,229,900 (re. \$4,991,000)
32 For services and expenses, including local administrative costs, for
33 providing medicaid home and community based waiver services pursuant
34 to subdivision 12 of section 366 of the social services law. The
35 amount appropriated herein is subject to a spending plan approved by
36 the division of the budget and may be available for transfer or
37 suballocation to the department of health for the medical assistance
38 program for such services and expenses
39 72,494,000 (re. \$72,494,000)
40 The money hereby appropriated is to be available for payment of state
41 aid heretofore accrued or hereafter to accrue to municipalities.
42 Subject to the approval of the director of the budget, the money
43 hereby appropriated shall be available to the office net of disal-
44 lowances, refunds, reimbursements, and credits.
45 Notwithstanding any inconsistent provision of law, the amount herein
46 appropriated may be transferred to any other appropriation within
47 the office of children and family services and/or the office of
48 temporary and disability assistance and/or suballocated to the
49 office of temporary and disability assistance for the purpose of
50 paying local social services districts' costs of the above program
51 and may be increased or decreased by interchange with any other

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1 appropriation or with any other item or items within the amounts
2 appropriated within the office of children and family services
3 general fund - local assistance account with the approval of the
4 director of the budget who shall file such approval with the depart-
5 ment of audit and control and copies thereof with the chairman of
6 the senate finance committee and the chairman of the assembly ways
7 and means committee.

8 Notwithstanding any inconsistent provision of law, in lieu of payments
9 authorized by the social services law, or payments of federal funds
10 otherwise due to the local social services districts for programs
11 provided under the federal social security act or the federal food
12 stamp act, funds herein appropriated, in amounts certified by the
13 state commissioner or the state commissioner of health as due from
14 local social services districts each month as their share of
15 payments made pursuant to section 367-b of the social services law
16 may be set aside by the state comptroller in an interest-bearing
17 account with such interest accruing to the credit of the locality in
18 order to ensure the orderly and prompt payment of providers under
19 section 367-b of the social services law pursuant to an estimate
20 provided by the commissioner of health of each local social services
21 district's share of payments made pursuant to section 367-b of the
22 social services law.

23 Notwithstanding section 398-a of the social services law or any other
24 law to the contrary, the amount appropriated herein, or such other
25 amount as may be approved by the director of the budget, shall be
26 available for 98 percent of 50 percent reimbursement after deducting
27 any federal funds available therefor to social services districts
28 for amounts attributable to dormitory authority billings or approved
29 refinancing of such billings which result in local social services
30 districts' claims in excess of a local district's foster care block
31 grant allocation. In addition, subject to the approval of the direc-
32 tor of the budget, a portion of funds appropriated herein, or such
33 other amount as may be approved by the director of the budget, shall
34 be available for reimbursement related to payments made by a social
35 services district to foster care providers subject to the provisions
36 of section 410-i of the social services law for expenses directly
37 related to projects funded through the housing finance agency for
38 those foster care providers which also received revised or supple-
39 mental rates from the applicable regulating agency to accommodate
40 the housing finance agency payments or the refinancing of previously
41 approved dormitory authority payments.

42 Notwithstanding section 398-a of the social services law or any other
43 law to the contrary, such reimbursement shall be available for 94
44 percent of 98 percent of 50 percent of social services district
45 costs, after deducting federal funds available therefor, for those
46 social services districts' claims in excess of a social services
47 district's foster care block grant allocation for those amounts
48 exclusively attributable to the previously approved revised or
49 supplemental rates. In addition, subject to the approval of the
50 director of the budget, a portion of funds appropriated herein may
51 also be used for payments to the dormitory authority of the state of

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1 New York for advisory services including, but not limited to, site
2 visits and review of applications, building plans and cost estimates
3 for voluntary agency programs for which the office of children and
4 family services establishes maximum state aid rates and for capital
5 projects for residential institutions for children seeking financing
6 under paragraph b of subdivision 40 of section 1680 of the public
7 authorities law, as amended by chapter 508 of the laws of 2006
8 6,620,000 (re. \$6,620,000)
9 For payment of state aid for services and expenses for programs pursu-
10 ant to section 530 of the executive law for secure and non-secure
11 detention services provided from January 1, 2011 to December 31,
12 2011; provided, however, notwithstanding the provisions of any other
13 law to the contrary, the liability of the state and the amount to be
14 distributed or otherwise expended by the state pursuant to section
15 530 of the executive law shall be determined by first calculating
16 the amount of the expenditure or other liability pursuant to such
17 law after taking into consideration any other limitations on the
18 amount of such expenditure or liability set forth in the state budg-
19 et for such year, and then reducing the amount so calculated by two
20 percent of such amount. Within the amounts appropriated herein,
21 state reimbursement shall be limited to the amount of the municipi-
22 pality's distribution. Notwithstanding any other provision of law,
23 allocations shall be based on a plan developed by the office of
24 children and family services and approved by the director of the
25 budget and shall be based, in part, on each municipality's history
26 of detention utilization, youth population and other factors as
27 determined by the office. Any portion of a municipality's distrib-
28 ution not claimed by the municipality for reimbursement of detention
29 expenditures made during the period January 1, 2011 through December
30 31, 2011 may be claimed by such municipality to reimburse 62 percent
31 of expenditures during such period for supervision and treatment
32 services for juveniles programs not otherwise reimbursable pursuant
33 to a chapter of the laws of 2011. Notwithstanding any provision of
34 law to the contrary, the amount appropriated herein may provide for
35 reimbursement of up to 100 percent of the cost of care, maintenance
36 and supervision for youth whose residence is outside the county
37 providing the services up to the county's distribution; provided
38 that upon such reimbursement from this appropriation, the office of
39 children and family services shall bill, and the home county of such
40 youth shall reimburse the office of children and family services,
41 for 51 percent of the cost of care, maintenance and supervision of
42 such youth.
43 Notwithstanding any law to the contrary, the office of children and
44 family services may require that such claims and data on detention
45 use be submitted to the office electronically in the manner and
46 format required by the office.
47 Notwithstanding any law to the contrary, the office shall be author-
48 ized to promulgate regulations permitting the office to impose
49 fiscal sanctions in the event that the office finds non-compliance
50 with regulations governing secure and nonsecure detention facilities

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1 and to establish cost standards related to reimbursement of secure
2 and non-secure detention services.
3 Notwithstanding section 51 of the state finance law and any other
4 provision of law to the contrary, the director of the budget may,
5 upon the advice of the commissioner of the office of children and
6 family services, authorize the transfer or interchange of moneys
7 appropriated herein with any other local assistance - general fund
8 appropriation within the office of children and family services
9 except where transfer or interchange of appropriation is prohibited
10 or otherwise restricted by law.
11 Notwithstanding any other provision of law, if a social services
12 district fails to provide reimbursement to the office of children
13 and family services pursuant to section 529 of the executive law
14 within 60 days of receiving a bill for services under such section,
15 or by the date certain set by such office for providing reimburse-
16 ment, whichever is later, the offices of the department of family
17 assistance are authorized to exercise the state's set-off rights by
18 withholding any amounts due and owing to such district under this
19 appropriation, up to such amounts due and owing to the state under
20 section 529 of the executive law and transferring such funds to the
21 miscellaneous special revenue fund youth facility per diem account
22 (YF) ... 76,160,000 (re. \$65,595,000)
23 Notwithstanding any provision of law to the contrary, the amount
24 appropriated herein shall be available to the office of children and
25 family services for payment of the state share of a county's prior
26 years claim for reimbursement based upon a subsequent review by the
27 office of actual expenditures for care, maintenance and supervision
28 provided to youth in detention, to address any underpayment of state
29 aid to the county for services and expenses for detention in a prior
30 calendar year ... 12,344,000 (re. \$7,683,000)
31 Notwithstanding any inconsistent provision of law, the amount appro-
32 priated herein shall be available under the supervision and treat-
33 ment services for juveniles program for state reimbursement to coun-
34 ties and the city of New York for eligible expenditures for the
35 provision and administration of eligible supervision and treatment
36 services for juveniles programs during the period of April 1, 2011
37 through March 31, 2012 that have been approved by the office of
38 children and family services pursuant to a plan approved by the
39 director of the budget. Notwithstanding any inconsistent provision
40 of law funds shall be available without requiring a local match.
41 Within the amounts appropriated herein, state reimbursement shall be
42 limited to the amount of such municipality's distribution. The
43 office of children and family services shall not reimburse any
44 claims unless they are submitted within 12 months of the calendar
45 quarter in which the claimed services were delivered. These funds
46 shall not be used to supplant other state and local funds. Of the
47 amount appropriated herein, up to \$500,000 may be used for services
48 and expenses of the Vera Institute of Justice, Inc. to develop one
49 or more risk assessment instruments and provide training to munici-
50 palities on the use of such instruments
51 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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1 of children and family services and approved by the director of the
2 budget to continue or expand existing programs with existing
3 contractors that are satisfactorily performing as determined by the
4 office of children and family services, to award new contracts to
5 continue programs where the existing contractors are not satisfac-
6 torily performing as determined by the office of children and family
7 services and/or to award new contracts through a competitive proc-
8 ess. Such contracts shall provide for submission of information
9 regarding outcome based measures that demonstrate quality of
10 services provided and program effectiveness to the office in a form
11 and manner and at such times as required by the office
12 23,288,200 (re. 17,501,000)
13 For services and expenses of the William B. Hoyt memorial children and
14 family trust fund, for prevention and support service programs for
15 victims of family violence pursuant to article 10-A of the social
16 services law. Programs funded through such trust shall submit infor-
17 mation regarding outcome based measures that demonstrate quality of
18 services provided and program effectiveness to the office in a form
19 and manner and at such times as required by the office. Funds
20 appropriated herein may be transferred to the office of children and
21 family services miscellaneous special revenue fund, children and
22 family trust fund ... 621,850 (re. \$621,850)
23 For services and expenses for supportive housing for young adults aged
24 25 years or younger leaving or having recently left foster care or
25 who had been in foster care for more than a year after their 16th
26 birthday and who are at-risk of street homelessness or sheltered
27 homelessness provided under the joint project between the state and
28 the city of New York, known as the New York New York III supportive
29 housing agreement. No expenditure shall be made until a certificate
30 of allocation has been approved by the director of the budget with
31 copies to be filed with the chairpersons of the senate finance
32 committee and the assembly ways and means committee. The amount
33 appropriated herein may be transferred or otherwise made available
34 to the city of New York administration for children's services for
35 services and expenses related to implementing the project
36 2,137,000 (re. \$2,137,000)
37 For services and expenses of the Catholic Family Center in Rochester
38 to establish and operate a statewide kinship information and refer-
39 ral network ... 220,500 (re. \$220,500)
40 For services and expenses of the advantage after school program. Such
41 funds are to be available pursuant to a plan prepared by the office
42 of children and family services and approved by the director of the
43 budget to extend or expand current contracts with community based
44 organizations, to award new contracts to continue programs where the
45 existing contractors are not satisfactorily performing as determined
46 by the office of children and family services and/or to award new
47 contracts through a competitive process to community based organiza-
48 tions ... 17,255,300 (re. \$16,310,000)
49 For services and expenses related to the settlement house program.
50 Funded programs shall submit information regarding outcome based
51 measures that demonstrate quality of services provided and program

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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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1 or transferred with any other appropriation of the office of chil-
2 dren and family services or the office of temporary and disability
3 assistance as necessary to reimburse the state share of local social
4 services district costs appropriated herein
5 1,857,000 (re. \$611,000)
6 For services and expenses, including local administrative costs, for
7 providing medicaid home and community based waiver services pursuant
8 to subdivision 12 of section 366 of the social services law. The
9 amount appropriated herein is subject to a spending plan approved by
10 the division of the budget and may be available for transfer or
11 suballocation to the department of health for the medical assistance
12 program for such services and expenses
13 72,494,000 (re. \$70,546,000)
14 The money hereby appropriated is to be available for payment of state
15 aid heretofore accrued or hereafter to accrue to municipalities.
16 Subject to the approval of the director of the budget, the money
17 hereby appropriated shall be available to the office net of disal-
18 lowances, refunds, reimbursements, and credits.
19 Notwithstanding any inconsistent provision of law, the amount herein
20 appropriated may be transferred to any other appropriation within
21 the office of children and family services and/or the office of
22 temporary and disability assistance and/or suballocated to the
23 office of temporary and disability assistance for the purpose of
24 paying local social services districts' costs of the above program
25 and may be increased or decreased by interchange with any other
26 appropriation or with any other item or items within the amounts
27 appropriated within the office of children and family services
28 general fund - local assistance account with the approval of the
29 director of the budget who shall file such approval with the depart-
30 ment of audit and control and copies thereof with the chairman of
31 the senate finance committee and the chairman of the assembly ways
32 and means committee.
33 Notwithstanding any inconsistent provision of law, in lieu of payments
34 authorized by the social services law, or payments of federal funds
35 otherwise due to the local social services districts for programs
36 provided under the federal social security act or the federal food
37 stamp act, funds herein appropriated, in amounts certified by the
38 state commissioner or the state commissioner of health as due from
39 local social services districts each month as their share of
40 payments made pursuant to section 367-b of the social services law
41 may be set aside by the state comptroller in an interest-bearing
42 account with such interest accruing to the credit of the locality in
43 order to ensure the orderly and prompt payment of providers under
44 section 367-b of the social services law pursuant to an estimate
45 provided by the commissioner of health of each local social services
46 district's share of payments made pursuant to section 367-b of the
47 social services law.
48 Notwithstanding section 398-a of the social services law or any other
49 law to the contrary, the amount appropriated herein, or such other
50 amount as may be approved by the director of the budget, shall be
51 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

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1 of children and family services, for 51 percent of the cost of care,
2 maintenance and supervision of such youth. The office of children
3 and family services shall not reimburse any claims unless they are
4 submitted in final within 12 months of the calendar quarter in which
5 the claimed service or services were delivered. The office of chil-
6 dren and family services may reduce or increase a county's prior
7 years claim for reimbursement based upon a subsequent review by the
8 office of actual expenditures for care, maintenance and supervision
9 provided to youth in detention, to address any overpayment or under-
10 payment of state aid to the county for services and expenses for
11 detention in a prior calendar year.

12 Notwithstanding any law to the contrary, the office of children and
13 family services may require that such claims and data on detention
14 use be submitted to the office electronically in the manner and
15 format required by the office.

16 Notwithstanding any law to the contrary, the office shall be author-
17 ized to promulgate regulations permitting the office to impose
18 fiscal sanctions in the event that the office finds non-compliance
19 with regulations governing secure and nonsecure detention facilities
20 and to establish cost standards related to reimbursement of secure
21 and non-secure detention services.

22 Notwithstanding section 51 of the state finance law and any other
23 provision of law to the contrary, the director of the budget may,
24 upon the advice of the commissioner of the office of children and
25 family services, authorize the transfer or interchange of moneys
26 appropriated herein with any other local assistance - general fund
27 appropriation within the office of children and family services
28 except where transfer or interchange of appropriation is prohibited
29 or otherwise restricted by law.

30 Notwithstanding any other provision of law, if a social services
31 district fails to provide reimbursement to the office of children
32 and family services pursuant to section 529 of the executive law
33 within 60 days of receiving a bill for services under such section,
34 or by the date certain set by such office for providing reimburse-
35 ment, whichever is later, the offices of the department of family
36 assistance are authorized to exercise the state's set-off rights by
37 withholding any amounts due and owing to such district under this
38 appropriation, up to such amounts due and owing to the state under
39 section 529 of the executive law and transferring such funds to the
40 special revenue other youth facilities per diem account
41 72,000,000 (re. \$9,668,000)

42 Notwithstanding section 530 of the executive law or any other law to
43 the contrary, for reimbursement of 49 percent of approved capital
44 expenditures for secure juvenile detention. Such reimbursement shall
45 be in the form of depreciation of approved capital costs and inter-
46 est on bonds, notes or other indebtedness necessarily undertaken to
47 finance construction costs. Notwithstanding any provision of laws to
48 the contrary, funding for such costs shall be limited to the amount
49 appropriated herein. Notwithstanding any law to the contrary, the
50 office of children and family services may require that such claims
51 for reimbursement of capital expenditures be submitted to the office

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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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1 and at such times as required by the office
2 24,249,500 (re. \$2,270,000)
3 For state aid to reimburse 100 percent of social services district
4 expenditures related to the improvement of staff to client ratios in
5 the local district child protective workforce including, but not
6 limited to new hiring to increase the number of caseworkers and to
7 increase the number of supervisory staff in the local district child
8 protective workforce. Each social services district receiving these
9 funds shall certify that the district will not be using these funds
10 to supplant other state and local funds and that the district will
11 not submit claims for reimbursement under this appropriation for the
12 same type and level of funding so certified; provided, however, that
13 a district may use these funds for expenditures to continue or
14 expand activities that were funded with last year's appropriation
15 that was enacted for this purpose ... 1,514,400 (re. \$290,000)
16 Notwithstanding any inconsistent provision of law, subject to an
17 expenditure plan approved by the director of the budget, for eligi-
18 ble services and expenses of improving the quality of child welfare
19 services that may include, but not be limited to, training to
20 mandated reporters regarding the proper identification of and
21 response to signs of child abuse and neglect, public information
22 programs and services that advance a zero tolerance campaign of
23 child abuse and neglect, and demonstration projects to test models
24 for new or targeted expansion of services beyond the level currently
25 funded by local social services districts including continuing to
26 contract with existing providers that are performing satisfactorily
27 ... 1,796,400 (re. \$1,792,000)
28 For services and expenses of certain child fatality review teams
29 approved by the office of children and family services for the
30 purposes of investigating and/or reviewing the death of children ...
31 829,100 (re. \$829,100)
32 For services and expenses of certain local or regional multidiscipli-
33 nary child abuse investigation teams approved by the office of chil-
34 dren and family services for the purpose of investigating reports of
35 suspected child abuse or maltreatment and for new and established
36 child advocacy centers ... 5,229,900 (re. \$1,321,000)
37 For services and expenses related to the home visiting program. Such
38 funds are to be available pursuant to a plan prepared by the office
39 of children and family services and approved by the director of the
40 budget to continue or expand existing programs with existing
41 contractors that are satisfactorily performing as determined by the
42 office of children and family services, to award new contracts to
43 continue programs where the existing contractors are not satisfac-
44 torily performing as determined by the office of children and family
45 services and/or to award new contracts through a competitive process
46 ... 23,288,200 (re. \$2,120,000)
47 For services and expenses of the Catholic Family Center in Rochester
48 to establish and operate a statewide kinship information and refer-
49 ral network ... 220,500 (re. \$48,000)
50 For services and expenses of the advantage after school program. Such
51 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 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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1 expenditures, the office may, to the extent funds are available,
2 provide reimbursement for 98 percent of 65 percent of eligible
3 social services district expenditures for new community preventive
4 services programs approved by the office and only up to the amounts
5 approved by the office. A local social services district seeking
6 federal and/or state reimbursement for community preventive services
7 provided on or after October 1, 2008 must submit claims that sepa-
8 rately identify the costs of such services in a form and manner and
9 at such times as are required by the department of family assistance
10 and must submit to the office of children and family services infor-
11 mation regarding the outcomes of such services in a form and manner
12 and at such times as required by the office. Funds appropriated
13 herein are supported by savings resulting from the increased Federal
14 Medical Assistance Percentage (FMAP) provided pursuant to the Ameri-
15 can recovery and reinvestment act of 2009
16 29,105,000 (re. \$1,725,000)
17 For the continuation of the demonstration project, established pursu-
18 ant to part G of chapter 58 of the laws of 2006, as amended, in the
19 districts selected by the office of children and family services to
20 determine the best practices needed to improve the workload of the
21 child protective workforce including, but not limited to, the
22 purchase of new information technology that permits caseworkers to
23 work from field locations, and other eligible non-personal services
24 expenses, subject to an expenditure plan approved by the office of
25 children and family services ... 940,000 (re. \$98,000)
26 Notwithstanding any inconsistent provision of law, subject to an
27 expenditure plan approved by the director of the budget, for eligi-
28 ble services and expenses of improving the quality of child welfare
29 services that may include, but not be limited to, training to
30 mandated reporters regarding the proper identification of and
31 response to signs of child abuse and neglect, public information
32 programs and services that advance a zero tolerance campaign of
33 child abuse and neglect, and demonstration projects to test models
34 for new or targeted expansion of services beyond the level currently
35 funded by local social services districts including continuing to
36 contract with existing providers that are performing satisfactorily
37 ... 3,592,700 (re. \$1,638,000)
38 For services and expenses of certain child fatality review teams
39 approved by the office of children and family services for the
40 purposes of investigating and/or reviewing the death of children ...
41 921,200 (re. \$700,000)
42 The money hereby appropriated is to be available for payment of state
43 aid heretofore accrued or hereafter to accrue to municipalities.
44 Subject to the approval of the director of the budget, the money
45 hereby appropriated shall be available to the office net of disal-
46 lowances, refunds, reimbursements, and credits.
47 Notwithstanding any inconsistent provision of law, the amount herein
48 appropriated may be transferred to any other appropriation within
49 the office of children and family services and/or the office of
50 temporary and disability assistance and/or suballocated to the
51 office of temporary and disability assistance for the purpose of

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1 paying local social services districts' costs of the above program
2 and may be increased or decreased by interchange with any other
3 appropriation or with any other item or items within the amounts
4 appropriated within the office of children and family services
5 general fund - local assistance account with the approval of the
6 director of the budget who shall file such approval with the depart-
7 ment of audit and control and copies thereof with the chairman of
8 the senate finance committee and the chairman of the assembly ways
9 and means committee.

10 Notwithstanding any inconsistent provision of law, in lieu of payments
11 authorized by the social services law, or payments of federal funds
12 otherwise due to the local social services districts for programs
13 provided under the federal social security act or the federal food
14 stamp act, funds herein appropriated, in amounts certified by the
15 state commissioner or the state commissioner of health as due from
16 local social services districts each month as their share of
17 payments made pursuant to section 367-b of the social services law
18 may be set aside by the state comptroller in an interest-bearing
19 account with such interest accruing to the credit of the locality in
20 order to ensure the orderly and prompt payment of providers under
21 section 367-b of the social services law pursuant to an estimate
22 provided by the commissioner of health of each local social services
23 district's share of payments made pursuant to section 367-b of the
24 social services law.

25 Notwithstanding section 398-a of the social services law or any other
26 law to the contrary, the amount appropriated herein, or such other
27 amount as may be approved by the director of the budget, shall be
28 available for 98 percent of 50 percent reimbursement after deducting
29 any federal funds available therefor to social services districts
30 for amounts attributable to dormitory authority billings or approved
31 refinancing of such billings which result in local social services
32 districts' claims in excess of a local district's foster care block
33 grant allocation. In addition, subject to the approval of the direc-
34 tor of the budget, a portion of funds appropriated herein, or such
35 other amount as may be approved by the director of the budget, shall
36 be available for reimbursement related to payments made by a social
37 services district to foster care providers subject to the provisions
38 of section 410-i of the social services law for expenses directly
39 related to projects funded through the housing finance agency for
40 those foster care providers which also received revised or supple-
41 mental rates from the applicable regulating agency to accommodate
42 the housing finance agency payments or the refinancing of previously
43 approved dormitory authority payments.

44 Notwithstanding section 398-a of the social services law or any other
45 law to the contrary, such reimbursement shall be available for 94
46 percent of 98 percent of 50 percent of social services district
47 costs, after deducting federal funds available therefor, for those
48 social services districts' claims in excess of a social services
49 district's foster care block grant allocation for those amounts
50 exclusively attributable to the previously approved revised or
51 supplemental rates. In addition, subject to the approval of the

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1 director of the budget, a portion of funds appropriated herein may
2 also be used for payments to the dormitory authority of the state of
3 New York for advisory services including, but not limited to, site
4 visits and review of applications, building plans and cost estimates
5 for voluntary agency programs for which the office of children and
6 family services establishes maximum state aid rates and for capital
7 projects for residential institutions for children seeking financing
8 under paragraph b of subdivision 40 of section 1680 of the public
9 authorities law, as amended by chapter 508 of the laws of 2006
10 6,620,000 (re. \$4,291,000)
11 Notwithstanding any other provision of law, for services and expenses
12 to initiate and/or continue program modifications and/or to provide
13 services including, but not limited to, demonstrate effective
14 programs such as evidence-based initiatives for alternatives to
15 detention for persons alleged or determined to be in need of super-
16 vision or otherwise at risk of placement in the juvenile justice
17 system and for services and expenses related to reducing office of
18 children and family services institutional placements through
19 program modifications and/or services including, but not limited to,
20 mental health and substance abuse programs, demonstrated effective
21 programs such as evidence-based initiatives to divert youth at-risk
22 of placement with the office of children and family services and/or
23 as alternatives to residential placements with such office.
24 Notwithstanding any other provision of law to the contrary, the
25 office may authorize one or more demonstration projects to co-locate
26 respite beds for youth alleged or at risk of juvenile delinquency in
27 a runaway and homeless youth program
28 2,460,762 (re. \$1,369,000)
29 Notwithstanding section 530 of the executive law or any other law to
30 the contrary, for reimbursement of 49 percent of approved capital
31 expenditures for secure juvenile detention. Such reimbursement shall
32 be in the form of depreciation of approved capital costs and inter-
33 est on bonds, notes or other indebtedness necessarily undertaken to
34 finance construction costs. Notwithstanding any provision of laws to
35 the contrary, funding for such costs shall be limited to the amount
36 appropriated herein. Notwithstanding any law to the contrary, the
37 office of children and family services may require that such claims
38 for reimbursement of capital expenditures be submitted to the office
39 electronically in the manner and format required by the office.
40 Notwithstanding section 51 of the state finance law and any other
41 provision of law to the contrary, the director of the budget may,
42 upon the advice of the commissioner of the office of children and
43 family services, authorize the interchange of moneys appropriated
44 herein with any other local assistance - general fund appropriation
45 within the office of children and family services
46 4,606,000 (re. \$3,704,000)
47 For additional services and expenses provided by local probation
48 departments, for the post-placement care of youth leaving a youth
49 residential facility and for services and expenses of the office of
50 children and family services related to community-based programs for
51 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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1	Citizens Advice Bureau	26,726
2	Claremont	73,650
3	Community Place/Rochester	34,954
4	Cypress Hills Local Development	23,624
5	Dunbar Association	12,740
6	East Side House	25,394
7	Educational Alliance	72,108
8	Goddard Riverside	72,022
9	Grand Street	61,364
10	Greenwich House	24,062
11	Hamilton Madison	36,672
12	Hartley House	24,950
13	Henry St. Settlement	69,802
14	Hudson Guild	27,170
15	Huntington Family Guild	12,742
16	Stanley Isaacs	24,950
17	Kingsbridge Heights	32,056
18	Lenox Hill Neighborhood	34,274
19	Lincoln Square Neighborhood	24,950
20	Montgomery Neighborhood Center	12,742
21	Mosholu Montefiore	24,950
22	Neighborhood Center of Utica	12,742
23	Queens Community	27,170
24	Jacob A. Riis	24,950
25	Riverdale Neighborhood House	24,950
26	St. Matthew's/St. Timothy	24,950
27	St. Nicholas Neighborhood	
28	Preservation	23,622
29	SCAN NY	27,169
30	School Settlement	27,169
31	Shorefront YM-YMHA	23,624
32	Southeast Bronx	102,659
33	Sunnyside Community	24,949
34	Syracuse Model Neighborhood	12,742
35	Trinity Institution	12,740
36	Union Settlement	27,169
37	United Community Centers	23,585
38	University Settlement	36,607
39	For developing and implementation of a new subsidized kinship guardi-	
40	anship program consistent with the federal fostering connections to	
41	success and increasing adoptions act of 2008 (P.L. 110-351)	
42	100,000	(re. \$10,000)
43	By chapter 53, section 1, of the laws of 2009, as amended by chapter	
44	502, section 2, of the laws of 2009:	
45	For state aid grants to support contractual agreements with communi-	
46	ty-based programs for children, youth and families, in order to	
47	provide services that meet the needs of families and enhance the	
48	safety and stability of children and youth in their homes and	
49	contractual agreements with non-for-profits to enhance the assess-	

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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 undis-
bursed 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 undis-
bursed as of November 1, 2009:

For services and expenses related to locally operated youth develop-
ment 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. Notwith-
standing the provisions of section 420 of the executive law, eligi-
bility for state aid reimbursement for counties which do not partic-
ipate in the county comprehensive planning process shall be
determined as follows: the aggregate amount of state aid for recre-
ation, youth service and similar projects to a county and munici-
palities 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 expendi-
ture 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 undis-
bursed as of November 1, 2009:

For services and expenses related to programs providing special delin-
quency prevention or other youth development services. No expendi-
ture shall be made for such programs from this appropriation until a
plan has been approved by the director of the budget and a certif-
icate 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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1 mandated reporters regarding the proper identification of and
2 response to signs of child abuse and neglect, public information
3 programs and services that advance a zero tolerance campaign of
4 child abuse and neglect, and demonstration projects to test models
5 for new or targeted expansion of services beyond the level currently
6 funded by local social services districts including continuing to
7 contract with existing providers that are performing satisfactorily,
8 provided, however, that the amount of this appropriation available
9 for expenditure and disbursement on and after September 1, 2008
10 shall be reduced by six percent of the amount that was undisbursed
11 as of August 15, 2008 ... 3,822,000 (re. \$1,183,000)
12 For services and expenses of certain child fatality review teams
13 approved by the office of children and family services for the
14 purposes of investigating and/or reviewing the death of children,
15 provided, however, that the amount of this appropriation available
16 for expenditure and disbursement on and after September 1, 2008
17 shall be reduced by six percent of the amount that was undisbursed
18 as of August 15, 2008 ... 980,000 (re. \$175,000)
19 For services and expenses of certain local or regional multidiscipli-
20 nary child abuse investigation teams approved by the office of chil-
21 dren and family services for the purpose of investigating reports of
22 suspected child abuse or maltreatment and for new and established
23 child advocacy centers, provided, however, that the amount of this
24 appropriation available for expenditure and disbursement on and
25 after September 1, 2008 shall be reduced by six percent of the
26 amount that was undisbursed as of August 15, 2008
27 6,181,840 (re. \$365,000)
28 The money hereby appropriated is to be available for payment of state
29 aid heretofore accrued or hereafter to accrue to municipalities.
30 Subject to the approval of the director of the budget, the money
31 hereby appropriated shall be available to the office net of disal-
32 lowances, refunds, reimbursements, and credits.
33 Notwithstanding any inconsistent provision of law, the amount herein
34 appropriated may be transferred to any other appropriation within
35 the office of children and family services and/or the office of
36 temporary and disability assistance and/or suballocated to the
37 office of temporary and disability assistance for the purpose of
38 paying local social services districts' costs of the above program
39 and may be increased or decreased by interchange with any other
40 appropriation or with any other item or items within the amounts
41 appropriated within the office of children and family services
42 general fund - local assistance account with the approval of the
43 director of the budget who shall file such approval with the depart-
44 ment of audit and control and copies thereof with the chairman of
45 the senate finance committee and the chairman of the assembly ways
46 and means committee.
47 Notwithstanding any inconsistent provision of law, in lieu of payments
48 authorized by the social services law, or payments of federal funds
49 otherwise due to the local social services districts for programs
50 provided under the federal social security act or the federal food
51 stamp act, funds herein appropriated, in amounts certified by the

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1 state commissioner or the state commissioner of health as due from
2 local social services districts each month as their share of
3 payments made pursuant to section 367-b of the social services law
4 may be set aside by the state comptroller in an interest-bearing
5 account with such interest accruing to the credit of the locality in
6 order to ensure the orderly and prompt payment of providers under
7 section 367-b of the social services law pursuant to an estimate
8 provided by the commissioner of health of each local social services
9 district's share of payments made pursuant to section 367-b of the
10 social services law.

11 Notwithstanding section 398-a of the social services law or any other
12 law to the contrary, the amount appropriated herein, or such other
13 amount as may be approved by the director of the budget, shall be
14 available for 98 percent of 50 percent reimbursement after deducting
15 any federal funds available therefor to social services districts
16 for amounts attributable to dormitory authority billings or approved
17 refinancing of such billings which result in local social services
18 districts' claims in excess of a local district's foster care block
19 grant allocation; provided, however, for claims paid on or after
20 September 1, 2008, the reimbursement percentage shall be reduced to
21 94 percent of 98 percent of 50 percent. In addition, subject to the
22 approval of the director of the budget, a portion of funds appropri-
23 ated herein, or such other amount as may be approved by the director
24 of the budget, shall be available for reimbursement related to
25 payments made by a social services district to foster care providers
26 subject to the provisions of section 410-i of the social services
27 law for expenses directly related to projects funded through the
28 housing finance agency for those foster care providers which also
29 received revised or supplemental rates from the applicable regulat-
30 ing agency to accommodate the housing finance agency payments or the
31 refinancing of previously approved dormitory authority payments.

32 Notwithstanding section 398-a of the social services law or any other
33 law to the contrary, such reimbursement shall be available for 98
34 percent of 50 percent of social services district costs, after
35 deducting federal funds available therefor, for those social
36 services districts' claims in excess of a social services district's
37 foster care block grant allocation for those amounts exclusively
38 attributable to the previously approved revised or supplemental
39 rates; provided, however, for claims paid on or after September 1,
40 2008, the reimbursement percentage shall be reduced to 94 percent of
41 98 percent of 50 percent. In addition, subject to the approval of
42 the director of the budget, a portion of funds appropriated herein
43 may also be used for payments to the dormitory authority of the
44 state of New York for advisory services including, but not limited
45 to, site visits and review of applications, building plans and cost
46 estimates for voluntary agency programs for which the office of
47 children and family services establishes maximum state aid rates and
48 for capital projects for residential institutions for children seek-
49 ing financing under paragraph b of subdivision 40 of section 1680 of
50 the public authorities law, as amended by chapter 508 of the laws of
51 2006 ... 6,620,000 (re. \$574,000)

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1 For services and expenses of the Amy Watkins caseworker education and
2 training program for the provision of continuing education and
3 training for caseworkers working in child welfare programs in local
4 social services districts having a population of 125,000 or more,
5 and caseworkers employed by voluntary not-for-profit community based
6 agencies in such local social services districts. Such assistance
7 shall be used for tuition and fees associated with job-related
8 certificate programs, programs leading to associate, baccalaureate
9 and masters degrees, licensure requirements and other job-related
10 training requirements as necessary and appropriate, provided, howev-
11 er, that the amount of this appropriation available for expenditure
12 and disbursement on and after September 1, 2008 shall be reduced by
13 six percent of the amount that was undisbursed as of August 15, 2008
14 ... 980,000 (re. \$92,000)

15 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,
16 section 2, of the laws of 2009:

17 For additional services and expenses to initiate program modifications
18 and/or to expand services including, but not limited to, demon-
19 strated effective programs such as evidence-based initiatives for
20 alternatives to detention for persons alleged or determined to be in
21 need of supervision, or otherwise at risk of placement in the juve-
22 nile justice system ... 752,000 (re. \$752,000)

23 For services and expenses related to the homeless veterans outreach
24 and supportive services program pursuant to the following sub-sche-
25 dule ... 187,999 (re. \$187,999)

26 sub-schedule

27	National Association for Black	
28	Veterans (NABVETS)	26,857
29	Black Veterans for Social	
30	Justice	26,857
31	National Coalition for Home-	
32	less Veterans	26,857
33	Iraq and Afghanistan Veterans	
34	of America	26,857
35	Military Order of the Purple	
36	Heart	26,857
37	Vietnam Veterans of America	26,857
38	American Legion Inwood Post	
39	#581	26,857
40		-----
41	Total of sub-schedule	187,999
42		-----

43 By chapter 53, section 1, of the laws of 2008, as amended by chapter 53,
44 section 1, of the laws of 2009:

45 For services and expenses related to reducing office of children and
46 family services institutional placements through program modifica-
47 tions and/or services including, but not limited to, mental health

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1 and substance abuse programs, demonstrated effective programs such
2 as evidence-based initiatives to divert youth at-risk of placement
3 with the office of children and family services and/or as alterna-
4 tives to residential placements with such office. Notwithstanding
5 any other provision of law to the contrary, the office may authorize
6 one or more demonstration projects to co-locate respite beds for
7 youth alleged or at risk of juvenile delinquency in a runaway and
8 homeless youth program ... 5,091,162 (re. \$2,275,000)
9 Of the amount appropriated herein, \$23,605,938 shall be available as
10 follows, provided, however, that the amount of this appropriation
11 available for expenditures and disbursement on and after September
12 1, 2008 shall be reduced by six percent of the amount that was
13 undisbursed as of August 15, 2008. For services and expenses related
14 to locally operated youth development and delinquency prevention
15 programs. No expenditure shall be made from this appropriation until
16 a plan has been approved by the director of the budget and a certif-
17 icate of approval allocating these funds has been issued by the
18 director of the budget.
19 Notwithstanding the provisions of section 420 of the executive law
20 which would require expenditure of state aid for youth programs in a
21 total amount greater than \$23,605,938, for payment of state aid for
22 programs pursuant to article 19-A of the executive law, for delin-
23 quency prevention and youth development. Notwithstanding the
24 provisions of section 420 of the executive law, eligibility for
25 state aid reimbursement for counties which do not participate in the
26 county comprehensive planning process shall be determined as
27 follows: the aggregate amount of state aid for recreation, youth
28 service and similar projects to a county and municipalities within
29 such county shall not exceed \$2,750 of which no more than \$1,450 may
30 be used for recreation projects, per 1,000 youths residing in the
31 county based on a single count of such youths as shown by the last
32 published federal census for the county certified in the same manner
33 as provided by section 54 of the state finance law. The office shall
34 not reimburse any claims unless they are submitted within 12 months
35 of the project year in which the expenditure was made.
36 Of the amount appropriated herein \$7,775,586 shall be available as
37 follows, provided, however, that the amount of this appropriation
38 available for expenditure and disbursement on and after September 1,
39 2008 shall be reduced by six percent of the amount that was undis-
40 bursed as of August 15, 2008. For services and expenses related to
41 programs providing special delinquency prevention or other youth
42 development services. No expenditure shall be made for such programs
43 from this appropriation until a plan has been approved by the direc-
44 tor of the budget and a certificate of approval allocating these
45 funds has been issued by the director of the budget. The office
46 shall not reimburse any claims unless they are submitted within 7
47 months of the project year in which the expenditure was made.
48 For direct contracts with private not-for-profit community agencies to
49 provide needed services for the operation of programs to prevent
50 juvenile delinquency and promote youth development, and through an
51 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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1	Community Pace/Rochester	16,929
2	East Side House	12,295
3	Educational Alliance	34,944
4	Queens Community	13,155
5	Goddard Riverside	34,902
6	Grand Street	29,734
7	Greenwich House	11,649
8	Hamilton Madison	17,763
9	Hartley House	12,079
10	Henry St. Settlement	33,825
11	Hudson Guild	13,155
12	Stanley Isaacs	12,079
13	Kingsbridge Heights	15,524
14	Lenox Hill Neighborhood	16,600
15	Lincoln Square Neigh	12,079
16	Mosholu Montefiore	12,079
17	Jacob A. Riis	12,079
18	Riverdale Neigh House	12,079
19	St. Mathew's/St. Timothy	12,079
20	SCAN NY	13,155
21	School Settlement	13,155
22	Southeast Bronx	49,756
23	Sunnyside Community	12,078
24	Union Settlement	13,155
25	United Community Ctrs	11,417
26	University Settlement	17,729
27		-----
28	Total	576,000
29		-----

30 By chapter 53, section 1, of the laws of 2007, as amended by chapter
 31 496, section 3, of the laws of 2008:

32 For preventive services including but not limited to: intensive case
 33 management and related services for families with children at risk
 34 of foster care placement due to the presence of alcohol and/or
 35 substance abuse in the household; family preservation services,
 36 centers and programs; foster care diversion demonstrations; and
 37 nonprofit provider collaborations with family treatment courts,
 38 provided, however, that the amount of this appropriation available
 39 for expenditure and disbursement on and after September 1, 2008
 40 shall be reduced by six percent of the amount that was undisbursed
 41 as of August 15, 2008 ... 5,356,000 (re. \$681,000)

42 For services and expenses of certain child fatality review teams
 43 approved by the office of children and family services for the
 44 purposes of investigating and/or reviewing the death of children,
 45 provided, however, that the amount of this appropriation available
 46 for expenditure and disbursement on and after September 1, 2008
 47 shall be reduced by six percent of the amount that was undisbursed
 48 as of August 15, 2008 ... 1,000,000 (re. \$119,000)

49 The money hereby appropriated is to be available for payment of state
 50 aid heretofore accrued or hereafter to accrue to municipalities.

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1 Subject to the approval of the director of the budget, the money
2 hereby appropriated shall be available to the office net of disal-
3 lowances, refunds, reimbursements, and credits.
4 Notwithstanding any inconsistent provision of law, the amount herein
5 appropriated may be increased or decreased by interchange with any
6 other appropriation or with any other item or items within the
7 amounts appropriated within the department of family assistance,
8 office of temporary and disability assistance and office of children
9 and family services general fund - local assistance account with the
10 approval of the director of the budget who shall file such approval
11 with the department of audit and control and copies thereof with the
12 chairman of the senate finance committee and the chairman of the
13 assembly ways and means committee.
14 Notwithstanding any inconsistent provision of law, in lieu of payments
15 authorized by the social services law, or payments of federal funds
16 otherwise due to the local social services districts for programs
17 provided under the federal social security act or the federal food
18 stamp act, funds herein appropriated, in amounts certified by the
19 state commissioner or the state commissioner of health as due from
20 local social services districts each month as their share of
21 payments made pursuant to section 367-b of the social services law
22 may be set aside by the state comptroller in an interest-bearing
23 account with such interest accruing to the credit of the locality in
24 order to ensure the orderly and prompt payment of providers under
25 section 367-b of the social services law pursuant to an estimate
26 provided by the commissioner of health of each local social services
27 district's share of payments made pursuant to section 367-b of the
28 social services law.
29 The amount appropriated herein, or such other amount as may be
30 approved by the director of the budget, shall be available for 50
31 percent reimbursement after deducting any federal funds available
32 therefor to social services districts for amounts attributable to
33 dormitory authority billings or approved refinancing of such bill-
34 ings which result in local social services districts' claims in
35 excess of a local district's foster care block grant allocation;
36 provided, however, for claims paid on or after September 1, 2008,
37 the reimbursement percentage shall be reduced to 94 percent of 50
38 percent. In addition, subject to the approval of the director of the
39 budget, a portion of funds appropriated herein, or such other amount
40 as may be approved by the director of the budget, shall be available
41 for reimbursement related to payments made by a social services
42 district to foster care providers subject to the provisions of
43 section 410-i of the social services law for expenses directly
44 related to projects funded through the housing finance agency for
45 those foster care providers which also received revised or supple-
46 mental rates from the applicable regulating agency to accommodate
47 the housing finance agency payments or the refinancing of previously
48 approved dormitory authority payments.
49 Such reimbursement shall be available for 50 percent of social
50 services district costs, after deducting federal funds available
51 therefor, for those social services districts' claims in excess of a

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1 social services district's foster care block grant allocation for
2 those amounts exclusively attributable to the previously approved
3 revised or supplemental rates; provided, however, for claims paid on
4 or after September 1, 2008, the reimbursement percentage shall be
5 reduced to 94 percent of 50 percent. In addition, subject to the
6 approval of the director of the budget, a portion of funds appropri-
7 ated herein may also be used for payments to the dormitory authority
8 of the state of New York for advisory services including, but not
9 limited to, site visits and review of applications, building plans
10 and cost estimates for voluntary agency programs for which the
11 office of children and family services establishes maximum state aid
12 rates and for capital projects for residential institutions for
13 children seeking financing under paragraph b of subdivision 40 of
14 section 1680 of the public authorities law, as amended by chapter
15 508 of the laws of 2006 ... 6,750,000 (re. \$332,000)
16 For services and expenses of the Amy Watkins caseworker education and
17 training program for the provision of continuing education and
18 training for caseworkers working in child welfare programs in local
19 social services districts having a population of 125,000 or more,
20 and caseworkers employed by voluntary not-for-profit community based
21 agencies in such local social services districts. Such assistance
22 shall be used for tuition and fees associated with job-related
23 certificate programs, programs leading to associate, baccalaureate
24 and masters degrees, licensure requirements and other job-related
25 training requirements as necessary and appropriate, provided, howev-
26 er, that the amount of this appropriation available for expenditure
27 and disbursement on and after September 1, 2008 shall be reduced by
28 six percent of the amount that was undisbursed as of August 15, 2008
29 ... 1,000,000 (re. \$119,000)
30 Notwithstanding any inconsistent provision of law, subject to an
31 expenditure plan approved by the director of the budget, for eligi-
32 ble services and expenses of improving the quality of child welfare
33 services that may include, but not be limited to, training to
34 mandated reporters regarding the proper identification of and
35 response to signs of child abuse and neglect, public information
36 programs and services that advance a zero tolerance campaign of
37 child abuse and neglect, and demonstration projects to test models
38 for new or targeted expansion of services beyond the level currently
39 funded by local social services districts including continuing to
40 contract with existing providers that are performing satisfactorily,
41 provided, however, that the amount of this appropriation available
42 for expenditure and disbursement on and after September 1, 2008
43 shall be reduced by six percent of the amount that was undisbursed
44 as of August 15, 2008 ... 3,822,000 (re. \$207,000)
45 For services and expenses of family empowerment centers for the
46 purpose of providing training and educational programs to assist
47 children and families, at risk of entry into the child welfare
48 system, to achieve self-sufficiency, provided, however, that the
49 amount of this appropriation available for expenditure and disburse-
50 ment on and after September 1, 2008 shall be reduced by six percent

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1 of the amount that was undisbursed as of August 15, 2008
2 2,964,000 (re. \$1,025,000)

3 Special Revenue Funds - Federal
4 Federal Health and Human Services Fund
5 Title IV-a, IV-b, IV-e Account

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

7 For services and expenses for the foster care and adoption assistance
8 program, and the kinship guardianship assistance program, including
9 related administrative expenses, and for services and expenses for
10 child welfare and family preservation and family support services
11 provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and
12 title IV-e of the federal social security act including the federal
13 share of costs incurred implementing the federal adoption and safe
14 families act of 1997 (P.L. 105-89); provided, however, that
15 reimbursement to social services districts for eligible expenditures
16 for services other than the foster care and adoption assistance
17 program, and the kinship guardianship assistance program incurred
18 during a particular federal fiscal year will be limited to expendi-
19 tures claimed by March 31 of the following year.

20 Notwithstanding any inconsistent provision of law, in lieu of payments
21 authorized by the social services law, or payments of federal funds
22 otherwise due to the local social services districts for programs
23 provided under the federal social security act or the federal food
24 stamp act, funds herein appropriated, in amounts certified by the
25 state commissioner or the state commissioner of health as due from
26 local social services districts each month as their share of
27 payments made pursuant to section 367-b of the social services law
28 may be set aside by the state comptroller in an interest-bearing
29 account with such interest accruing to the credit of the locality in
30 order to ensure the orderly and prompt payment of providers under
31 section 367-b of the social services law pursuant to an estimate
32 provided by the commissioner of health of each local social services
33 district's share of payments made pursuant to section 367-b of the
34 social services law.

35 Funds appropriated herein shall be available for aid to municipalities
36 and for payments to the federal government for expenditures made
37 pursuant to the social services law and the state plan for individ-
38 ual and family grant program under the disaster relief act of 1974.

39 Such funds are to be available for payment of aid heretofore accrued
40 or hereafter to accrue to municipalities. Subject to the approval of
41 the director of the budget, such funds shall be available to the
42 office net of disallowances, refunds, reimbursements, and credits.

43 Notwithstanding any inconsistent provision of law, the amount herein
44 appropriated may be transferred to any other appropriation within
45 the office of children and family services and/or the office of
46 temporary and disability assistance and/or suballocated to the
47 office of temporary and disability assistance for the purpose of
48 paying local social services districts' costs of the above program
49 and may be increased or decreased by interchange with any other

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1 appropriation or with any other item or items within the amounts
2 appropriated within the office of children and family services
3 general fund - local assistance account with the approval of the
4 director of the budget who shall file such approval with the depart-
5 ment of audit and control and copies thereof with the chairman of
6 the senate finance committee and the chairman of the assembly ways
7 and means committee ... 868,900,000 (re. \$538,496,000)
8 For additional reimbursement for services and expenses resulting from
9 the increase in the Federal medical assistance percentage available
10 for the foster care and adoption assistance program provided pursu-
11 ant to title IV-e of the federal social security act in accordance
12 with the requirements of the American recovery and reinvestment act
13 of 2009 (Public Law 111-5). Funds appropriated herein shall be
14 subject to all applicable reporting and accountability requirements
15 contained in such act. Such funds are to be available for payment of
16 aid heretofore accrued or hereafter to accrue to municipalities to
17 the extent authorized by such act.
18 Notwithstanding any inconsistent provision of law, the amount herein
19 appropriated may be transferred to any other appropriation within
20 the office of children and family services and/or the office of
21 temporary and disability assistance and/or suballocated to the
22 office of temporary and disability assistance for the purpose of
23 paying local social services districts' costs of the above program
24 and may be increased or decreased by interchange with any other
25 appropriation or with any other item or items within the amounts
26 appropriated within the office of children and family services
27 general fund - local assistance account with the approval of the
28 director of the budget who shall file such approval with the depart-
29 ment of audit and control and copies thereof with the chairman of
30 the senate finance committee and the chairman of the assembly ways
31 and means committee ... 48,000,000 (re. \$48,000,000)

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

33 For services and expenses for the foster care and adoption assistance
34 program, including related administrative expenses, and for services
35 and expenses for child welfare and family preservation and family
36 support services provided pursuant to title IV-a, subparts 1 and 2
37 of title IV-b and title IV-e of the federal social security act
38 including the federal share of costs incurred implementing the
39 federal adoption and safe families act of 1997 (P.L. 105-89);
40 provided, however, that reimbursement to social services districts
41 for eligible expenditures for services other than foster care
42 services incurred during a particular federal fiscal year will be
43 limited to expenditures claimed by March 31 of the following year.
44 Notwithstanding any inconsistent provision of law, in lieu of payments
45 authorized by the social services law, or payments of federal funds
46 otherwise due to the local social services districts for programs
47 provided under the federal social security act or the federal food
48 stamp act, funds herein appropriated, in amounts certified by the
49 state commissioner or the state commissioner of health as due from
50 local social services districts each month as their share of

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1 payments made pursuant to section 367-b of the social services law
2 may be set aside by the state comptroller in an interest-bearing
3 account with such interest accruing to the credit of the locality in
4 order to ensure the orderly and prompt payment of providers under
5 section 367-b of the social services law pursuant to an estimate
6 provided by the commissioner of health of each local social services
7 district's share of payments made pursuant to section 367-b of the
8 social services law.

9 Funds appropriated herein shall be available for aid to municipalities
10 and for payments to the federal government for expenditures made
11 pursuant to the social services law and the state plan for individ-
12 ual and family grant program under the disaster relief act of 1974.

13 Such funds are to be available for payment of aid heretofore accrued
14 or hereafter to accrue to municipalities. Subject to the approval of
15 the director of the budget, such funds shall be available to the
16 office net of disallowances, refunds, reimbursements, and credits.

17 Notwithstanding any inconsistent provision of law, the amount herein
18 appropriated may be transferred to any other appropriation within
19 the office of children and family services and/or the office of
20 temporary and disability assistance and/or suballocated to the
21 office of temporary and disability assistance for the purpose of
22 paying local social services districts' costs of the above program
23 and may be increased or decreased by interchange with any other
24 appropriation or with any other item or items within the amounts
25 appropriated within the office of children and family services
26 general fund - local assistance account with the approval of the
27 director of the budget who shall file such approval with the depart-
28 ment of audit and control and copies thereof with the chairman of
29 the senate finance committee and the chairman of the assembly ways
30 and means committee ... 868,900,000 (re. \$298,779,000)

31 For additional reimbursement for services and expenses resulting from
32 the increase in the Federal medical assistance percentage available
33 for the foster care and adoption assistance program provided pursu-
34 ant to title IV-e of the federal social security act in accordance
35 with the requirements of the American recovery and reinvestment act
36 of 2009 (Public Law 111-5). Funds appropriated herein shall be
37 subject to all applicable reporting and accountability requirements
38 contained in such act. Such funds are to be available for payment of
39 aid heretofore accrued or hereafter to accrue to municipalities to
40 the extent authorized by such act.

41 Notwithstanding any inconsistent provision of law, the amount herein
42 appropriated may be transferred to any other appropriation within
43 the office of children and family services and/or the office of
44 temporary and disability assistance and/or suballocated to the
45 office of temporary and disability assistance for the purpose of
46 paying local social services districts' costs of the above program
47 and may be increased or decreased by interchange with any other
48 appropriation or with any other item or items within the amounts
49 appropriated within the office of children and family services
50 general fund - local assistance account with the approval of the
51 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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1 By chapter 53, section 1, of the laws of 2011:
2 For services and expenses for supportive social services provided
3 pursuant to title XX of the federal social security act. Notwith-
4 standing any other provision of law, the moneys hereby appropriated
5 shall be apportioned by the office of children and family services
6 to local social services districts, to reimburse local district
7 expenditures for supportive services and training subject to the
8 approval of the director of the budget; provided, however, that
9 reimbursement to social services districts for eligible expenditures
10 for services incurred during a particular federal fiscal year will
11 be limited to expenditures claimed by March 31 of the following
12 year.
13 Notwithstanding any other provision of law, of the funds available
14 herein, including any funds transferred from the temporary assist-
15 ance to needy families block grant to the title XX block grant,
16 \$66,000,000 shall be allocated to social services districts, solely
17 for reimbursement of expenditures for the provision and adminis-
18 tration of adult protective services, residential services for
19 victims of domestic violence who are determined to be ineligible for
20 public assistance during the time the victims were residing in resi-
21 dential programs for victims of domestic violence, and nonresiden-
22 tial services for victims of domestic violence, pursuant to an allo-
23 cation plan developed by the office and submitted for approval by
24 the division of the budget no later than 60 days following enactment
25 of this chapter, based on each district's claims for such costs and
26 any other factors as identified in the allocation plan, adjusted by
27 applicable cost allocation methodology and net of any retroactive
28 payments for the 12 month period ending June 30, 2010 that are
29 submitted on or before January 3, 2011; provided, however, that if
30 the office determines that the total amount of a social services
31 district's claims for such services which could be reimbursed from
32 these funds is less than the amount allocated to the district for
33 such claims, the office may, subject to approval by the director of
34 the budget, reallocate the unused funds to other social services
35 districts with eligible claims that exceed their allocation.
36 Funds appropriated herein shall be available for aid to municipalities
37 and for payments to the federal government for expenditures made
38 pursuant to the social services law and the state plan for individ-
39 ual and family grant program under the disaster relief act of 1974.
40 The funds hereby appropriated are to be available for payment of state
41 aid heretofore accrued or hereafter to accrue to municipalities.
42 Subject to the approval of the director of the budget, such funds
43 hereby appropriated shall be available to the office net of disal-
44 lowances, refunds, reimbursements, and credits.
45 Notwithstanding any inconsistent provision of law, the amount herein
46 appropriated may be transferred to any other appropriation within
47 the office of children and family services and/or the office of
48 temporary and disability assistance and/or suballocated to the
49 office of temporary and disability assistance for the purpose of
50 paying local social services districts' costs of the above program
51 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

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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 implemen-
tation of contracts for prevention and support service programs for
victims of family violence under the William B. Hoyt memorial chil-
dren 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 implemen-
tation of contracts for prevention and support service programs for
victims of family violence under the William B. Hoyt memorial chil-
dren 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 implemen-
tation 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 implemen-
tation of contracts for prevention and support service programs for
victims of family violence under the William B. Hoyt memorial chil-
dren 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 individ-
ual 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 individ-
ual 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 individ-
ual 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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OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	1,457,155,000	303,503,000
4	Special Revenue Funds - Federal	3,734,167,000	3,430,649,300
5	Special Revenue Funds - Other	19,900,000	0
6	Fiduciary Funds	10,000,000	0
7		-----	-----
8	All Funds	5,221,222,000	3,734,152,300
9		=====	=====

10 SCHEDULE

11	CHILD WELL BEING PROGRAM	140,000,000
12		-----
13	Special Revenue Funds - Federal	
14	Federal Health and Human Services Fund	
15	Child Support Account	

16 For reimbursement of local administrative
 17 expenses for child support and establish-
 18 ment of paternity pursuant to title IV-D
 19 of the federal social security act.
 20 Notwithstanding paragraph 1 of section
 21 111-d and section 153 of the social
 22 services law or any other inconsistent
 23 provision of law, such reimbursement shall
 24 constitute total reimbursement for activ-
 25 ities funded herein in state fiscal year
 26 2012-2013. Notwithstanding section 111-e
 27 of the social services law or any other
 28 provision of law, social services
 29 districts shall retain the non-federal
 30 share of any support collections otherwise
 31 payable as reimbursement to the state.
 32 Such funds are to be available for payment
 33 of aid heretofore accrued or hereafter to
 34 accrue to municipalities. Subject to the
 35 approval of the director of the budget,
 36 such funds shall be available to the
 37 office of temporary and disability assist-
 38 ance net of disallowances, refunds,
 39 reimbursements, and credits.
 40 Notwithstanding any inconsistent provision
 41 of law, the amount herein appropriated may
 42 be increased or decreased by interchange
 43 with any other appropriation within the
 44 office of temporary and disability assist-
 45 ance federal fund - local assistance

AID TO LOCALITIES 2012-13

33 For state reimbursement of the safety net
34 assistance program as established pursuant
35 to chapter 436 of the laws of 1997.
36 Notwithstanding section 153 of the social
37 services law or any other inconsistent
38 provision of law, funds appropriated here-
39 in shall reimburse 29 percent of safety
40 net assistance expenditures, including the
41 cost of providing shelter supplements for
42 safety net assistance households at local
43 option in order to prevent eviction and
44 address homelessness in accordance with
45 social services district plans approved by
46 the office of temporary and disability
47 assistance and the director of the budget,
48 provided, however, that in social services

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OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

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1 districts with a population over five
2 million no shelter supplements other than
3 those to prevent eviction shall be reim-
4 bursed, and further provided that such
5 supplements shall not be part of the stan-
6 dard of need pursuant to section 131-a of
7 the social services law. Funds appropri-
8 ated herein shall also reimburse 29
9 percent of safety net assistance expendi-
10 tures for emergency shelter, transporta-
11 tion, or nutrition payments which the
12 district determines are necessary to
13 establish or maintain independent living
14 arrangements among persons who have been
15 medically diagnosed as having acquired
16 immunodeficiency syndrome (AIDS) or
17 HIV-related illness and who are homeless
18 or facing homelessness and for whom no
19 viable and less costly alternative to
20 housing is available; provided, however,
21 that funds appropriated herein may only be
22 used for such purposes if the cost of such
23 allowances are not eligible for reimburse-
24 ment under medical assistance or other
25 programs.

26 Such funds are to be available for payment
27 of aid heretofore accrued or hereafter to
28 accrue to municipalities. Subject to the
29 approval of the director of the budget,
30 such funds shall be available to the
31 office of temporary and disability assist-
32 ance, net of disallowances, refunds,
33 reimbursements, and credits, including
34 those related to title IV-E of the social
35 security act; and including, but not
36 limited to, additional federal funds
37 resulting from any changes in federal cost
38 allocation methodologies.

39 Notwithstanding any inconsistent provision
40 of law, the amount herein appropriated may
41 be increased or decreased by interchange
42 with any other appropriation within the
43 office of temporary and disability assist-
44 ance general fund - local assistance
45 account with the approval of the director
46 of the budget, who shall file such
47 approval with the department of audit and
48 control and copies thereof with the chair-
49 man of the senate finance committee and
50 the chairman of the assembly ways and
51 means committee.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 Social services districts shall be required
2 to report to the office of temporary and
3 disability assistance on an annual basis,
4 information, as determined and requested
5 by the office, related to services and
6 expenditures for which reimbursement is
7 sought for providing temporary housing
8 assistance to homeless individuals and
9 families. Such information shall be
10 submitted electronically to the extent
11 feasible as determined by the office, and
12 shall be used to evaluate expenditures by
13 such social services districts for the
14 provision of temporary housing assistance
15 for homeless individuals and families.

16 Notwithstanding paragraph (a-3) of subdivi-
17 sion 2 and paragraph (a-3) of subdivision
18 3 of section 131-a of the social services
19 law, or any other inconsistent provision
20 of law, in determining eligibility for
21 public assistance and in determining maxi-
22 mum monthly grants and allowances for
23 those persons and families determined
24 eligible by the application of such stand-
25 ard of monthly need, less any available
26 income or resources which are not required
27 to be disregarded by provisions of law,
28 the following schedule shall be used for
29 all social services districts and for all
30 categories of assistance for the period
31 beginning July 1, 2012 through June 30,
32 2013: \$150 for a household of one person;
33 \$239 for a household of two persons; \$317
34 for a household of three persons; \$409 for
35 a household of four persons; \$505 for a
36 household of five persons; and \$583 for a
37 household of six persons. For each addi-
38 tional person in the household, there
39 shall be added an additional amount of \$80
40 monthly.

41 Notwithstanding section 153 of the social
42 services law, or any other inconsistent
43 provision of law, such appropriation shall
44 be available for reimbursement of eligible
45 claims incurred on or after January 1,
46 2012 and before January 1, 2013, that are
47 otherwise reimbursable by the state on or
48 after April 1, 2012, that are claimed by
49 March 1, 2013. Such reimbursement shall
50 constitute total state reimbursement for

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 activities funded herein in state fiscal
2 year 2012-2013 565,000,000
3 For expenditures for additional state
4 payments for eligible aged, blind, and
5 disabled persons related to supplemental
6 security income and for expenditures made
7 pursuant to title 8 of article 5 of the
8 social services law. Notwithstanding any
9 inconsistent provision of law, the amount
10 herein appropriated may be increased or
11 decreased by interchange with any other
12 appropriation within the office of tempo-
13 rary and disability assistance general
14 fund - local assistance account with the
15 approval of the director of the budget,
16 who shall file such approval with the
17 department of audit and control and copies
18 thereof with the chairman of the senate
19 finance committee and the chairman of the
20 assembly ways and means committee 772,900,000
21 For services and expenses of a program,
22 pursuant to section 35 of the social
23 services law, providing legal represen-
24 tation of individuals whose federal disa-
25 bility benefits have been denied or may be
26 discontinued. The commissioner shall
27 reduce reimbursement otherwise payable to
28 social services districts to ensure that
29 social services districts shall financial-
30 ly participate in additional legal repre-
31 sentation expenditures made pursuant to
32 this provision. Such reduction in local
33 reimbursement shall be allocated among
34 districts by the commissioner based on the
35 cost of, and number of district residents
36 served by, each legal assistance program,
37 or by such alternative cost allocation
38 procedure deemed appropriate by the
39 commissioner after consultation with
40 social services officials 2,380,000
41 For services to support human immunodefici-
42 ency virus specific welfare-to-work
43 programs. Components of each such program
44 shall include, but not be limited to,
45 on-the-job training and employment. Each
46 such program shall guarantee that individ-
47 uals completing the program obtain full-
48 time employment with health insurance
49 coverage. The office of temporary and
50 disability assistance, in conjunction with

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 the AIDS institute of the department of
2 health, shall select the organizations to
3 operate such programs through a compet-
4 itive bid process 1,161,000
5 For grants to community based organizations
6 for nutrition outreach in areas where a
7 significant percentage or number of those
8 potentially eligible for food assistance
9 programs are not participating in such
10 programs.
11 Notwithstanding any inconsistent provision
12 of law, including section 1 of part C of
13 chapter 57 of the laws of 2006, as amended
14 by section 1 of part F of chapter 59 of
15 the laws of 2011, for the period commenc-
16 ing on April 1, 2012 and ending March 31,
17 2013 the commissioner shall not apply any
18 new cost of living adjustment authorized
19 by section 1 of part C of chapter 57 of
20 the laws of 2006, as amended by section 1
21 of part F of chapter 59 of the laws of
22 2011, for the purpose of establishing
23 rates of payments, contracts or any other
24 form of reimbursement 3,018,000
25 For services and expenses incurred by local
26 social services districts in relation to
27 the administrative cap waiver requests
28 submitted to the office of temporary and
29 disability assistance for exempt area
30 plans submitted for calendar years through
31 2003. Such payments shall be made until
32 March 31, 2017 at which time this appro-
33 priation will be used for services and
34 expenses incurred by local social services
35 districts in relation to the adult shelter
36 cap. Such payments shall be made until
37 March 31, 2042 at which time both the
38 administrative cap waiver and adult shel-
39 ter cap liabilities will be deemed fully
40 reimbursed 2,000,000
41 For the operation of an automated finger
42 imaging system; the operation of an elec-
43 tronic benefit transfer system; and the
44 production of common benefit identifica-
45 tion cards. Notwithstanding section 153 of
46 the social services law or any other
47 inconsistent provision of law, the depart-
48 ment shall reduce reimbursement otherwise
49 payable to social services districts to
50 recover 50 percent of the non-federal

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1 share of costs incurred by the department	
2 for these purposes	10,000,000
3	-----
4 Program account subtotal	1,356,459,000
5	-----

6 Special Revenue Funds - Federal
7 Federal Health and Human Services Fund
8 Temporary Assistance for Needy Families Account

9 For reimbursement of the cost of the family
10 assistance and the emergency assistance to
11 families programs. Notwithstanding section
12 153 of the social services law or any
13 inconsistent provision of law, funds
14 appropriated herein shall be provided
15 without state or local participation and
16 shall include the cost of providing shel-
17 ter supplements for family assistance
18 households at local option in order to
19 prevent eviction and address homelessness
20 in accordance with social services
21 district plans approved by the office of
22 temporary and disability assistance and
23 the director of the budget, provided,
24 however, that in social services districts
25 with a population over five million no
26 shelter supplements other than those to
27 prevent eviction shall be reimbursed, and
28 further provided that such supplements
29 shall not be part of the standard of need
30 pursuant to section 131-a of the social
31 services law. Funds appropriated herein
32 shall also reimburse for family assistance
33 expenditures for emergency shelter, trans-
34 portation, or nutrition payments which the
35 district determines are necessary to
36 establish or maintain independent living
37 arrangements among persons who have been
38 medically diagnosed as having acquired
39 immunodeficiency syndrome (AIDS) or
40 HIV-related illness and who are homeless
41 or facing homelessness and for whom no
42 viable and less costly alternative to
43 housing is available; provided, however,
44 that funds appropriated herein may only be
45 used for such purposes if the cost of such
46 allowances are not eligible for reimburse-
47 ment under medical assistance or other
48 programs.

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1 Such funds are to be available for payment
2 of aid heretofore accrued or hereafter to
3 accrue to municipalities. Subject to the
4 approval of the director of the budget,
5 such funds shall be available to the
6 office of temporary and disability assist-
7 ance net of disallowances, refunds,
8 reimbursements, and credits including, but
9 not limited to, additional federal funds
10 resulting from any changes in federal cost
11 allocation methodologies.

12 Notwithstanding any inconsistent provision
13 of law, the amount herein appropriated may
14 be increased or decreased by interchange
15 with any other appropriation within the
16 office of temporary and disability assist-
17 ance federal fund - local assistance
18 account with the approval of the director
19 of the budget, who shall file such
20 approval with the department of audit and
21 control and copies thereof with the chair-
22 man of the senate finance committee and
23 the chairman of the assembly ways and
24 means committee.

25 Social services districts shall be required
26 to report to the office of temporary and
27 disability assistance on an annual basis,
28 information, as determined and requested
29 by the office, related to services and
30 expenditures for which reimbursement is
31 sought for providing temporary housing
32 assistance to homeless individuals and
33 families. Such information shall be
34 submitted electronically to the extent
35 feasible as determined by the office, and
36 shall be used to evaluate expenditures by
37 such social services districts for the
38 provision of temporary housing assistance
39 for homeless individuals and families.

40 Notwithstanding paragraph (a-3) of subdivi-
41 sion 2 and paragraph (a-3) of subdivision
42 3 of section 131-a of the social services
43 law, or any other inconsistent provision
44 of law, in determining eligibility for
45 public assistance and determining maximum
46 monthly grants and allowances for those
47 persons and families determined eligible
48 by the application of such standard of
49 monthly need, less any available income or
50 resources which are not required to be
51 disregarded by provisions of law, the

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1 following schedule shall be used for all
2 social services districts and for all
3 categories of assistance for the period
4 beginning July 1, 2012 through June 30,
5 2013: \$150 for a household of one person;
6 \$239 for a household of two persons; \$317
7 for a household of three persons; \$409 for
8 a household of four persons; \$505 for a
9 household of five persons; and \$583 for a
10 household of six persons. For each addi-
11 tional person in the household, there
12 shall be added an additional amount of \$80
13 monthly.

14 Notwithstanding section 153 of the social
15 services law, or any other inconsistent
16 provision of law, such appropriation shall
17 be available for reimbursement of eligible
18 claims incurred on or after January 1,
19 2012 and before January 1, 2013, that are
20 otherwise reimbursable by the state on or
21 after April 1, 2012, that are claimed by
22 March 1, 2013. Such reimbursement shall
23 constitute total federal reimbursement for
24 activities funded herein in state fiscal
25 year 2012-2013 1,320,000,000

26 For expenses associated with the operation
27 of the statewide electronic benefit trans-
28 fer (EBT) system; the common benefit iden-
29 tification card (CBIC); and the automated
30 finger imaging system (AFIS) 3,000,000

31 The following remaining appropriations with-
32 in the office of temporary and disability
33 assistance federal health and human
34 services fund temporary assistance for
35 needy families account shall be available
36 for payment of aid heretofore accrued or
37 hereafter to accrue to municipalities.
38 Notwithstanding any inconsistent provision
39 of law, such funds may be increased or
40 decreased by interchange with any other
41 appropriation within the office of tempo-
42 rary and disability assistance or office
43 of children and family services federal
44 fund - local assistance account with the
45 approval of the director of the budget.
46 Such funds shall be provided without state
47 or local participation for services to
48 eligible individuals under the state plan
49 for the temporary assistance for needy
50 families block grant whose incomes do not
51 exceed 200 percent of the federal poverty

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1 level or who are otherwise eligible under
2 such plan, provided that such services to
3 eligible persons not in receipt of public
4 assistance shall not constitute "assist-
5 ance" under applicable federal regulations
6 and no more than 15 percent of the funds
7 made available herein may be used for
8 administration, provided further that the
9 director of the budget does not determine
10 that such use of funds can be expected to
11 have the effect of increasing qualified
12 state expenditures under paragraph 7 of
13 subdivision (a) of section 409 of the
14 federal social security act above the
15 minimum applicable federal maintenance of
16 effort requirement:

17 For transfer to the credit of the office of
18 children and family services federal
19 health and human services fund, state
20 operations or federal health and human
21 services fund, local assistance, federal
22 day care account for additional reimburse-
23 ment to social services districts for
24 child care assistance provided pursuant to
25 title 5-C of article 6 of the social
26 services law. The funds shall be appor-
27 tioned among the social services districts
28 by the office according to an allocation
29 plan developed by the office and submitted
30 to the director of the budget for approval
31 within 60 days of enactment of the budget.
32 The funds allocated to a district under
33 this appropriation in addition to any
34 state block grant funds allocated to the
35 district for child care services and any
36 funds the district requests the office of
37 temporary and disability assistance to
38 transfer from the district's flexible fund
39 for family services allocation to the
40 federal day care account shall constitute
41 the district's entire block grant allo-
42 cation for a particular federal fiscal
43 year, which shall be available only for
44 child care assistance expenditures made
45 during that federal fiscal year and which
46 are claimed by March 31 of the year imme-
47 diately following the end of that federal
48 fiscal year. Notwithstanding any other
49 provision of law, any claims for child
50 care assistance made by a social services
51 district for expenditures made during a

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1 particular federal fiscal year, other than
2 claims made under title XX of the federal
3 social security act and under the food
4 stamp employment and training program,
5 shall be counted against the social
6 services district's block grant allocation
7 for that federal fiscal year.

8 A social services district shall expend its
9 allocation from the block grant in accord-
10 ance with the applicable provision in
11 federal law and regulations relating to
12 the federal funds included in the state
13 block grant for child care and the regu-
14 lations of the office of children and
15 family services. Notwithstanding any other
16 provision of law, each district's claims
17 submitted under the state block grant for
18 child care will be processed in a manner
19 that maximizes the availability of federal
20 funds and ensures that the district meets
21 its maintenance of effort requirement in
22 each applicable federal fiscal year. Prior
23 to transfer of funds appropriated herein,
24 the commissioner of the office of children
25 and family services shall consult with the
26 commissioner of the office of temporary
27 and disability assistance to determine the
28 availability of such funding and to
29 request that the commissioner of the
30 office of temporary and disability assist-
31 ance takes necessary steps to notify the
32 department of health and human services of
33 the transfer of funding 299,667,000

34 For allocation to local social services
35 districts for the flexible fund for family
36 services. Funds shall, without state or
37 local participation, be allocated to local
38 social services districts in accordance
39 with a methodology to be developed by the
40 office of temporary and disability assist-
41 ance and the office of children and family
42 services and approved by the director of
43 the budget. Such amounts allocated to
44 local social services districts shall
45 hereinafter be referred to as the flexible
46 fund for family services and shall be used
47 for eligible services to eligible individ-
48 uals under the State plan for the federal
49 temporary assistance for needy families
50 block grant.

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1 Such funds are to be available for payment
2 of aid heretofore accrued or hereafter to
3 accrue to municipalities and, notwith-
4 standing section 153 of the social
5 services law and any inconsistent
6 provision of law, shall constitute the
7 full amount of federal temporary assist-
8 ance for needy families funds to be paid
9 on account of activities funded in whole
10 or in part hereunder and the full amount
11 of state reimbursement to be paid on
12 account of local district administrative
13 claims. District allocations from the
14 flexible fund for family services may be
15 spent only pursuant to plans of expendi-
16 ture, developed by each social services
17 district and the local governing body and
18 approved by the office of temporary and
19 disability assistance, the office of chil-
20 dren and family services, and the director
21 of the budget. Such allocation shall be
22 available for reimbursement through March
23 31, 2015; provided, however, that
24 reimbursement for child welfare services
25 other than foster care services shall be
26 available for eligible expenditures
27 incurred on or after October 1, 2011 and
28 before October 1, 2012 that are otherwise
29 reimbursable by the state on or after
30 April 1, 2012 and that are claimed by
31 March 31, 2013.

32 Notwithstanding any inconsistent provision
33 of law, the amounts so appropriated for
34 allocation to local social services
35 districts, may be used, without state or
36 local financial participation, by social
37 services districts with a population in
38 excess of two million persons for such
39 district's first eligible expenditures
40 that occurred on or after October 1, 2011,
41 or, subject to the approval of the direc-
42 tor of the budget, during any other period
43 beginning on or after January 1, 1997, for
44 tuition costs for foster care children who
45 are eligible for emergency assistance for
46 families in the manner the state was
47 authorized to fund such costs under part A
48 of title IV of the social security act as
49 such part was in effect on September 30,
50 1995; provided that the funds appropriated
51 herein may not be used to reimburse local-

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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

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1 title XX social services block grant shall
2 be used by the district for eligible title
3 XX social services provided in accordance
4 with the provisions of the federal social
5 security act and the social services law
6 to children or their families whose income
7 is less than 200 percent of the federal
8 poverty level applicable to the family
9 size involved. Any funds transferred at a
10 district's request to the office of chil-
11 dren and family services federal health
12 and human services fund, local assistance,
13 federal day care account shall be made
14 available to the district for use for
15 eligible child care expenditures in
16 accordance with the applicable provisions
17 of federal law and regulations relating to
18 federal funds included in the state block
19 grant for child care and in accordance
20 with applicable state law and regulations
21 of the office of children and family
22 services. Notwithstanding any other
23 provision of law, any claims made by a
24 social services district for expenditures
25 made for child care during a particular
26 federal fiscal year, other than claims
27 made under title XX of the federal social
28 security act and under the food stamp
29 employment and training program, shall be
30 counted against the social services
31 district's block grant for child care for
32 that federal fiscal year. Each social
33 services district must certify to the
34 office of children and family services and
35 the office of temporary and disability
36 assistance, within 90 days of enactment of
37 the budget but before August 15, 2012, the
38 amount of funds it wishes to have trans-
39 ferred under this provision.

40 Notwithstanding any other provision of law,
41 the amount of the funds that each district
42 expends on child welfare services from its
43 flexible fund for family services funds
44 and any flexible fund for family services
45 funds transferred at the district's
46 request to the title XX social services
47 block grant must, to the extent that fami-
48 lies are eligible therefore, be equal to
49 or greater than the district's portion of
50 the \$342,322,341 statewide child welfare
51 threshold amount, which shall be estab-

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21 Special Revenue Funds - Federal
22 Federal Health and Human Services Fund
23 Home Energy Assistance Program Account

24 Notwithstanding section 97 of the social
25 services law, funds appropriated herein
26 shall be available for services and
27 expenses, including payments to public and
28 private agencies and individuals for the
29 low income home energy assistance program
30 provided pursuant to the low income energy
31 assistance act of 1981. Funds appropriated
32 herein, subject to the approval of the
33 director of the budget, may be transferred
34 or suballocated to other state agencies
35 for services and expenses related to the
36 low income home energy assistance program.
37 Notwithstanding any inconsistent provision
38 of the law, the amount herein appropriated
39 may be increased or decreased by inter-
40 change with any other appropriation within
41 the office of temporary and disability
42 assistance federal fund - local assistance
43 account with the approval of the director
44 of the budget, who shall file such
45 approval with the department of audit and
46 control and copies thereof with the chair-
47 man of the senate finance committee and
48 the chairman of the assembly ways and
49 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

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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

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1	Special Revenue Funds - Other	
2	Combined Gifts, Grants and Bequests Fund	
3	Donated Funds Account	
4	For services and expenses related to agency	
5	programs and paid from funds donated to	
6	the agency from private foundations,	
7	corporations and individuals or from other	
8	sources	10,000,000
9		-----
10	Program account subtotal	10,000,000
11		-----
12	Fiduciary Funds	
13	Miscellaneous New York State Agency Fund	
14	Special Offset Fiduciary Account	
15	For direct payment or transfer to other	
16	funds, as approved by the director of the	
17	budget as restitution to the federal,	
18	state or local governments of funds recov-	
19	ered from public assistance recipients or	
20	former recipients pursuant to chapter 81	
21	of the laws of 1995 or the federal social	
22	security act including but not limited to	
23	lottery winnings or prizes and federal and	
24	state tax refunds	10,000,000
25		-----
26	Program account subtotal	10,000,000
27		-----
28	SPECIALIZED SERVICES PROGRAM	143,096,000
29		-----
30	General Fund	
31	Local Assistance Account	
32	Funds appropriated herein shall be used to	
33	reimburse New York city expenditures for	
34	adult shelters. Notwithstanding section	
35	153 of the social services law or any	
36	other inconsistent provision of law, such	
37	funds shall be available for eligible	
38	claims incurred on or after January 1,	
39	2012 and before January 1, 2013 that are	
40	otherwise reimbursable by the state on or	
41	after April 1, 2012 and that are claimed	
42	by March 31, 2013. Such reimbursement	
43	shall constitute total state reimbursement	
44	for activities funded herein in state	
45	fiscal year 2012-13, and shall include	

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1 reimbursement for costs associated with a
2 court mandated plan to improve shelter
3 conditions for medically frail persons and
4 additional costs incurred as part of a
5 plan to reduce over-crowding in congregate
6 shelters. New York city shall be required
7 to report to the office of temporary and
8 disability assistance on an annual basis,
9 information, as determined and requested
10 by the office, related to services and
11 expenditures for which reimbursement is
12 sought for providing temporary housing
13 assistance to homeless individuals and
14 families. Such information shall be
15 submitted electronically to the extent
16 feasible as determined by the office, and
17 shall be used to evaluate expenditures for
18 the provision of temporary housing assist-
19 ance for homeless individuals and families
20 69,018,000

21 Funds appropriated herein shall be used to
22 reimburse those expenditures made by local
23 social services districts outside the city
24 of New York for adult shelters and public
25 homes. Notwithstanding section 153 of the
26 social services law or any other incon-
27 sistent provision of law, such funds shall
28 be available for eligible claims incurred
29 on or after January 1, 2012, and before
30 January 1, 2013, that are otherwise reim-
31 bursable by the state on or after April 1,
32 2012. Such reimbursement shall constitute
33 total state reimbursement for activities
34 funded herein in state fiscal year 2012-13 ... 4,000,000

35 For services and expenses related to home-
36 less housing and preventive services
37 programs including but not limited to the
38 New York state supportive housing program,
39 the solutions to end homelessness program
40 and the operational support for AIDS hous-
41 ing program. No funds shall be expended
42 from this appropriation until the director
43 of the budget has approved a spending plan
44 submitted by the office of temporary and
45 disability assistance in such detail as
46 required by the director of the budget 27,281,000

47 For services related to the human traffick-
48 ing program as established pursuant to
49 chapter 74 of the laws of 2007 397,000
50 -----

AID TO LOCALITIES 2012-13

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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1 Special Revenue Funds - Federal
2 Federal Operating Grant Fund
3 Homeless Housing Account

4 For services related to federal homeless and
5 other federal support services grants.
6 Subject to the approval of the director of
7 the budget, the amount appropriated herein
8 may be made available to other state agen-
9 cies through transfer or suballocation for
10 services and expenses related to federal
11 homeless and other federal support
12 services grants. The director of the budg-
13 et is hereby authorized to transfer or
14 suballocate appropriation authority
15 contained herein to any other fund in
16 which federal homeless and other federal
17 support services grants are actually
18 received 7,500,000
19 -----
20 Program account subtotal 7,500,000
21 -----

22 Special Revenue Funds - Other
23 Miscellaneous Special Revenue Fund
24 Family and Adult Shelter Sanction Account

25 For payment of family and adult shelter
26 reimbursement previously withheld by the
27 commissioner due to violations of office
28 regulations governing operation of such
29 shelters. Such payments shall only be made
30 after remediation or correction of such
31 violations, pursuant to a protocol estab-
32 lishing terms and conditions of such with-
33 holdings and payments between the commis-
34 sioner of temporary and disability
35 assistance, the director of the budget,
36 and appropriate representatives of the
37 affected social services district or local
38 government. No expenditure may be made
39 from this account for any other purpose.
40 No expenditure may be made from this
41 account without approval of the director
42 of the budget 9,900,000
43 -----
44 Program account subtotal 9,900,000
45 -----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CHILD WELL BEING PROGRAM

2 Special Revenue Funds - Federal
3 Federal Health and Human Services Fund
4 Child Support Account

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

6 For reimbursement of local administrative expenses for child support
7 and establishment of paternity pursuant to title IV-D of the federal
8 social security act.

9 Such funds are to be available for payment of aid heretofore accrued
10 or hereafter to accrue to municipalities. Subject to the approval of
11 the director of the budget, such funds shall be available to the
12 office of temporary and disability assistance net of disallowances,
13 refunds, reimbursements, and credits.

14 Notwithstanding any inconsistent provision of law, the amount herein
15 appropriated may be increased or decreased by interchange with any
16 other appropriation within the office of temporary and disability
17 assistance federal fund - local assistance account with the approval
18 of the director of the budget, who shall file such approval with the
19 department of audit and control and copies thereof with the chairman
20 of the senate finance committee and the chairman of the assembly
21 ways and means committee.

22 Notwithstanding any inconsistent provision of law, amounts appropri-
23 ated herein received pursuant to section 391 of the federal personal
24 responsibility and work opportunity reconciliation act of 1996 may
25 be used without state or local financial participation to provide
26 grants or enter into contracts with courts, local public agencies,
27 or nonprofit private entities consistent with federal law and
28 requirements. Such grants and/or contracts shall be made based on
29 the results of a competitive procurement. A portion of the funds
30 appropriated herein, subject to the approval of the director of the
31 budget, and without local financial participation, may be used as
32 the federal match for the child support revenue account and for
33 contracts with public or private organizations for additional
34 services designed to strengthen child support enforcement activities
35 including but not necessarily limited to services to noncustodial
36 parents; in-state bank match services; a paternity media campaign; a
37 medical support unit; and remediation of hard-to-collect cases.

38 Funds appropriated herein may be used for a federally approved
39 research and demonstration project for improved custodial cooper-
40 ation. Notwithstanding any inconsistent provision of law, these
41 funds shall be available without local financial participation
42 110,000,000 (re. \$70,399,000)

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

44 For reimbursement of local administrative expenses for child support
45 and establishment of paternity pursuant to title IV-D of the federal
46 social security act and, pursuant to chapter 502 of the laws of
47 1990, chapter 81 of the laws of 1995, and subject to the approval of

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1 the director of the budget, expenditures for the development and
2 operation of a centralized support collection unit.
3 Notwithstanding any inconsistent provision of law, in lieu of payments
4 authorized by the social services law, or payments of federal funds
5 otherwise due to the local social services districts for programs
6 provided under the federal social security act or the federal food
7 stamp act, funds herein appropriated, in amounts certified by the
8 state commissioner or the state commissioner of health as due from
9 local social services districts each month as their share of
10 payments made pursuant to section 367-b of the social services law
11 may be set aside by the state comptroller in an interest-bearing
12 account with such interest accruing to the credit of the locality in
13 order to ensure the orderly and prompt payment of providers under
14 section 367-b of the social services law pursuant to an estimate
15 provided by the commissioner of health of each local social services
16 district's share of payments made pursuant to section 367-b of the
17 social services law.
18 Funds appropriated herein shall be available for aid to munici-
19 palities, for banking services contractor costs for central
20 collections, consistent with approved contracts, where earnings on
21 account deposits are insufficient to cover approved fees and for
22 payments to the federal government for expenditures made pursuant to
23 the social services law and the state plan for individual and family
24 grant program under the disaster relief act of 1974.
25 Such funds are to be available for payment of aid heretofore accrued
26 or hereafter to accrue to municipalities. Subject to the approval of
27 the director of the budget, such funds shall be available to the
28 department of family assistance net of disallowances, refunds,
29 reimbursements, and credits.
30 Notwithstanding any inconsistent provision of law, the amount herein
31 appropriated may be increased or decreased by interchange with any
32 other appropriation within the office of temporary and disability
33 assistance federal fund - local assistance account with the approval
34 of the director of the budget, who shall file such approval with the
35 department of audit and control and copies thereof with the chairman
36 of the senate finance committee and the chairman of the assembly
37 ways and means committee.
38 Notwithstanding any inconsistent provision of law, amounts appropri-
39 ated herein received pursuant to section 391 of the federal personal
40 responsibility and work opportunity reconciliation act of 1996 may
41 be used without state or local financial participation to provide
42 grants or enter into contracts with courts, local public agencies,
43 or nonprofit private entities consistent with federal law and
44 requirements. Such grants and/or contracts shall be made based on
45 the results of a competitive procurement. A portion of the funds
46 appropriated herein, subject to the approval of the director of the
47 budget, and without local financial participation, may be used as
48 the federal match for the child support revenue account and for
49 contracts with public or private organizations for additional
50 services designed to strengthen child support enforcement activities
51 including but not necessarily limited to services to noncustodial

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1 parents; in-state bank match services; a paternity media campaign; a
2 medical support unit; and remediation of hard-to-collect cases.
3 Funds appropriated herein received for a federally approved research
4 and demonstration project for improved custodial cooperation may be
5 used by the office for services and expenses including but not
6 limited to contractual services. Notwithstanding any inconsistent
7 provision of law, these funds shall be available without local
8 financial participation. Up to \$94,000 of the grant received pursu-
9 ant to section 391 of the federal personal responsibility and work
10 opportunity reconciliation act of 1996 and 10 percent of grants
11 received for a demonstration for improved custodial cooperation as
12 matched by general fund appropriations, may be transferred to the
13 state operations account, subject to the approval of the director of
14 the budget, for costs associated with administering those grants ...
15 129,200,000 (re. \$7,389,000)

16 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,
17 section 1, of the laws of 2011:

18 For reimbursement of administrative expenses for child support and
19 establishment of paternity pursuant to title IV-D of the social
20 security act, and for expenditures within the office of temporary
21 and disability assistance related to the direct support of social
22 services districts, consistent with the purposes and rules estab-
23 lished in the American Recovery and Reinvestment Act of 2009. Funds
24 appropriated herein shall be subject to all applicable reporting and
25 accountability requirements contained in such act. Such funds are to
26 be available for payment of aid heretofore accrued or hereafter to
27 accrue to municipalities to the extent authorized by such act.

28 Notwithstanding any inconsistent provision of law, and subject to the
29 approval of the director of the budget, the amount appropriated
30 herein may be increased or decreased through transfer or interchange
31 with any other federal appropriation within the office of temporary
32 and disability assistance ... 70,000,000 (re. \$39,100,000)

33 By chapter 53, section 1, of the laws of 2009:

34 For reimbursement of local administrative expenses for child support
35 and establishment of paternity pursuant to title IV-D of the federal
36 social security act and, pursuant to chapter 502 of the laws of
37 1990, chapter 81 of the laws of 1995, and subject to the approval of
38 the director of the budget, expenditures for the development and
39 operation of a centralized support collection unit.

40 Notwithstanding any inconsistent provision of law, in lieu of payments
41 authorized by the social services law, or payments of federal funds
42 otherwise due to the local social services districts for programs
43 provided under the federal social security act or the federal food
44 stamp act, funds herein appropriated, in amounts certified by the
45 state commissioner or the state commissioner of health as due from
46 local social services districts each month as their share of
47 payments made pursuant to section 367-b of the social services law
48 may be set aside by the state comptroller in an interest-bearing
49 account with such interest accruing to the credit of the locality in

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1 order to ensure the orderly and prompt payment of providers under
2 section 367-b of the social services law pursuant to an estimate
3 provided by the commissioner of health of each local social services
4 district's share of payments made pursuant to section 367-b of the
5 social services law.

6 Funds appropriated herein shall be available for aid to munici-
7 palities, for banking services contractor costs for central
8 collections, consistent with approved contracts, where earnings on
9 account deposits are insufficient to cover approved fees and for
10 payments to the federal government for expenditures made pursuant to
11 the social services law and the state plan for individual and family
12 grant program under the disaster relief act of 1974.

13 Such funds are to be available for payment of aid heretofore accrued
14 or hereafter to accrue to municipalities. Subject to the approval of
15 the director of the budget, such funds shall be available to the
16 department of family assistance net of disallowances, refunds,
17 reimbursements, and credits.

18 Notwithstanding any inconsistent provision of law, the amount herein
19 appropriated may be increased or decreased by interchange with any
20 other appropriation within the office of temporary and disability
21 assistance federal fund - local assistance account with the approval
22 of the director of the budget, who shall file such approval with the
23 department of audit and control and copies thereof with the chairman
24 of the senate finance committee and the chairman of the assembly
25 ways and means committee.

26 Notwithstanding any inconsistent provision of law, amounts appropri-
27 ated herein received pursuant to section 391 of the federal personal
28 responsibility and work opportunity reconciliation act of 1996 may
29 be used without state or local financial participation to provide
30 grants or enter into contracts with courts, local public agencies,
31 or nonprofit private entities consistent with federal law and
32 requirements. Such grants and/or contracts shall be made based on
33 the results of a competitive procurement. A portion of the funds
34 appropriated herein, subject to the approval of the director of the
35 budget, and without local financial participation, may be used as
36 the federal match for the child support revenue account and for
37 contracts with public or private organizations for additional
38 services designed to strengthen child support enforcement activities
39 including but not necessarily limited to services to noncustodial
40 parents; in-state bank match services; a paternity media campaign; a
41 medical support unit; and remediation of hard-to-collect cases.

42 Funds appropriated herein received for a federally approved research
43 and demonstration project for improved custodial cooperation may be
44 used by the office for services and expenses including but not
45 limited to contractual services. Notwithstanding any inconsistent
46 provision of law, these funds shall be available without local
47 financial participation. Up to \$94,000 of the grant received pursu-
48 ant to section 391 of the federal personal responsibility and work
49 opportunity reconciliation act of 1996 and 10 percent of grants
50 received for a demonstration for improved custodial cooperation as
51 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 discon-
tinued. The commissioner shall reduce reimbursement otherwise paya-
ble to social services districts to ensure that social services
districts shall financially participate in additional legal repre-
sentation 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 estab-
lished 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 reim-
burse 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 reim-
bursed, 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,

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1 transportation, or nutrition payments which the district determines
2 are necessary to establish or maintain independent living arrange-
3 ments among persons who have been medically diagnosed as having
4 acquired immunodeficiency syndrome (AIDS) or HIV-related illness and
5 who are homeless or facing homelessness and for whom no viable and
6 less costly alternative to housing is available; provided, however,
7 that funds appropriated herein may only be used for such purposes if
8 the cost of such allowances are not eligible for reimbursement under
9 medical assistance or other programs.

10 Such funds are to be available for payment of aid heretofore accrued
11 or hereafter to accrue to municipalities. Subject to the approval of
12 the director of the budget, such funds shall be available to the
13 office of temporary and disability assistance, net of disallowances,
14 refunds, reimbursements, and credits, including those related to
15 title IV-E of the social security act and to the state share of
16 child support collections for persons in receipt of public assist-
17 ance; and including, but not limited to, additional federal funds
18 resulting from any changes in federal cost allocation methodologies.

19 Notwithstanding any inconsistent provision of law, the amount herein
20 appropriated may be increased or decreased by interchange with any
21 other appropriation within the office of temporary and disability
22 assistance general fund - local assistance account with the approval
23 of the director of the budget, who shall file such approval with the
24 department of audit and control and copies thereof with the chairman
25 of the senate finance committee and the chairman of the assembly
26 ways and means committee.

27 Social services districts shall be required to report to the office of
28 temporary and disability assistance on an annual basis, information,
29 as determined and requested by the office, related to services and
30 expenditures for which reimbursement is sought for providing tempo-
31 rary housing assistance to homeless individuals and families. Such
32 information shall be submitted electronically to the extent feasible
33 as determined by the office, and shall be used to evaluate expendi-
34 tures by such social services districts for the provision of tempo-
35 rary housing assistance for homeless individuals and families.

36 Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of
37 subdivision 3 of section 131-a of the social services law, or any
38 other inconsistent provision of law, in determining eligibility for
39 public assistance and in determining maximum monthly grants and
40 allowances for those persons and families determined eligible by the
41 application of such standard of monthly need, less any available
42 income or resources which are not required to be disregarded by
43 provisions of law, the following schedule shall be used for all
44 social services districts and for all categories of assistance for
45 the period beginning July 1, 2010 through June 30, 2012: \$141 for a
46 household of one person; \$225 for a household of two persons; \$300
47 for a household of three persons; \$386 for a household of four
48 persons; \$477 for a household of five persons; and \$551 for a house-
49 hold of six persons. For each additional person in the household,
50 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-

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1 ing but not limited to, post-secondary training designed to meet the
2 needs of employers in the local labor market, or catchment area;
3 programs that include education and training components, such as
4 remedial education, individual training plans, pre-employment train-
5 ing, workplace basic skills, and literacy skills training. Such
6 education and training must include institutions, industry associ-
7 ations, or other credentialing bodies for the purpose of providing
8 participants with certificates, diplomas, or degrees; projects that
9 provide comprehensive student support services, including but not
10 limited to tutoring, mentoring, child care, after school program
11 access, transportation, and case management, as part of the individ-
12 ual training plan. Preference shall be given to proposals that
13 include not-for-profit collaborations with education, training, or
14 employer stakeholders in the region; programs which leverage addi-
15 tional community resources and provide participant support services;
16 training that result in job placement; and education that links
17 participants with occupational skills training and/or employer-re-
18 lated credentials, credits, diplomas or certificates
19 2,500,000 (re. \$2,500,000)

20 By chapter 110, section 16, of the laws of 2010:

21 For services to support human immunodeficiency virus specific
22 welfare-to-work programs. Components of each such program shall
23 include, but not be limited to, on-the-job training and employment.
24 Each such program shall guarantee that individuals completing the
25 program obtain full-time employment with health insurance coverage.
26 The office of temporary and disability assistance, in conjunction
27 with the AIDS institute of the department of health, shall select
28 the organizations to operate such programs through a competitive bid
29 process ... 1,161,000 (re. \$1,161,000)

30 By chapter 53, section 1, of the laws of 2009:

31 For services related to innovative programs for public assistance
32 recipients who are not eligible for funding under the temporary
33 assistance for needy families block grant and who are unable to
34 obtain or retain employment due to mental or physical disability.
35 Notwithstanding any inconsistent provision of law, subject to the
36 approval of the director of the budget, funds appropriated herein
37 shall be available to social services districts with a population
38 less than two million for additional costs associated with providing
39 innovative services to such public assistance recipients including,
40 but not limited to case management and transportation
41 765,000 (re. \$263,000)

42 By chapter 53, section 1, of the laws of 2009, as transferred by chapter
43 53, section 1, of the laws of 2010:

44 For services to support human immunodeficiency virus specific
45 welfare-to-work programs. Components of each such program shall
46 include, but not be limited to, on-the-job training and employment.
47 Each such program shall guarantee that individuals completing the
48 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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1 of the senate finance committee and the chairman of the assembly
2 ways and means committee.
3 Social services districts shall be required to report to the office of
4 temporary and disability assistance on an annual basis, information,
5 as determined and requested by the office, related to services and
6 expenditures for which reimbursement is sought for providing tempo-
7 rary housing assistance to homeless individuals and families. Such
8 information shall be submitted electronically to the extent feasible
9 as determined by the office, and shall be used to evaluate expendi-
10 tures by such social services districts for the provision of tempo-
11 rary housing assistance for homeless individuals and families.
12 Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of
13 subdivision 3 of section 131-a of the social services law, or any
14 other inconsistent provision of law, in determining eligibility for
15 public assistance and determining maximum monthly grants and allow-
16 ances for those persons and families determined eligible by the
17 application of such standard of monthly need, less any available
18 income or resources which are not required to be disregarded by
19 provisions of law, the following schedule shall be used for all
20 social services districts and for all categories of assistance for
21 the period beginning July 1, 2010 through June 30, 2012: \$141 for a
22 household of one person; \$225 for a household of two persons; \$300
23 for a household of three persons; \$386 for a household of four
24 persons; \$477 for a household of five persons; and \$551 for a house-
25 hold of six persons. For each additional person in the household,
26 there shall be added an additional amount of \$75 monthly.
27 Notwithstanding section 153 of the social services law, or any other
28 inconsistent provision of law, such appropriation shall be available
29 for reimbursement of eligible claims incurred on or after January 1,
30 2011 and before January 1, 2012, that are otherwise reimbursable by
31 the state on or after April 1, 2011, that are claimed by March 1,
32 2012. Such reimbursement shall constitute total federal reimburse-
33 ment for activities funded herein in state fiscal year 2011-2012 ...
34 1,274,100,000 (re. \$495,046,000)
35 For expenses associated with the operation of the statewide electronic
36 benefit transfer (EBT) system; the common benefit identification
37 card (CBIC); and the automated finger imaging system (AFIS)
38 3,000,000 (re. \$2,009,000)
39 For transfer to the credit of the office of children and family
40 services federal health and human services fund, state operations or
41 federal health and human services fund, local assistance, federal
42 day care account for additional reimbursement to social services
43 districts for child care assistance provided pursuant to title 5-C
44 of article 6 of the social services law. The funds shall be appor-
45 tioned among the social services districts by the office according
46 to an allocation plan developed by the office and submitted to the
47 director of the budget for approval within 60 days of enactment of
48 the budget. The funds allocated to a district under this appropri-
49 ation in addition to any state block grant funds allocated to the
50 district for child care services and any funds the district requests
51 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 herein-after 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

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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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1 assistance or office of children and family services federal fund -
2 local assistance account with the approval of the director of the
3 budget. Such funds shall be provided without state or local partic-
4 ipation for services to eligible individuals under the state plan
5 for the temporary assistance for needy families block grant whose
6 incomes do not exceed 200 percent of the federal poverty level or
7 who are otherwise eligible under such plan, provided that such
8 services to eligible persons not in receipt of public assistance
9 shall not constitute "assistance" under applicable federal regu-
10 lations and no more than 15 percent of the funds made available
11 herein may be used for administration, provided further that the
12 director of the budget does not determine that such use of funds can
13 be expected to have the effect of increasing qualified state expend-
14 itures under paragraph 7 of subdivision (a) of section 409 of the
15 federal social security act above the minimum applicable federal
16 maintenance of effort requirement:

17 For the continuation and expansion of a demonstration project to
18 assist individuals and families in moving out of poverty through the
19 pursuit of higher education. Projects shall include intensive, long-
20 term case management and statistically-based outcome assessments.
21 The amount appropriated herein shall be made available for one
22 project at an education and work consortium having developed
23 programs that moved significant numbers of people from welfare to
24 permanent employment, in receipt of financial commitments from a
25 not-for-profit foundation, and having an established working
26 relationship with regional social services agencies, the local busi-
27 ness community and other public and/or private institutions of high-
28 er education. Such program shall provide services to recipients of
29 family assistance, safety net assistance and other eligible individ-
30 uals. The consortium shall consist of three institutions of higher
31 education with one of the institutions being a CUNY institution, one
32 a New York city based institution, and one based in Westchester
33 county ... 250,000 (re. \$250,000)

34 For services and expenses related to the advantage afterschool
35 program. Such funds are to be available pursuant to a plan prepared
36 by the office of children and family services and approved by the
37 director of the budget to extend or expand current contracts with
38 community based organizations, to award new contracts to continue
39 programs where the existing contractors are not satisfactorily
40 performing as determined by the office of children and family
41 services and/or to award new contracts through a competitive process
42 to community based organizations ... 500,000 (re. \$500,000)

43 For services of the BRIDGE program, provided however, that, unless
44 otherwise determined by the director of the budget, the rate of
45 state financial participation shall be the same rates as required in
46 the month immediately preceding December, 1996. Funds shall be made
47 available and/or suballocated to the state university of New York
48 for services and expenditures of the BRIDGE program and may be
49 transferred to the state university of New York for personal and
50 nonpersonal service costs and other expenses incurred in administer-
51 ing 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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1 social services districts and may be made available to the depart-
2 ment of transportation ... 112,000 (re. \$112,000)
3 For services of a program, pursuant to section 35 of the social
4 services law but without state or local financial participation,
5 providing legal representation of individuals whose federal disabili-
6 ty benefits have been denied or may be discontinued
7 98,000 (re. \$98,000)
8 For services related to the continuation of displaced homemaker
9 services. Funds made available herein may be used for state agency
10 contractors, or aid to local social services districts, provided,
11 further, that no more than ten percent of such funds may be used for
12 program administration at each individual displaced homemaker
13 center. Each program administrator shall prepare and submit an annu-
14 al report by December 1, 2011, to the office of temporary and disa-
15 bility assistance, the chairs of the senate committee on social
16 services, and the senate committee on children and families and the
17 assembly chair of the committee on social services, on the summary
18 of activities, including but not limited to the number of eligible
19 recipients, and the outcome for each recipient together with a
20 summary of revenues and expenses including all salaries
21 546,000 (re. \$546,000)
22 For services of programs, in local social services districts with a
23 population in excess of two million, that meet the emergency needs
24 of homeless individuals and families and those at risk of becoming
25 homeless. Such programs shall have demonstrated experience in
26 providing services to meet the emergency needs of homeless individ-
27 uals and families and those at risk of becoming homeless, including
28 crisis intervention services, eviction prevention services, mobile
29 emergency feeding services, and summer youth services
30 176,000 (re. \$174,000)
31 For services and expenses related to the provision of non-residential
32 domestic violence. Such funds may be made available to the office of
33 children and family services. Local social services districts are
34 encouraged to collaborate with not-for-profit providers in the
35 provision of such services ... 510,000 (re. \$510,000)
36 For preventive services to eligible individuals and families under the
37 state plan for the federal temporary assistance for needy families
38 block grant whose incomes do not exceed 200 percent of the federal
39 poverty level, including but not limited to: intensive case manage-
40 ment and related services for families with children at risk of
41 foster care placement due to the presence of alcohol and/or
42 substance abuse in the household; family preservation services,
43 centers and programs; foster care diversion demonstrations; and
44 not-for-profit provider collaborations with family treatment courts.
45 Such funds are available pursuant to a plan prepared by the office
46 of children and family services and approved by the director of the
47 budget to continue or expand existing programs with existing
48 contractors that are satisfactorily performing as determined by the
49 office of children and family services, to award new contracts to
50 continue programs where the existing contractors are not satisfac-
51 torily performing as determined by the office of children and family

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1 services, and/or award new contracts through a competitive process.
2 Provided that, of the funds appropriated herein, at least \$106,000
3 shall be available for programs providing post adoption services ...
4 610,000 (re. \$610,000)
5 For enhanced services to refugees, asylees and other immigrant popu-
6 lations eligible for refugee services to assist such individuals and
7 families to attain economic self-sufficiency and reduce or eliminate
8 reliance on public assistance benefits as a primary means of
9 support. Such services shall include, but not be limited to, case
10 management, English-as-a-second-language, job training and placement
11 assistance, post-employment services necessary to ensure job
12 retention, and services necessary to assist the individual and fami-
13 ly members to establish and maintain a permanent residence in the
14 state. Funds appropriated herein shall, to the extent permitted by
15 federal law and regulations, be awarded at the discretion of the
16 commissioner of the office of temporary and disability assistance to
17 voluntary refugee resettlement agencies and/or local representatives
18 of such agencies currently under contract with the office of tempo-
19 rary and disability assistance to provide services to refugee popu-
20 lations and individual awards shall be made proportionately based on
21 the number of refugees each organization resettled in the previous
22 five year period based on the most recent five year data published
23 by the federal department of health and human services office of
24 refugee resettlement or its contractor. Of the amount appropriated
25 herein, up to \$85,000 shall be made available to organizations
26 providing services to refugees settling in local social services
27 districts with a population in excess of two million and all remain-
28 ing funding shall be awarded to organizations providing such
29 services to refugees settling in other geographic locations
30 102,000 (re. \$102,000)
31 For the services of the Rochester-Genesee Regional Transportation
32 Authority for the provision of transportation services to eligible
33 individuals and families, for the purpose of transportation to and
34 from employment or other allowable work activities
35 82,000 (re. \$82,000)
36 For those services and expenses provided to eligible individuals and
37 families by existing settlement houses; provided, however, that the
38 funds may be made available without regard to the limitations on the
39 amount of grants provided to, and the requirements for fundraising
40 by such programs as set forth in article 10-B of the social services
41 law ... 500,000 (re. \$500,000)
42 For services and expenses, established pursuant to chapter 58 of the
43 laws of 2006, related to providing intensive employment and other
44 supportive services, including job readiness and job placement
45 services to noncustodial parents who are unemployed or who are work-
46 ing less than 20 hours per week; who are recipients of public
47 assistance or whose incomes do not exceed 200 percent of the federal
48 poverty level; and who have a child support order payable through
49 the support collection unit of a social services district
50 200,000 (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-

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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

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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

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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

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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-Orneida 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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1 in accordance with social services district plans approved by the
2 office of temporary and disability assistance and the director of
3 the budget, provided, however, that such supplements shall not be
4 part of the standard of need pursuant to section 131-a of the social
5 services law.

6 Amounts appropriated herein may, subject to the approval of the direc-
7 tor of the budget, be used to reimburse social services districts
8 for 100 percent of the expenditures for foster care made on and
9 after October 1, 2009 provided to children eligible for emergency
10 assistance for families, other than juvenile justice services and
11 other than tuition costs for foster care children who are eligible
12 for emergency assistance for families and are in the custody of the
13 commissioner of any local social services district with a population
14 in excess of two million persons and, subject to the approval of the
15 director of the budget, the commissioner of the office of children
16 and family services, in consultation with the commissioner of labor
17 and the commissioner of the office of temporary and disability
18 assistance, may exclude foster care and foster care administration
19 costs incurred on behalf of children in foster care placements who
20 are at least 19 years of age.

21 Notwithstanding section 153 of the social services law, or any other
22 inconsistent provision of the social services law or this chapter,
23 the commissioner of the office of temporary and disability assist-
24 ance, upon consultation with the commissioner of the office of chil-
25 dren and family services and subject to the approval of the director
26 of the budget, may reduce federal financial participation in the
27 cost of eligible public assistance expenses, including but not
28 limited to, the family assistance program, the emergency assistance
29 for families program and their administration paid to social
30 services districts by the amount of federal financial participation
31 received by each district for foster care pursuant to this provision
32 and shall require each district to be responsible for 100 percent of
33 the additional non-federal cost that results from such reduction in
34 federal financial participation in an amount not to exceed the actu-
35 al amount of federal temporary assistance for needy families funds
36 for foster care provided to children eligible for emergency assist-
37 ance for families pursuant to this appropriation. The commissioner
38 of the office of temporary and disability assistance may require
39 each social services district to make necessary adjustments in
40 claims for eligible public assistance expenses to effectuate the
41 reduction in federal financial participation required herein.

42 Notwithstanding section 153 of the social services law, or any other
43 inconsistent provision of the social services law or this chapter,
44 the commissioner of the office of temporary and disability assist-
45 ance may not reduce federal financial participation in local admin-
46 istrative expenses for a social services district until the
47 reduction in federal financial participation in all other expendi-
48 tures for such public assistance programs has been reduced by 95
49 percent of estimated expenditures otherwise eligible for federal
50 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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1 for the temporary assistance for needy families block grant whose
2 incomes do not exceed 200 percent of the federal poverty level or
3 who are otherwise eligible under such plan, provided that such
4 services to eligible persons not in receipt of public assistance
5 shall not constitute "assistance" under applicable federal regu-
6 lations and no more than 15 percent of the funds made available
7 herein may be used for administration, provided further that the
8 director of the budget does not determine that such use of funds can
9 be expected to have the effect of increasing qualified state expend-
10 itures under paragraph 7 of subdivision (a) of section 409 of the
11 federal social security act above the minimum applicable federal
12 maintenance of effort requirement:

13 For allocation to local social services districts for the flexible
14 fund for family services. Funds shall, without state or local
15 participation, be allocated to local social services districts in
16 accordance with a methodology to be developed by the office of
17 temporary and disability assistance and the office of children and
18 family services and approved by the director of the budget. Such
19 amounts allocated to local social services districts shall herein-
20 after be referred to as the flexible fund for family services and
21 shall be used for eligible services to eligible individuals under
22 the State plan for the federal temporary assistance for needy fami-
23 lies block grant, except for "assistance", which may only be
24 provided to persons in receipt of public assistance benefits funded
25 by the temporary assistance for needy families block grant with
26 prior approval of the office of temporary and disability assistance.

27 Notwithstanding any inconsistent provision of law, such amounts shall
28 constitute the full amount of federal temporary assistance for needy
29 families funds to be paid on account of activities funded in whole
30 or in part hereunder. District allocations from the flexible fund
31 for family services may be spent only pursuant to plans of expendi-
32 ture, developed by each social services district and the local
33 governing body and approved by the office of temporary and disabili-
34 ty assistance, the office of children and family services, and the
35 director of the budget. Such allocation shall be available for
36 reimbursement through March 31, 2013; provided, however, that
37 reimbursement for child welfare services other than foster care
38 services shall be available for eligible expenditures incurred on or
39 after October 1, 2009 and before October 1, 2010 that are otherwise
40 reimbursable by the state on or after April 1, 2010 and that are
41 claimed by March 31, 2011.

42 Notwithstanding any inconsistent provision of law, the amounts so
43 appropriated for allocation to local social services districts, may
44 be used, without state or local financial participation, by social
45 services districts with a population in excess of two million
46 persons for such district's first eligible expenditures that
47 occurred on or after October 1, 2009, or, subject to the approval of
48 the director of the budget, during any other period beginning on or
49 after January 1, 1997, for tuition costs for foster care children
50 who are eligible for emergency assistance for families in the manner
51 the state was authorized to fund such costs under part A of title IV

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1 of the social security act as such part was in effect on September
2 30, 1995; provided that the funds appropriated herein may not be
3 used to reimburse localities for costs disallowed under title IV-E
4 of the social security act. Such expenditures shall constitute good
5 cause pursuant to section 408 (a) (10) of the social security act.
6 Such funds may also be used, without state or local participation,
7 for care, maintenance, supervision, and tuition for juvenile delin-
8 quents and persons in need of supervision who are placed in residen-
9 tial programs operated by authorized agencies and who are eligible
10 for emergency assistance to families in the manner the state was
11 authorized to fund such costs under part A of title IV of the social
12 security act as such part was in effect on September 30, 1995. Such
13 expenditures shall constitute good cause pursuant to section 408 (a)
14 (10) of the social security act. Unless otherwise approved by the
15 commissioner of the office of children and family services with the
16 approval of the director of the budget, these funds may be used only
17 for eligible expenditures made from October 1, 2009 through Septem-
18 ber 30, 2010. Notwithstanding any inconsistent provision of law,
19 the funds so appropriated may not be used to reimburse localities
20 for costs disallowed under title IV-E of the social security act.
21 Notwithstanding any inconsistent provision of law, a social services
22 district may request that the office of temporary and disability
23 assistance retain and transfer a portion of the district's allo-
24 cation of these funds to the credit of the office of children and
25 family services federal health and human services fund - 265 local
26 assistance, title XX social services block grant for use by the
27 district for eligible title XX services and/or to the credit of the
28 office of children and family services federal health and human
29 services fund - 265 local assistance, federal day care account for
30 use by the district for eligible child care expenditures under the
31 state block grant for child care, within the percentages established
32 by the state in accordance with the federal social security act and
33 related federal regulation. Any funds transferred at a district's
34 request to the title XX social services block grant shall be used by
35 the district for eligible title XX social services provided in
36 accordance with the provisions of the federal social security act
37 and the social services law to children or their families whose
38 income is less than 200 percent of the federal poverty level appli-
39 cable to the family size involved. Any funds transferred at a
40 district's request to the office of children and family services
41 federal health and human services fund - 265 local assistance,
42 federal day care account shall be made available to the district for
43 use for eligible child care expenditures in accordance with the
44 applicable provisions of federal law and regulations relating to
45 federal funds included in the state block grant for child care and
46 in accordance with applicable state law and regulations of the
47 office of children and family services. Any claims made by a social
48 services district for expenditures made for child care during a
49 particular federal fiscal year, other than claims made under title
50 XX of the federal social security act, shall be counted against the
51 social services district's block grant for child care for that

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1 federal fiscal year. Each social services district must certify to
2 the department of family assistance, within 90 days of enactment of
3 the budget but before August 15, 2010, the amount of funds it wishes
4 to have transferred under this provision.

5 Notwithstanding any other provision of law, the amount of the funds
6 that each district expends on child welfare services from its flexi-
7 ble fund for family services funds and any flexible fund for family
8 services funds transferred at the district's request to the title XX
9 social services block grant must, to the extent that families are
10 eligible therefore, be equal to or greater than the district's
11 portion of the \$342,322,341 statewide child welfare threshold
12 amount, which shall be established pursuant to a formula developed
13 by the office of temporary and disability assistance and the office
14 of children and family services and approved by the director of the
15 budget.

16 Notwithstanding any other provision of law including the state finance
17 law and any local procurement law, at the request of a social
18 services district and with the approval of the director of the budg-
19 et, a portion of the funds so appropriated may be retained by the
20 office of temporary and disability assistance for use by such office
21 or for transfer or suballocation to the department of labor, the
22 department of health and/or the office of children and family
23 services to provide centralized administrative services, including
24 but not limited to issuing requests for proposals; entering into,
25 processing and/or amending contracts with existing providers for any
26 services eligible for funding under the flexible fund for family
27 services for which the applicable state agency has a contractual
28 relationship or had a contractual relationship during state fiscal
29 year 2004-05 or thereafter, and providing vendor payments
30 960,000,000 (re. \$24,746,000)

31 For services and expenses related to the advantage afterschool
32 program. Such funds are to be available pursuant to a plan prepared
33 by the office of children and family services and approved by the
34 director of the budget to extend or expand current contracts with
35 community based organizations, to award new contracts to continue
36 programs where the existing contractors are not satisfactorily
37 performing as determined by the office of children and family
38 services and/or to award new contracts through a competitive process
39 to community based organizations ... 11,213,000 ... (re. \$9,141,000)

40 For services and expenses, notwithstanding any other provision of law,
41 relating to initiating and/or continuing program modifications
42 and/or providing services including, but not limited to, demon-
43 strated effective programs such as evidence-based initiatives for
44 alternatives to detention for persons alleged or determined to be in
45 need of supervision or otherwise at risk of placement in the juve-
46 nile justice system and for services and expenses related to reduc-
47 ing office of children and family services institutional placements
48 through program modifications and/or services including, but not
49 limited to, demonstrated effective programs such as evidence-based
50 initiatives to divert youth at-risk of placement with the office of

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1 children and family services and/or as alternatives to residential
2 placements with such office ... 6,000,000 (re. \$930,000)
3 For services, notwithstanding any inconsistent provision of law, and
4 without state or local financial participation, of the career path-
5 ways program for not-for-profit, community-based organizations
6 providing coordinated, comprehensive employment services beyond the
7 level currently funded by local social services districts to eligi-
8 ble individuals and families. Such funds are to be made available to
9 establish a career pathways program to link education and occupa-
10 tional training to subsequent employment through a continuum of
11 educational programs and integrated support services to enable
12 temporary assistance for needy families eligible participants,
13 including disconnected young adults, ages sixteen to twenty-four, to
14 advance over time both to higher levels of education and to higher
15 wage jobs in targeted occupational sectors. With funds appropriated
16 herein, the office of temporary and disability assistance in consul-
17 tation with the department of labor shall establish the career path-
18 ways program and provide technical support, as needed, to provide
19 education, training, and job placement for low-income individuals,
20 age sixteen and older. Preference shall be given to eighteen to
21 twenty-four year olds who are unemployed or underemployed, in areas
22 of the state with demonstrated labor market needs and unemployment
23 rates that are greater than the appropriate or comparative rate of
24 employment for the region, and to persons in receipt of family
25 assistance and/or safety net assistance. Of the amounts appropri-
26 ated, at least sixty percent shall be available for services to
27 eighteen to twenty-four year olds, with remaining funds available to
28 recipients of family assistance and/or safety net assistance, with-
29 out age restrictions, and sixteen to seventeen year old self-sup-
30 porting individuals who are heads of household. The office of tempo-
31 rary and disability assistance in consultation with the department
32 of labor shall develop a request for proposals and shall receive,
33 review, and assess applications. In selecting proposals, the office
34 of temporary and disability assistance and the department of labor
35 shall give preference to programs that demonstrate community-based
36 collaborations with education and training providers and employers
37 in the region. Such education and training providers may include,
38 but not be limited to general equivalency diplomas programs, commu-
39 nity colleges, junior colleges, business and trade schools, voca-
40 tional institutions, and institutions with baccalaureate degree-
41 granting programs; programs that provide for a career path or career
42 paths, as supported by identified local employment needs; programs
43 that provide employment services, including but not limited to,
44 post-secondary training designed to meet the needs of employers in
45 the local labor market, or catchment area; programs that include
46 education and training components, such as remedial education, indi-
47 vidual training plans, pre-employment training, workplace basic
48 skills, and literacy skills training. Such education and training
49 must include institutions, industry associations, or other creden-
50 tialing bodies for the purpose of providing participants with
51 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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1 of activities, including but not limited to the number of eligible
2 recipients, and the outcome for each recipient together with a
3 summary of revenues and expenses including all salaries
4 1,605,000 (re. \$288,000)
5 For services and expenses of programs providing literacy training,
6 workplace literacy instruction and English-as-a-second-language
7 instruction to eligible individuals and families under the state
8 plan for the federal temporary assistance for needy families block
9 grant, including, but not limited to, programs which offer intergen-
10 erational educational models intended to increase workplace
11 preparedness, and English-as-a-second-language programs which appro-
12 priately address the specific linguistic and cultural needs of the
13 participants and the language skill needs of non-English speaking
14 workers that relate to workplace safety. Of the amount appropriated
15 herein, at least \$25,000 shall be available for literacy training
16 and English-as-a-second-language instruction to individuals and
17 families, who upon determination of eligibility for such services,
18 are in receipt of public assistance and lack a literacy level equiv-
19 alent to the ninth month of eighth grade or who have English
20 language proficiency equal to a score of 34 or less on the NYS PLACE
21 test or an equivalent score on a comparable test
22 125,000 (re. \$125,000)
23 For services of programs, in local social services districts with a
24 population in excess of two million, that meet the emergency needs
25 of homeless individuals and families and those at risk of becoming
26 homeless. Such programs shall have demonstrated experience in
27 providing services to meet the emergency needs of homeless individ-
28 uals and families and those at risk of becoming homeless, including
29 crisis intervention services, eviction prevention services, mobile
30 emergency feeding services, and summer youth services
31 125,000 (re. \$58,000)
32 For services related to the green jobs corps program. Such funds are
33 available for continuation of services related to the green jobs
34 corps programs established by local social services districts during
35 state fiscal year 2009-10, or new projects to the extent funds are
36 available, providing comprehensive employment services to eligible
37 individuals and families under the state plan for the federal tempo-
38 rary assistance for needy families block grant, with priority given
39 to public assistance recipients. Such funds are to be made available
40 to establish and maintain a green jobs corps program to provide
41 subsidized employment that links low- or no-income individuals,
42 particularly those facing greater barriers to employment, to incre-
43 mental job skills training, basic education, GED preparation, job
44 placement, job retention, and career advancement opportunities in
45 entry-level high-growth energy efficiency and environmental conser-
46 vation industries, including but not limited to weatherization,
47 building construction and retrofitting, environmental remediation,
48 renewable energy, and natural resource preservation. The green jobs
49 corps program shall provide job readiness and hard skills training
50 to prepare participants for subsidized employment placement consist-
51 ing of up to 40 hours per week of paid employment. Such program

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1 shall consist of job readiness training as intensive preparation for
2 subsidized employment and advanced training. Local social services
3 districts receiving funds from the green jobs corps program shall
4 contract or develop partnerships with organizations to provide such
5 training, which shall include but not be limited to soft skills
6 training, such as attitudinal training, career development, and
7 introduction to basic computer literacy skills; hard skills train-
8 ing, including but not limited to basic construction (electrical,
9 plumbing and carpentry), environmental remediation, weatherization,
10 building retrofits, renewable energy, and natural resource preserva-
11 tion. Districts will provide program participants with available
12 supportive services to support program participation and completion,
13 which may include but not be limited to child care, transportation,
14 and other necessary services. In conjunction with the subsidized
15 employment, funds must be used to provide adult basic education and
16 GED preparation for program participants, or other education and/or
17 training programs necessary to accomplish the goals of the program.
18 Preference shall be given to districts with opportunities for jobs
19 in the sectors specified above and for counties with unemployment
20 rates that exceed the statewide average. Priority shall be given to
21 providing services to public assistance recipients and services
22 shall target eighteen to twenty-four year olds, formerly incarcerat-
23 ed individuals, and non-custodial parents including those who were
24 formerly incarcerated or who have a criminal history and who can
25 attest to such parental relationship and make that information
26 available to local social services districts child support unit.
27 Districts must comply with the nondisplacement provisions of
28 sections 336-e and 336-f of the social services law when establish-
29 ing subsidized employment positions funded through the green jobs
30 corps program. ... 2,000,000 (re. \$2,000,000)
31 For services related to the health care jobs program. Such funds are
32 available for continuation of services related to the health care
33 jobs programs established by local social services districts during
34 state fiscal year 2009-10, or new projects to the extent funds are
35 available, providing coordinated, comprehensive employment services
36 beyond the level previously funded by local social services
37 districts to eligible individuals and families under the state plan
38 for the federal temporary assistance for needy families block grant.
39 Such funds are to be made available to local social services
40 districts, with priority to districts with over 1,500 active adults
41 in receipt of public assistance residing in households with depend-
42 ent children, to train individuals for placement into employment in
43 the health care sector, and to establish temporary subsidized
44 employment opportunities for temporary assistance for needy families
45 eligible adults for up to one year in the health sector including
46 community health outreach positions and other suboccupations within
47 the sector. Low-income employees supported by this program may help
48 provide information and education to assist low-income individuals
49 with obtaining and maintaining eligibility for public health care
50 programs, connecting to primary and preventive care services, reduc-
51 ing 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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1 Provided that, of the funds appropriated herein, at least \$1,045,000
2 shall be available for programs providing post adoption services ...
3 6,000,000 (re. \$6,000,000)
4 For enhanced services to refugees, asylees and other immigrant popu-
5 lations eligible for refugee services to assist such individuals and
6 families to attain economic self-sufficiency and reduce or eliminate
7 reliance on public assistance benefits as a primary means of
8 support. Such services shall include, but not be limited to, case
9 management, English-as-a-second-language, job training and placement
10 assistance, post-employment services necessary to ensure job
11 retention, and services necessary to assist the individual and fami-
12 ly members to establish and maintain a permanent residence in the
13 state. Funds appropriated herein shall, to the extent permitted by
14 federal law and regulations, be awarded at the discretion of the
15 commissioner of the office of temporary and disability assistance to
16 voluntary refugee resettlement agencies and/or local representatives
17 of such agencies currently under contract with the office of tempo-
18 rary and disability assistance to provide services to refugee popu-
19 lations and individual awards shall be made proportionately based on
20 the number of refugees each organization resettled in the previous
21 five year period based on the most recent five year data published
22 by the federal department of health and human services office of
23 refugee resettlement or its contractor. Of the amount appropriated
24 herein, up to \$415,000 shall be made available to organizations
25 providing services to refugees settling in local social services
26 districts with a population in excess of two million and all remain-
27 ing funding shall be awarded to organizations providing such
28 services to refugees settling in other geographic locations
29 500,000 (re. \$50,000)
30 For the services of the Rochester-Genesee Regional Transportation
31 Authority for the provision of transportation services to eligible
32 individuals and families, for the purpose of transportation to and
33 from employment or other allowable work activities
34 403,000 (re. \$403,000)
35 For those services and expenses provided to eligible individuals and
36 families by existing settlement houses; provided, however, that the
37 funds may be made available without regard to the limitations on the
38 amount of grants provided to, and the requirements for fundraising
39 by such programs as set forth in article 10-B of the social services
40 law ... 1,000,000 (re. \$1,000,000)
41 For allocation to local social services districts, notwithstanding any
42 inconsistent provision of law, and without state or local financial
43 participation, for costs of operating the summer youth programs
44 providing full wage subsidy paid summer employment and associated
45 supportive services to eligible individuals under the state plan for
46 the temporary assistance for needy families block grant. Notwith-
47 standing any other inconsistent law to the contrary, the commission-
48 er of any local department of social services may assign all or a
49 portion of moneys appropriated herein on behalf of such local
50 department of social services to the workforce investment board
51 designated by such commissioner and upon receipt of such monies, any

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1 such workforce investment board shall be obligated to utilize such
2 funds consistent with the purposes of this appropriation. Funds
3 appropriated herein shall be allocated to local social services
4 districts in accordance with a methodology that shall be based on
5 allocations for the prior state fiscal year and on a district's
6 relative share of persons aged fourteen to twenty living in house-
7 holds whose incomes do not exceed 200 percent of the federal poverty
8 level. At the request of local social services districts, funds not
9 used for costs of the summer youth program may be transferred to the
10 credit of the district's allocation of the flexible fund for family
11 services; provided, however, that a minimum of \$14,200,000 will be
12 used for the summer youth program ... 15,500,000 (re. \$429,000)
13 For services related to the homelessness intervention program for
14 eligible individuals and families. These funds shall be available to
15 not-for-profit organizations designed to provide services to prevent
16 homelessness or to secure permanent housing, including but not
17 limited to landlord/tenant conflict resolution, legal services,
18 outreach and referral for other eligible services and benefits to
19 stabilize households, and relocation assistance
20 1,006,000 (re. \$554,000)
21 For services related to a supportive housing program for families and
22 for young adults age eighteen to twenty-five, who are eligible for
23 benefits under the state plan for the federal temporary assistance
24 for needy families block grant. Such supportive housing program
25 shall be designed to enhance the employability, self-sufficiency,
26 and/or family stability of residents, and prevent out-of-wedlock
27 pregnancies among young adult residents. Eligible families shall
28 include: homeless families; families at risk of exceeding, and those
29 that have exceeded, their TANF assistance time limit; families with
30 multiple barriers to employment and housing stability; families at
31 risk for foster care placement; and those that are reunited after
32 placements. Eligible young adults shall include: young adults aging
33 out of the foster care system; runaway and homeless youth; and youth
34 subject to criminal charges who are at risk for incarceration.
35 Provided that, of the \$2,500,000 up to \$500,000 shall be available
36 to continue existing services or to expand services provided to
37 eligible young adults ... 2,500,000 (re. \$2,103,000)
38 For services, related to transitional jobs programs administered by
39 local social services districts with employment opportunities estab-
40 lished in public or private organizations including community based
41 agencies. Eligible local social services districts must establish a
42 plan to provide coordinated, comprehensive employment services
43 beyond the level currently funded by the local social services
44 district to eligible individuals and families under the state plan
45 for the federal temporary assistance for needy families block grant.
46 Such funds are to be made available to establish a transitional jobs
47 program to provide a subsidized employment placement for up to 12
48 months for up to 40 hours per week of paid employment, with the
49 requirement that all program participants receive at least 105 hours
50 of paid education and training activities linked directly to local
51 employment opportunities in sectors with substantial opportunities

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1 for continued unsubsidized employment, including but not limited to
2 child care, health care, social and human services, clerical admin-
3 istrative assistance, transportation and construction/outdoor main-
4 tenance, to enable temporary assistance for needy families eligible
5 participants, including disconnected young adults, ages eighteen to
6 twenty-four, to obtain the job skills and education to advance into
7 unsubsidized work at the end of the transitional employment period.
8 Public or private organizations receiving funds appropriated herein
9 shall report to the office of temporary and disability assistance on
10 the average hourly wage paid to individuals participating in the
11 program herein described. With funds appropriated herein, the office
12 of temporary and disability assistance shall provide technical
13 support, as needed, to enable local social services districts to
14 develop transitional jobs programs that provide education, training,
15 and job placement for low or no income individuals. Preference shall
16 be given to persons in receipt of public assistance, formerly incar-
17 cerated individuals, and non-custodial parents including those who
18 were formerly incarcerated or who have a criminal history and who
19 can attest to such parental relationship and make that information
20 available to local social services district child support units. The
21 office of temporary and disability assistance shall establish allo-
22 cations to local social services districts with priority to areas of
23 the state with unemployment rates that exceed the statewide average.
24 Each participating district must submit a plan for its transitional
25 jobs program that outlines the employment opportunities and educa-
26 tion and training that will be provided to prepare individuals for
27 unsubsidized employment. Districts will be encouraged to leverage
28 services available through community-based education and training
29 providers and target training to the needs of employers in the
30 region. Such education and training providers may include, but not
31 be limited to general equivalency diploma programs, adult basic
32 education, English-as-a-second-language programs, community
33 colleges, junior colleges, business and trade schools, vocational
34 institutions, and institutions with baccalaureate degree-granting
35 programs, programs that provide employment services, including but
36 not limited to programs that include education and training compo-
37 nents, such as remedial education, individual training plans, pre-
38 employment training, workplace basic skills, and literacy skills
39 training. In those instances where program participants do not have
40 a high school diploma or equivalent, preference shall be given to
41 providing adult basic education services that will enable the
42 participant to obtain an equivalency diploma. Additionally, training
43 that provides employment related credentials, credits or certifi-
44 cates to support future employment opportunities is preferred. As
45 part of the individual training plan, projects are encouraged to
46 provide comprehensive student support services, including but not
47 limited to tutoring, mentoring, child care, after school program
48 access, transportation, financial development services, referrals
49 for public benefits, and case management. Districts must comply with
50 the nondisplacement provisions of sections 336-e and 336-f of the
51 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 appropri-
ated 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 Liber-
ty 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 evalu-
ation of the pilot with recommendations for continuation or dissol-
ution 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-eli-
gible 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 assist-
ance, 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

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1 this program who choose to use such subsidy to receive child care
2 services provided by a legally exempt provider. Such report shall be
3 submitted by the applicable project administrator, on or before
4 October 1, 2010, provided that if such report is not received by
5 October 1, 2010, reimbursement for administrative costs shall be
6 either reduced or withheld, and failure of an administrator to
7 submit a timely report may jeopardize such program's funding in
8 future years. Expenses related to the development of the evaluation
9 of the pilot programs shall be paid from the pilot program's admin-
10 istrative set-aside or non-state funds. The remaining portion of the
11 project's funds shall be allocated by the office of children and
12 family services to the local social services districts where the
13 recipient families reside as determined by the project administrator
14 based on projected needs and cost of providing child care subsidy
15 payments to working families enrolled in the child care subsidy
16 program through the pilot initiative, provided however that the
17 office of children and family services shall not reimburse subsidy
18 payments in excess of the amount the subsidy funding appropriated
19 herein can support and the applicable local social services district
20 shall not be required to approve or pay for subsidies not funded
21 herein. The total number of slots for pilot programs located within
22 the city of New York shall not exceed one thousand during fiscal
23 year 2010-2011. Vacancies in child care slots may be filled at such
24 time as the total enrollment of the New York city pilot program is
25 less than one thousand slots. The pilot program located in the
26 borough of Queens shall receive one new additional slot for each
27 slot which becomes available through attrition once the total number
28 of filled child care slots reaches less than one thousand. Child
29 care subsidies paid on behalf of eligible families shall be reim-
30 bursed at the actual cost of care up to the applicable market rate
31 for the district in which the child care is provided[, for subsidy
32 payments made from April 1, 2010 through March 31, 2012 for the New
33 York city pilot program and for subsidy payments made from January
34 1, 2011 through December 31, 2012 for the Monroe county pilot
35 program] in accordance with the fee schedule of the local social
36 services district making the subsidy payments. Pilot programs are
37 required to submit monthly reports to the office of children and
38 family services, the local social services district, and for
39 programs located in the city of New York, the administration for
40 children's services, and the legislature. Each monthly report must
41 provide without benefit of personal identifying information, the
42 pilot program's current enrollment level, amount of the child's
43 subsidy, co-payment levels and other information as needed or
44 required by the office of children and family services. Further, the
45 office of children and family services shall provide technical
46 assistance to the pilot program to assist with project adminis-
47 tration and timely coordination of the monthly claiming process.
48 Notwithstanding any other provision of law, any pilot programs main-
49 tained herein may be terminated if the administrator for such
50 programs mismanages such programs, by engaging in actions including
51 but not limited to, improper use of funds, providing for child care

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1 subsidies in excess of the amount the subsidy funding appropriated
2 herein can support, and failing to submit claims for reimbursement
3 in a timely fashion ... 4,105,700 ... (re. \$3,935,000)
4 Notwithstanding any inconsistent provision of law, the funds appropri-
5 ated herein shall be available for transfer to the federal health
6 and human services fund - 265, federal day care account to continue
7 operation of the facilitated enrollment pilot program in Capital
8 Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga,
9 Albany and Oneida counties) as provided to the NYS AFL-CIO Workforce
10 Development Institute to act or continue to act as the administrator
11 to implement the program proposed by the union child care coalition
12 of the NYS AFL-CIO and approved by the office of children and family
13 services. The administrative cost, including the cost of the devel-
14 opment of the evaluation of the pilot program shall not exceed ten
15 percent of the funds available for this purpose. The remaining
16 portion of the funds shall be allocated by the office of children
17 and family services to the local social services districts where the
18 recipient families reside as determined by the project administrator
19 based on projected need and cost of providing child care subsidies
20 payment to working families enrolled through the pilot initiative, a
21 local social services district shall not reimburse subsidy payments
22 in excess of the amount the subsidy funding appropriated herein can
23 support. Child care subsidies paid on behalf of eligible families
24 shall be reimbursed at the actual cost of care up to the applicable
25 market rate for the district in which child care is provided and in
26 accordance with the fee schedule of the local social services
27 district making the subsidy payment. Up to \$115,930 shall be made
28 available to the NYS AFL-CIO Workforce Development Institute, or
29 other designated administrator, to administer and to implement a
30 plan approved by the office of children and family services for this
31 pilot program in consultation with the advisory council. This admin-
32 istrator shall prepare and submit to the office of children and
33 family services, the chairs of the senate committee on social
34 services, the senate committee on children and families, the senate
35 committee on labor, the chairs of the assembly committee on children
36 and families, and the assembly committee on social services, an
37 evaluation of the pilot with recommendations. Such evaluation shall
38 include available information regarding the pilot programs or
39 participants in the pilot programs, including but not limited to:
40 the number of income-eligible children of working parents with
41 income greater than 200 percent but at or less than 275 percent of
42 the federal poverty level, the ages of the children served by the
43 project, the number of families served by the project who are in
44 receipt of family assistance, the factors that parents considered
45 when searching for child care, the factors that barred the families'
46 access to child care assistance prior to their enrollment in the
47 facilitated enrollment program, the number of families who receive a
48 child care subsidy pursuant to this program who choose to use such
49 subsidy for regulated child care, and the number of families who
50 receive a child care subsidy pursuant to this program who choose to
51 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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1 for payment of aid heretofore accrued or hereafter to accrue to
2 municipalities. Notwithstanding any inconsistent provision of law,
3 such funds may be increased or decreased by interchange with any
4 other appropriation within the office of temporary and disability
5 assistance federal fund - local assistance account with the approval
6 of the director of the budget. Consistent with the purposes and
7 rules established in the American recovery and reinvestment act of
8 2009, such funds shall be subject to all applicable reporting and
9 accountability requirements contained in such act. Such funds shall
10 be provided without state or local participation for services to
11 eligible individuals under the state plan for the temporary assist-
12 ance for needy families block grant whose incomes do not exceed 200
13 percent of the federal poverty level or who are otherwise eligible
14 under such plan, provided that such services to eligible persons not
15 in receipt of public assistance shall not constitute "assistance"
16 under applicable federal regulations and no more than 15 percent of
17 the funds made available herein may be used for administration,
18 provided further that the director of the budget does not determine
19 that such use of funds can be expected to have the effect of
20 increasing qualified state expenditures under paragraph 7 of subdi-
21 vision (a) of section 409 of the federal social security act above
22 the minimum applicable federal maintenance of effort requirement:
23 For allocation to local social services districts for the flexible
24 fund for family services. Funds shall, without state or local
25 participation, be allocated to local social services districts in
26 accordance with a methodology to be developed by the office of
27 temporary and disability assistance and the office of children and
28 family services and approved by the director of the budget. Such
29 amounts allocated to local social services districts shall herein-
30 after be referred to as the flexible fund for family services and
31 shall be used for eligible services to eligible individuals under
32 the State plan for the federal temporary assistance for needy fami-
33 lies block grant, except for "assistance", which may only be
34 provided to persons in receipt of public assistance benefits funded
35 by the temporary assistance for needy families block grant with
36 prior approval of the office of temporary and disability assistance.
37 Notwithstanding any inconsistent provision of law, such amounts shall
38 constitute the full amount of federal temporary assistance for needy
39 families funds to be paid on account of activities funded in whole
40 or in part hereunder. District allocations from the flexible fund
41 for family services may be spent only pursuant to plans of expendi-
42 ture, developed by each social services district and the local
43 governing body and approved by the office of temporary and disabili-
44 ty assistance, the office of children and family services, and the
45 director of the budget. Such allocation shall be available for
46 reimbursement through March 31, 2012; provided, however, that
47 reimbursement for child welfare services other than foster care
48 services shall be available for eligible expenditures incurred on or
49 after October 1, 2008 and before October 1, 2009 that are otherwise
50 reimbursable by the state on or after April 1, 2009 and that are
51 claimed by March 31, 2010.

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1 Notwithstanding any inconsistent provision of law, the amounts so
2 appropriated for allocation to local social services districts, may
3 be used, without state or local financial participation, by social
4 services districts with a population in excess of two million
5 persons for such district's first eligible expenditures that
6 occurred on or after October 1, 2008, or, subject to the approval of
7 the director of the budget, during any other period beginning on or
8 after January 1, 1997, for tuition costs for foster care children
9 who are eligible for emergency assistance for families in the manner
10 the state was authorized to fund such costs under part A of title IV
11 of the social security act as such part was in effect on September
12 30, 1995; provided that the funds appropriated herein may not be
13 used to reimburse localities for costs disallowed under title IV-E
14 of the social security act. Such expenditures shall constitute good
15 cause pursuant to section 408 (a) (10) of the social security act.
16 Such funds may also be used, without state or local participation,
17 for care, maintenance, supervision, and tuition for juvenile delin-
18 quents and persons in need of supervision who are placed in residen-
19 tial programs operated by authorized agencies and who are eligible
20 for emergency assistance to families in the manner the state was
21 authorized to fund such costs under part A of title IV of the social
22 security act as such part was in effect on September 30, 1995. Such
23 expenditures shall constitute good cause pursuant to section 408 (a)
24 (10) of the social security act. Unless otherwise approved by the
25 commissioner of the office of children and family services with the
26 approval of the director of the budget, these funds may be used only
27 for eligible expenditures made from October 1, 2008 through Septem-
28 ber 30, 2009. Notwithstanding any inconsistent provision of law,
29 the funds so appropriated may not be used to reimburse localities
30 for costs disallowed under title IV-E of the social security act.

31 Notwithstanding any inconsistent provision of law, a social services
32 district may request that the office of temporary and disability
33 assistance retain and transfer a portion of the district's allo-
34 cation of these funds to the credit of the office of children and
35 family services special revenue funds - federal/aid to localities
36 federal block grant fund - 265 for the title XX social services
37 block grant for use by the district for eligible title XX services
38 and/or to the credit of the office of children and family services
39 federal health and human services fund - 265 local assistance,
40 federal day care account for use by the district for eligible child
41 care expenditures under the state block grant for child care, within
42 the percentages established by the state in accordance with the
43 federal social security act and related federal regulation. Any
44 funds transferred at a district's request to the title XX social
45 services block grant shall be used by the district for eligible
46 title XX social services provided in accordance with the provisions
47 of the federal social security act and the social services law to
48 children or their families whose income is less than 200 percent of
49 the federal poverty level applicable to the family size involved.
50 Any funds transferred at a district's request to the office of chil-
51 dren 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

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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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1 poverty level, including but not limited to: intensive case manage-
2 ment and related services for families with children at risk of
3 foster care placement due to the presence of alcohol and/or
4 substance abuse in the household; family preservation services,
5 centers and programs; foster care diversion demonstrations; and
6 nonprofit provider collaborations with family treatment courts. Such
7 funds are available pursuant to a plan prepared by the office of
8 children and family services and approved by the director of the
9 budget to continue or expand existing programs with existing
10 contractors that are satisfactorily performing as determined by the
11 office of children and family services, to award new contracts to
12 continue programs where the existing contractors are not satisfac-
13 torily performing as determined by the office of children and family
14 services and/or award new contracts through a competitive process.
15 Provided that, of the funds appropriated herein, at least \$2,600,000
16 shall be available for programs providing post adoption services ...
17 18,793,000 (re. \$7,825,000)
18 For services and expenses related to the advantage afterschool
19 program. Such funds are to be available pursuant to a plan prepared
20 by the office of children and family services and approved by the
21 director of the budget to extend or expand current contracts with
22 community based organizations, to award new contracts to continue
23 programs where the existing contractors are not satisfactorily
24 performing as determined by the office of children and family
25 services and/or to award new contracts through a competitive process
26 to community based organizations ... 11,391,000 (re. \$766,000)
27 For services and expenses related to the home visiting program. Such
28 funds are to be available pursuant to a plan prepared by the office
29 of children and family services and approved by the director of the
30 budget to continue or expand existing programs with existing
31 contractors that are satisfactorily performing as determined by the
32 office of children and family services, to award new contracts to
33 continue programs where the existing contractors are not satisfac-
34 torily performing as determined by the office of children and family
35 services and/or to award new contracts through a competitive proc-
36 ess. Services funded through such appropriation shall be made avail-
37 able to families with children whose incomes do not exceed 200
38 percent of the federal poverty level applicable to the family size
39 involved ... 5,822,000 (re. \$1,639,000)
40 For services and expenses, notwithstanding any other provision of law,
41 relating to initiating and/or continuing program modifications
42 and/or providing services including, but not limited to, demon-
43 strated effective programs such as evidence-based initiatives for
44 alternatives to detention for persons alleged or determined to be in
45 need of supervision or otherwise at risk of placement in the juve-
46 nile justice system and for services and expenses related to reduc-
47 ing office of children and family services institutional placements
48 through program modifications and/or services including, but not
49 limited to, demonstrated effective programs such as evidence-based
50 initiatives to divert youth at-risk of placement with the office of

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1 children and family services and/or as alternatives to residential
2 placements with such office ... 10,752,000 (re. \$1,297,000)
3 For services and expenses of the community reinvestment program in
4 communities that demonstrate the highest need as determined by the
5 office of children and family services based proportionately on the
6 number of children placed from such communities into the custody of
7 such office; to reduce detention or divert residential placements
8 within the juvenile justice system through program modifications
9 and/or services, which may include, but are not limited to, demon-
10 strated effective programs such as evidence-based initiatives to
11 divert youth at-risk of detention and/or youth at-risk of placement
12 ... 5,000,000 (re. \$4,293,000)
13 For those services and expenses provided to eligible individuals and
14 families in accordance with the state plan for the temporary assist-
15 ance for needy families block grant by existing Settlement Houses;
16 provide, however, that the funds may be made available without
17 regard to the limitations on the amount of grants provided to, and
18 the requirements for fundraising by such programs as set forth in
19 article ten-b of title six of the social services law
20 6,000,000 (re. \$1,520,000)
21 For services and expenses related to the provision of non-residential
22 domestic violence. Such funds may be suballocated or otherwise made
23 available to the office of children and family services. Local social
24 services districts are encouraged to collaborate with non-profit
25 providers in the provision of such services
26 3,000,000 (re. \$23,000)
27 For services and expenses of not-for-profit and voluntary agencies
28 providing support services to the caretaker relative of a minor
29 child when such services are provided to eligible individuals and
30 families under the state plan for the federal temporary assistance
31 for needy families block grant whose incomes do not exceed 200
32 percent of the federal poverty level. Such funds are available
33 pursuant to a plan prepared by the office of children and family
34 services and approved by the director of the budget to continue or
35 expand existing programs with existing contractors that are satis-
36 factorily performing as determined by the office of children and
37 family services, to award new contracts to continue programs where
38 the existing contractors are not satisfactorily performing as deter-
39 mined by the office of children and family services and/or to award
40 new contracts through a competitive process
41 1,998,000 (re. \$132,000)
42 For services of the BRIDGE program, provided however, that, unless
43 otherwise determined by the director of the budget, the rate of
44 state financial participation shall be the same rates as required in
45 the month immediately preceding December, 1996. Funds shall be made
46 available and/or suballocated to the state university of New York
47 for services and expenditures of the BRIDGE program and may be
48 transferred to the state university of New York for personal and
49 nonpersonal service costs and other expenses incurred in administer-
50 ing the provision of such services to eligible individuals and fami-
51 lies. 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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1 plan for the federal temporary assistance for needy families block
2 grant, including, but not limited to, programs which offer intergen-
3 erational educational models intended to increase work place
4 preparedness, and english as a second language programs which appro-
5 priately address the specific linguistic and cultural needs of the
6 participants and the language skill needs of non-english speaking
7 workers that relate to work place safety. Of the amount appropriated
8 herein, at least \$500,000 shall be available for literacy training
9 and english as a second language instruction to individuals and
10 families, who upon determination of eligibility for such services,
11 are in receipt of public assistance and lack a literacy level equiv-
12 alent to the ninth month of eighth grade or who have english
13 language proficiency equal to a score of 34 or less on the NYS PLACE
14 test or an equivalent score on a comparable test
15 3,000,000 (re. \$3,000,000)
16 For services related to the provision of transportation services to
17 eligible individuals and families under the state plan for the
18 temporary assistance for needy families block grant for the purpose
19 of transportation to and from employment or other allowable activ-
20 ities. Such amount shall be available for distribution to social
21 services districts and may be made available and/or suballocated to
22 the department of transportation
23 2,200,000 (re. \$780,000)
24 For the services of the Rochester-Genesee Regional Transportation
25 Authority for the provision of transportation services to eligible
26 individuals and families, for the purpose of transportation to and
27 from employment or other allowable work activities
28 2,000,000 (re. \$13,000)
29 For the services of Centro of Oneida for the implementation of
30 programs, or the provision of additional transportation services to
31 such eligible individuals and families, for the purpose of transpor-
32 tation to and from employment or other allowable work activities ...
33 125,000 (re. \$17,000)
34 For services of wheels for work programs to enhance and/or expand the
35 program to assist such eligible individuals and families to procure,
36 repair, finance, and/or insure vehicles needed for transportation to
37 and from employment or allowable work activities to attain or main-
38 tain self-sufficiency ... 7,000,000 (re. \$1,224,000)
39 For the services of a wage subsidy program for eligible individuals
40 and families under the state plan for the federal temporary assist-
41 ance for needy families block grant. Eligible not-for-profit commu-
42 nity based organizations in social services districts shall adminis-
43 ter a program that enables employers to offer subsidized employment,
44 including but not limited to, expanded supportive transitional work
45 activities for such eligible individuals and families consistent
46 with the provisions of section 336-e and section 336-f of the social
47 services law, as applicable. Provided that, of the \$4,000,000, not
48 less than \$2,500,000 shall be for programs in social services
49 districts with a population in excess of two million. Preference
50 shall be given to proposals that include provisions for job
51 retention, case management and job placement services. Participation

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1 in the program by such eligible individuals and families shall be
2 limited to one year. Participating employers shall make reasonable
3 efforts to retain individuals served by the program
4 14,000,000 (re. \$5,353,000)
5 For services, notwithstanding any inconsistent provision of law, and
6 without state or local financial participation, of the career path-
7 ways program for not for profit, community based agencies providing
8 coordinated, comprehensive employment services beyond the level
9 currently funded by social services districts to eligible individ-
10 uals and families under the state plan for the federal temporary
11 assistance to needy families block grant, whose incomes do not
12 exceed two hundred percent of the federal poverty level and, unless
13 in receipt of public assistance, whose participation in such a
14 program would not constitute "assistance" under federal temporary
15 assistance for needy families block grant regulations. Such funds
16 are to be made available to establish a career pathways program to
17 link education and occupational training to subsequent employment
18 through a continuum of educational programs and integrated support
19 services to enable temporary assistance for needy families eligible
20 participants, including disconnected young adults, ages sixteen to
21 twenty-four, to advance over time both to higher levels of education
22 and to higher wage jobs in targeted occupational sectors. With funds
23 appropriated herein, the office of temporary and disability assist-
24 ance in consultation with the department of labor shall establish
25 the career pathways program and provide technical support, as need-
26 ed, to provide education, training, and job placement for low-income
27 individuals, age sixteen and older. Preference shall be given to
28 eighteen to twenty-four year olds who are unemployed or underem-
29 ployed, in areas of the state with demonstrated labor market needs
30 and unemployment rates that are greater than the appropriate or
31 comparative rate of employment for the region, and to persons in
32 receipt of family assistance and/or safety net assistance. Of the
33 amounts appropriated herein up to \$75,000 may be transferred to the
34 office of temporary and disability assistance state operation appro-
35 priation for personal and non-personal service costs incurred by the
36 agency in administering such program. Of the amounts appropriated,
37 at least sixty percent shall be available for services to eighteen
38 to twenty-four year olds, with remaining funds available to recipi-
39 ents of family assistance and/or safety net assistance, without age
40 restrictions, and sixteen to seventeen year old self-supporting
41 individuals who are heads of household. The office of temporary and
42 disability assistance in consultation with the department of labor
43 shall develop a request for proposals and shall receive, review, and
44 assess applications. In selecting proposals, the office of temporary
45 and disability assistance and the department of labor shall give
46 preference to programs that demonstrate community-based collab-
47 orations with education and training providers and employers in the
48 region. Such education and training providers may include, but not
49 be limited to general equivalency diplomas programs, community
50 colleges, junior colleges, business and trade schools, vocational
51 institutions, and institutions with baccalaureate degree-granting

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1 programs; programs that provide for a career path or career paths,
2 as supported by identified local employment needs; programs that
3 provide employment services, including but not limited to, post-sec-
4 ondary training designed to meet the needs of employers in the local
5 labor market, or catchment area; programs that include education and
6 training components, such as remedial education, individual training
7 plans, pre-employment training, workplace basic skills, and literacy
8 skills training. Such education and training must include insti-
9 tutions, industry associations, or other credentialing bodies for
10 the purpose of providing participants with certificates, diplomas,
11 or degrees; projects that provide comprehensive student support
12 services, including but not limited to tutoring, mentoring, child
13 care, after school program access, transportation, and case manage-
14 ment, as part of the individual training plan. Preference shall be
15 given to proposals that include not-for-profit collaborations with
16 education, training, or employer stakeholders in the region;
17 programs which leverage additional community resources and provide
18 participant support services; training that result in job placement;
19 and education that links participants with occupational skills
20 training and/or employer-related credentials, credits, diplomas or
21 certificates ... 10,000,000 (re. \$5,174,000)
22 For services related to the green jobs corps program to be awarded to
23 social services districts on a competitive basis for comprehensive
24 employment services beyond the level currently funded by social
25 services districts to eligible individuals and families under the
26 state plan for the federal temporary assistance to needy families
27 block grant, with priority given to public assistance recipients.
28 Such funds are to be made available to establish a green jobs corps
29 program to provide subsidized employment that links low or no income
30 individuals, particularly those facing greater barriers to employ-
31 ment, to incremental job skills training, basic education, GED prep-
32 aration, job placement, job retention, and career advancement oppor-
33 tunities in entry-level high-growth energy efficiency and
34 environmental conservation industries, including but not limited to
35 weatherization, building construction and retrofitting, environ-
36 mental remediation, renewable energy, and natural resource preserva-
37 tion. The green jobs corps program shall provide job readiness and
38 hard skills training to prepare participants for subsidized employ-
39 ment placement consisting of up to 35 hours per week of paid employ-
40 ment. Such program shall consist of job readiness training as inten-
41 sive preparation for subsidized employment and advanced training.
42 Such training shall include but not be limited to soft skills train-
43 ing, such as attitudinal training, career development, and introduc-
44 tion to basic computer literacy skills; hard skills training,
45 including but not limited to basic construction (electrical, plumb-
46 ing and carpentry), environmental remediation, weatherization,
47 building retrofits, renewable energy, and natural resource preserva-
48 tion. Districts will provide program participants with available
49 supportive services to support program participation and completion,
50 which may include but not be limited to child care, transportation,
51 and other necessary services. In conjunction with the subsidized

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1 employment, funds may be used to provide adult basic education and
2 GED preparation for program participants. Preference shall be given
3 to districts with opportunities for jobs in the sectors specified
4 above and for counties with unemployment rates that exceed the
5 statewide average. Up to twenty-five percent of program participants
6 may be eighteen to twenty-four year olds including individuals not
7 in receipt of public assistance, with remaining participants to
8 include public assistance recipients targeting those formerly incar-
9 cerated individuals, including non-custodial parents who were
10 formerly incarcerated or who have a criminal history and who can
11 attest to such parental relationship and make that information
12 available to local social services districts child support unit.
13 Districts must demonstrate that these subsidized positions will not
14 replace existing funding or staff doing equivalent work

15 5,000,000 (re. \$1,252,000)

16 For services related to the health care jobs program for social
17 services districts providing coordinated, comprehensive employment
18 services beyond the level currently funded by social services
19 districts to eligible individuals and families under the state plan
20 for the federal temporary assistance to needy families block grant.
21 Such funds are to be made available to social services districts,
22 with priority to districts with over 1,500 active adults in receipt
23 of public assistance in households with dependent children, to train
24 individuals for placement into employment in the health care sector,
25 and to establish temporary subsidized employment opportunities for
26 TANF eligible adults for up to one year in the health sector includ-
27 ing community health outreach positions and other suboccupations
28 within the sector. Low-income employees supported by this program
29 may help provide information and education to assist low-income
30 individuals with obtaining and maintaining eligibility for public
31 health care programs, connecting to primary and preventive care
32 services, reducing reliance on emergency rooms for basic care, well-
33 ness education, on such topics including but not limited to weight
34 management, exercise and nutrition, stress management, and with
35 accessing benefits under other work support programs. With funds
36 appropriated herein and allocated to social service districts, the
37 office of temporary and disability assistance shall establish the
38 health care jobs program and provide technical support, as needed,
39 to provide employment opportunities to low-income workers in the
40 health care industry, including adults with limited english profi-
41 ciency. Each social services district shall submit a plan for its
42 health care jobs program. Districts must comply with the nondis-
43 placement provisions of sections 336-e and 336-f of the social
44 services law when establishing subsidized employment positions fund-
45 ed through the health care jobs program

46 5,000,000 (re. \$819,000)

47 For services related to a Nurse-Family Partnership program for eligi-
48 ble individuals and families under the state plan for the federal
49 temporary assistance for needy families block grant. Such funds are
50 to be made available to social services districts to establish or
51 fund Nurse-Family Partnership programs to provide supportive

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1 services to temporary assistance for needy families eligible indi-
2 viduals aimed at: improving pregnancy outcomes by helping first time
3 mothers and pregnant women engage in sound preventive health prac-
4 tices, including education on receiving thorough prenatal care from
5 their healthcare providers, improving diets, and reducing the use of
6 cigarettes, alcohol and illegal substances; improving child health
7 and development by helping parents provide responsible and competent
8 care; and improving the economic self-sufficiency of the family by
9 helping parents develop a vision for their own future, plan future
10 pregnancies, continue their education and find work, as appropriate.
11 Provided that no funds expended under this provision may be used to
12 provide actual medical care ... 5,000,000 (re. \$2,403,000)
13 For services related to a supportive housing program for families and
14 for young adults age 18 to 25, who are eligible for benefits under
15 the state plan for the federal temporary assistance for needy fami-
16 lies block grant. Such supportive housing program shall be designed
17 to enhance the employability, self-sufficiency, and/or family
18 stability of residents, and prevent out-of-wedlock pregnancies among
19 young adult residents. Eligible families shall include: homeless
20 families; families at risk of exceeding, and those that have
21 exceeded, their TANF assistance time limit; families with multiple
22 barriers to employment and housing stability; families at risk for
23 foster care placement; and those that are reunited after placements.
24 Eligible young adults shall include: young adults aging out of the
25 foster care system; runaway and homeless youth; and youth subject to
26 criminal charges who are at risk for incarceration. Provided that,
27 of the \$5,000,000 up to \$1,000,000 shall be available to continue
28 existing services or to expand services provided to eligible young
29 adults ... 5,000,000 (re. \$626,000)
30 For services related to the homelessness intervention program for
31 eligible individuals and families under the state plan for the
32 federal temporary assistance for needy families block grant. These
33 funds shall be available to not-for-profit organizations designed to
34 provide services to prevent homelessness or to secure permanent
35 housing, including but not limited to landlord/tenant conflict
36 resolution, legal services, outreach and referral for other eligible
37 services and benefits to stabilize households, and relocation
38 assistance ... 5,000,000 (re. \$4,037,000)
39 For services of programs, in social services districts with a popu-
40 lation in excess of two million, that meet the emergency needs of
41 homeless individuals and families and those at risk of becoming
42 homeless who are eligible for benefits under the state plan for the
43 temporary assistance for needy families block grant. Such programs
44 shall have demonstrated experience in providing services to meet the
45 emergency needs of homeless individuals and families and those at
46 risk of becoming homeless, including crisis intervention services,
47 eviction prevention services, mobile emergency feeding services, and
48 summer youth services ... 2,000,000 (re. \$60,000)
49 For services and expenses, established pursuant to chapter 58 of the
50 laws of 2006, related to providing intensive employment and other
51 supportive services, including job readiness and job placement

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1 services to noncustodial parents who are unemployed or who are work-
2 ing less than 20 hours per week; who are recipients of public
3 assistance or whose incomes do not exceed 200 percent of the federal
4 poverty level; and who have a child support order payable through
5 the support collection unit of a social services district
6 2,764,000 (re. \$304,000)
7 For services in accordance with a memorandum of understanding between
8 the state education department, office of vocational and educational
9 services for individuals with disabilities (VESID) and the office of
10 temporary and disability assistance, for work activities for eligi-
11 ble individuals and families under the state plan for the federal
12 temporary assistance for needy families block grant whose incomes do
13 not exceed 200 percent of the federal poverty level, and to provide
14 comprehensive, intensive services to assist such individuals with
15 disabilities in achieving employment. To the extent allowable, such
16 allocation shall be used for work activities that can be credited
17 toward the participation rate requirements set forth in the federal
18 personal responsibility and work opportunity reconciliation act of
19 1996 ... 1,500,000 (re. \$1,500,000)
20 For services, related to transitional jobs programs administered by
21 social services districts with employment opportunities established
22 in public or private organizations including community based agen-
23 cies. Eligible social services districts must establish a plan to
24 provide coordinated, comprehensive employment services beyond the
25 level currently funded by the social services district to eligible
26 individuals and families under the state plan for the federal tempo-
27 rary assistance for needy families block grant. Such funds are to be
28 made available to establish a transitional jobs program to provide a
29 subsidized employment placement for up to twelve months for up to 40
30 hours per week of paid employment, with the requirement that all
31 program participants receive at least 105 hours of paid education
32 and training activities linked directly to local employment opportu-
33 nities in sectors with substantial opportunities for continued
34 unsubsidized employment, including but not limited to child care,
35 health care, social and human services, clerical administrative
36 assistance, transportation and construction/outdoor maintenance, to
37 enable temporary assistance for needy families eligible partic-
38 ipants, including disconnected young adults, ages eighteen to twen-
39 ty-four, to obtain the job skills and education to advance into
40 unsubsidized work at the end of the transitional employment period.
41 Public or private organizations receiving funds appropriated herein
42 shall report to the office of temporary and disability assistance on
43 the average hourly wage paid to individuals participating in the
44 program herein described. With funds appropriated herein, the office
45 of temporary and disability assistance shall establish the transi-
46 tional jobs program and provide technical support, as needed, to
47 enable social services districts to develop transitional jobs
48 programs that provide education, training, and job placement for low
49 or no income individuals. Preference shall be given to persons in
50 receipt of public assistance, formerly incarcerated individuals, and
51 non-custodial parents who were formerly incarcerated or who have a

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1 criminal history and who can attest to such parental relationship
2 and make that information available to social services district
3 child support units. The office of temporary and disability assist-
4 ance shall establish allocations to social services districts with
5 priority to areas of the state with unemployment rates that exceed
6 the statewide average. Each participating district must submit a
7 plan for its transitional jobs program that outlines the employment
8 opportunities and education and training that will be provided to
9 prepare individuals for unsubsidized employment. Districts will be
10 encouraged to leverage services available through community-based
11 education and training providers and target training to the needs of
12 employers in the region. Such education and training providers may
13 include, but not be limited to general equivalency diplomas
14 programs, adult basic education, English as a second language
15 programs, community colleges, junior colleges, business and trade
16 schools, vocational institutions, and institutions with baccalau-
17 reate degree-granting programs, programs that provide employment
18 services, including but not limited to programs that include educa-
19 tion and training components, such as remedial education, individual
20 training plans, pre-employment training, workplace basic skills, and
21 literacy skills training. In those instances where program partic-
22 ipants do not have a high school diploma or equivalent, preference
23 shall be given to providing adult basic education services that will
24 enable the participant to obtain an equivalency diploma. Addi-
25 tionally, training that provides employment related credential,
26 credits or certificates to support future employment opportunities
27 is preferred. As part of the individual training plan, projects are
28 encouraged to provide comprehensive student support services,
29 including but not limited to tutoring, mentoring, child care, after
30 school program access, transportation, financial development
31 services, referrals for public benefits, and case management.
32 Districts must comply with the nondisplacement provisions of
33 sections 336-e and 336-f of the social services law when establish-
34 ing subsidized employment positions funded through the transitional
35 jobs program ... 25,000,000 (re. \$4,763,000)

36 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,
37 section 1, of the laws of 2010:

38 For services and expenses under the temporary assistance for needy
39 families block grant, including but not limited to the family
40 assistance program, emergency assistance to families program, and
41 safety net program.

42 Such funds are to be available for payment of aid heretofore accrued
43 or hereafter to accrue to municipalities. Subject to the approval of
44 the director of the budget, such funds shall be available to the
45 department of family assistance net of disallowances, refunds,
46 reimbursements, and credits including, but not limited to, addi-
47 tional federal funds resulting from any changes in federal cost
48 allocation methodologies.

49 Notwithstanding any inconsistent provision of law, the amount herein
50 appropriated may be increased or decreased by interchange with any

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1 other appropriation within the office of temporary and disability
2 assistance federal fund - local assistance account with the approval
3 of the director of the budget, who shall file such approval with the
4 department of audit and control and copies thereof with the chairman
5 of the senate finance committee and the chairman of the assembly
6 ways and means committee.

7 Funds appropriated herein, as matched by state and local funds in
8 accordance with section 153 of the social services law, may be used
9 to provide rent supplements at local option to family assistance
10 households and to cases that include a child in receipt of safety
11 net assistance in order to prevent eviction and address homelessness
12 in accordance with social services district plans approved by the
13 office of temporary and disability assistance and the director of
14 the budget, provided, however, that such supplements shall not be
15 part of the standard of need pursuant to section 131-a of the social
16 services law.

17 Amounts appropriated herein shall, subject to the approval of the
18 director of the budget, be used to reimburse social services
19 districts for 100 percent of the expenditures for foster care made
20 on and after October 1, 2008 provided to children eligible for emer-
21 gency assistance for families, other than juvenile justice services
22 and other than tuition costs for foster care children who are eligi-
23 ble for emergency assistance for families and are in the custody of
24 the commissioner of any local social services district with a popu-
25 lation in excess of two million persons and, subject to the approval
26 of the director of the budget, the commissioner of the office of
27 children and family services, in consultation with the commissioner
28 of labor and the commissioner of the office of temporary and disa-
29 bility assistance, may exclude foster care and foster care adminis-
30 tration costs incurred on behalf of children in foster care place-
31 ments who are at least 19 years of age.

32 Notwithstanding section 153 of the social services law and any other
33 inconsistent provision of the social services law or this chapter,
34 the commissioner of the office of temporary and disability assist-
35 ance, upon consultation with the commissioner of the office of chil-
36 dren and family services and subject to the approval of the director
37 of the budget, may reduce federal financial participation in the
38 cost of eligible public assistance expenses, including but not
39 limited to, the family assistance program, the emergency assistance
40 for families program and their administration paid to social
41 services districts by the amount of federal financial participation
42 received by each district for foster care pursuant to this provision
43 and shall require each district to be responsible for 100 percent of
44 the additional non-federal cost that results from such reduction in
45 federal financial participation in an amount not to exceed the actu-
46 al amount of federal temporary assistance for needy families funds
47 for foster care provided to children eligible for emergency assist-
48 ance for families pursuant to this appropriation. The commissioner
49 of the office of temporary and disability assistance may require
50 each social services district to make necessary adjustments in

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1 claims for eligible public assistance expenses to effectuate the
2 reduction in federal financial participation required herein.
3 Notwithstanding section 153 of the social services law and any other
4 inconsistent provision of the social services law or this chapter,
5 the commissioner of the office of temporary and disability assist-
6 ance may not reduce federal financial participation in local admin-
7 istrative expenses for a social services district until the
8 reduction in federal financial participation in all other expendi-
9 tures for such public assistance programs has been reduced by 95
10 percent of estimated expenditures otherwise eligible for federal
11 financial participation unless otherwise waived by the commissioner
12 ... 1,271,225,000 (re. \$263,468,000)

13 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,
14 section 1, of the laws of 2011, is hereby amended and reappropriated
15 to read:

16 Notwithstanding any inconsistent provision of law, the funds appropri-
17 ated herein, shall be available for transfer to the federal health
18 and human services fund - 265, federal day care account to continue
19 operation of and support existing enrollment in the child care
20 facilitated enrollment pilot programs which expand access to child
21 care subsidies for working families living or employed in the Liber-
22 ty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the
23 county of Monroe, with income up to 275 percent of the federal
24 poverty level. Of the amount appropriated herein, \$2,500,000 shall
25 be made available for Monroe county, and \$6,000,000 shall be made
26 available for all other projects. Up to \$250,000 shall be made
27 available to the current designated administrator in the county of
28 Monroe, or to a successor administrator designated by the current
29 administration to administer such county's program and to implement
30 a plan approved by the office of children and family services; and
31 up to \$600,000 shall be made available to the Consortium for Worker
32 Education, Inc., or other designated successor, to administer and to
33 implement a plan approved by the office of children and family
34 services for the programs in the Liberty Zone, and the boroughs of
35 Brooklyn, Queens and Bronx. Each pilot program administrator shall
36 prepare and submit to the office of children and family services,
37 the chair of the senate committee on children and families and
38 social services, the chair of the assembly committee on children and
39 families, the chair of the assembly committee on social services,
40 the chair of the senate committee on labor, and the chair of the
41 assembly committee on labor, an evaluation of the pilot with recom-
42 mendations for continuation or dissolution of the program supported
43 by appropriate documentation. Such evaluation shall include avail-
44 able, information regarding the pilot programs or participants in
45 the pilot programs, absent identifying information, including but
46 not limited to: the number of income-eligible children of working
47 parents with income greater than 200 percent but at or less than 275
48 percent of the federal poverty level; the ages of the children
49 served by the project, the number of families served by the project
50 who are in receipt of family assistance, the factors that parents

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1 considered when searching for child care, the factors that barred
2 the families' access to child care assistance prior to their enroll-
3 ment in the pilot program, the number of families who receive a
4 child care subsidy pursuant to this program who choose to use such
5 subsidy for regulated child care, and the number of families who
6 receive a child care subsidy pursuant to this program who choose to
7 use such subsidy to receive child care services provided by a legal-
8 ly exempt provider. Such report shall be submitted by the applicable
9 project administrator, on or before October 1, 2009, provided that
10 if such report is not received by October 1, 2009, reimbursement for
11 administrative costs shall be either reduced or withheld, and fail-
12 ure of an administrator to submit a timely report may jeopardize
13 such program's funding in future years. Expenses related to the
14 development of the evaluation of the pilot programs shall be paid
15 from the pilot program's administrative set-aside or non-state
16 funds. The remaining portion of the project's funds shall be allo-
17 cated by the office of children and family services to the local
18 social services districts where the recipient families reside as
19 determined by the project administrator based on projected needs and
20 cost of providing child care subsidy payments to working families
21 enrolled in the child care subsidy program through the pilot initi-
22 ative, provided however that the office of children and family
23 services shall not reimburse subsidy payments in excess of the
24 amount the subsidy funding appropriated herein can support and the
25 applicable local social services district shall not be required to
26 approve or pay for subsidies not funded herein.

27 The total number of slots for pilot programs located within the city
28 of New York shall not exceed one thousand during fiscal year
29 2009-2010. Vacancies in child care slots may be filled at such time
30 as the total enrollment of the New York city pilot program is less
31 than one thousand slots. The pilot program located in the borough of
32 Queens shall receive one new additional slot for each slot which
33 becomes available through attrition once the total number of filled
34 child care slots reaches less than one thousand. Child care subsi-
35 dies paid on behalf of eligible families shall be reimbursed at the
36 actual cost of care up to the applicable market rate for the
37 district in which the child care is provided[, for subsidy payments
38 made from April 1, 2009 through March 31, 2012 for the New York City
39 Pilot and for subsidy payments made from January 1, 2010 through
40 December 31, 2012 for the Monroe County Pilot] in accordance with
41 the fee schedule of the social services district making the subsidy
42 payments. Pilot programs are required to submit monthly reports to
43 the office of children and family services, the local social
44 services district, and for programs located in the City of New York,
45 the administration for children's services, and the Legislature.
46 Each monthly report must provide without benefit of personal identi-
47 fying information, the pilot program's current enrollment level,
48 amount of the child's subsidy, co-payment levels and other informa-
49 tion as needed or required by the office of children and family
50 services. Further, the office of children and family services shall
51 provide technical assistance to the pilot program to assist with

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1 project administration and timely coordination of the monthly claim-
2 ing process. Notwithstanding any other provision of law, any pilot
3 programs maintained herein may be terminated if the administrator
4 for such programs mismanages such programs, by engaging in actions
5 including but not limited to, improper use of funds, providing for
6 child care subsidies in excess of the amount the subsidy funding
7 appropriated herein can support, and failing to submit claims for
8 reimbursement in a timely fashion ... 8,500,000 (re. \$13,000)
9 For the continuation of the facilitated enrollment pilot program in
10 Capital Region-Oneida (consisting of Rensselaer, Schenectady, Sara-
11 toga, Albany and Oneida counties) be provided to the NYS AFL-CIO
12 Workforce Development Institute to act or continue to act as the
13 administrator to implement the program proposed by the union child
14 care coalition of the NYS AFL-CIO and approved by the office of
15 children and family services. The administrative cost of this pilot
16 program shall not exceed ten percent of the funds available for this
17 purpose. The remaining portion of the funds shall be allocated by
18 the office of children and family services to the local social
19 services districts where the recipient families reside as determined
20 by the project administrator based on projected need and cost of
21 providing child care subsidies payment to working families enrolled
22 through the pilot initiative. Child care subsidies paid on behalf of
23 eligible families shall be reimbursed at the actual cost of care up
24 to the applicable market rate for the district in which child care
25 is provided and in accordance with the fee schedule of the social
26 services district making the subsidy payment.
27 For transfer consistent with transfer authority contained in a chapter
28 of the laws of 2008 enacting the executive budget to credit the
29 office of children and family services federal health and human
30 services fund-265 local assistance, federal day care account for the
31 child care facilitated enrollment pilot programs. Notwithstanding
32 any inconsistent provision of law, the funds appropriated herein
33 shall be available for expenses associated with the continued opera-
34 tion of the child care facilitated enrollment pilot program in the
35 Capital Region-Oneida for working families residing in the Capital
36 Region-Oneida with income up to two hundred seventy-five percent of
37 the federal poverty level. Of the amount appropriated herein,
38 \$2,400,000 shall be made available for this Capital Region-Oneida
39 project.
40 Provided however that, up to \$240,000 shall be made available to the
41 NYS AFL-CIO Workforce Development Institute, or other designated
42 administrator, to administer and to implement a plan approved by the
43 office of children and family services for this pilot program in
44 consultation with the advisory council. This administrator shall
45 prepare and submit to the office of children and family services,
46 the chairs of the senate committee on social services, children and
47 families, the senate committee on labor, the chairs of the assembly
48 committee on children and families, the assembly committee on social
49 services, an evaluation of the pilot with recommendations. Such
50 evaluation shall include available information regarding the pilot
51 programs or participants in the pilot programs, including but not

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1 limited to: the number of income-eligible children of working
2 parents with income greater than two hundred percent but at or less
3 than two hundred seventy-five percent of the federal poverty level,
4 the ages of the children served by the project, the number of fami-
5 lies served by the project who are in receipt of family assistance,
6 the factors that parents considered when searching for child care,
7 the factors that barred the families' access to child care assist-
8 ance prior to their enrollment in the facilitated enrollment
9 program, the number of families who receive a child care subsidy
10 pursuant to this program who choose to use such subsidy for regu-
11 lated child care, and the number of families who receive a child
12 care subsidy pursuant to this program who choose to use such subsidy
13 to receive child care services provided by a legally exempt provid-
14 er. Such report shall be submitted by the applicable project admin-
15 istrator, on or before November 1, 2009, provided that if such
16 report is not received by November 30, 2009, reimbursement for
17 administrative costs shall be either reduced or withheld, and fail-
18 ure of an administrator to submit a timely report may jeopardize
19 such administrator's program from receiving funding in future years.
20 The administrative cost, including the cost of the development of
21 the evaluation of the pilot programs, shall not exceed ten percent
22 of the funds available for this purpose. The remaining portion of
23 the funds shall be allocated by the office of children and family
24 services to the local social services districts where the recipient
25 families reside as determined by the project administrator based on
26 projected needs and cost of providing child care subsidy payments to
27 working families enrolled in the child care subsidy program through
28 this pilot initiative in the Capital Region-Oneida provided however
29 a local social services district shall not reimburse subsidy
30 payments in excess of the amount the subsidy funding appropriated
31 herein can support.

32 Child care subsidies paid on behalf of eligible families shall be
33 reimbursed at the actual cost of care up to the applicable market
34 rate for the district in which the child care is provided[, for
35 subsidy payments made from April 1, 2009 through March 31, 2012] in
36 accordance with the fee schedule of the social services district
37 making the subsidy payments. The administrator for this pilot
38 project is required to submit bi-monthly reports on the fifteenth
39 day of every other month beginning on May 15, 2009 and bi-monthly
40 thereafter that provide current enrollment and information includ-
41 ing, but not limited to, the amount of the approved subsidy level,
42 the level of co-payment by the social services district required for
43 the participants in the program, the program's adopted budget
44 reflecting all expenses including salaries and other information as
45 needed, to the office of children and family services, the senate
46 chair of the committee on social services, children and families,
47 the senate committee on labor, the chairs of the assembly committee
48 on children and families and the assembly committee on social
49 services, and the social services districts. Provided however that
50 if such bi-monthly reports are not received from this Capital
51 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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1 food stamp recoveries. Such reimbursement shall constitute total
2 state reimbursement for local district administrative claims.
3 Such funds are to be available for payment of aid heretofore accrued
4 or hereafter to accrue to municipalities. Subject to the approval of
5 the director of the budget, such funds shall be available to the
6 office of temporary and disability assistance net of disallowances,
7 refunds, reimbursements, and credits including but not limited to
8 additional federal funds resulting from any changes in federal cost
9 allocation methodologies.

10 Notwithstanding any inconsistent provision of law, the amount herein
11 appropriated may be increased or decreased by interchange with any
12 other appropriation within the office of temporary and disability
13 assistance federal fund - local assistance account with the approval
14 of the director of the budget, who shall file such approval with the
15 department of audit and control and copies thereof with the chairman
16 of the senate finance committee and the chairman of the assembly
17 ways and means committee.

18 Notwithstanding any inconsistent provision of law, funds appropriated
19 herein may be used for reimbursement of food stamp employment and
20 training expenditures and shall be made available to social services
21 districts or may be set aside for state administered programs for
22 the provision of services to food stamp recipients and applicants in
23 accordance with a plan developed by the office of temporary and
24 disability assistance and approved by the director of the budget.
25 Funds appropriated herein may be used to fund the cost of child care
26 services provided to eligible food stamp employment and training
27 participants subject to a plan approved by the office of temporary
28 and disability assistance, the office of children and family
29 services and the director of the budget only to the extent that the
30 office of children and family services and the director of the budg-
31 et determine that the use of such funds will not jeopardize the
32 state's ability to receive the state's entire allotment of federal
33 child care development funds and child care funds available under
34 title IV-A of the social security act. Any child care funded through
35 the food stamp employment and training program must be provided in a
36 manner consistent with the federal law and regulations relating to
37 the federal funds included in the state block grant for child care
38 and the regulations of the office of children and family services
39 for such block grant. Districts shall submit claims and other
40 reports regarding the use of the food stamp employment and training
41 program funds for child care services at such times and in such
42 manner and format as required by the department of family assist-
43 ance.

44 Notwithstanding any inconsistent provision of law, a portion of the
45 funds appropriated herein may be made available to the department of
46 health, in accordance with a memorandum of understanding between the
47 office of temporary and disability assistance and the department of
48 health, consistent with federal law, regulations or waivers for
49 expenses related to nutrition education programs.

50 Notwithstanding any inconsistent provision of law, a portion of the
51 funds appropriated herein may be made available to community based

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1 organizations in accordance with chapter 820 of the laws of 1987 ...
2 [350,000,000] 348,000,000 (re. \$137,919,000)

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

4 For reimbursement to social services districts for administrative
5 expenditures associated with the food stamp program, and for
6 reimbursement to the United States department of agriculture for
7 food stamp recoveries.

8 Notwithstanding any inconsistent provision of law, in lieu of payments
9 authorized by the social services law, or payments of federal funds
10 otherwise due to the local social services districts for programs
11 provided under the federal social security act or the federal food
12 stamp act, funds herein appropriated, in amounts certified by the
13 state commissioner or the state commissioner of health as due from
14 local social services districts each month as their share of
15 payments made pursuant to section 367-b of the social services law
16 may be set aside by the state comptroller in an interest-bearing
17 account with such interest accruing to the credit of the locality in
18 order to ensure the orderly and prompt payment of providers under
19 section 367-b of the social services law pursuant to an estimate
20 provided by the commissioner of health of each local social services
21 district's share of payments made pursuant to section 367-b of the
22 social services law.

23 Funds appropriated herein shall be available for aid to municipalities
24 and for payments to the federal government for expenditures made
25 pursuant to the social services law and the state plan for individ-
26 ual and family grant program under the disaster relief act of 1974.

27 Such funds are to be available for payment of aid heretofore accrued
28 or hereafter to accrue to municipalities. Subject to the approval of
29 the director of the budget, such funds shall be available to the
30 office net of disallowances, refunds, reimbursements, and credits
31 including but not limited to additional federal funds resulting from
32 any changes in federal cost allocation methodologies.

33 Notwithstanding any inconsistent provision of law, funds appropriated
34 herein for reimbursement of food stamp employment and training
35 expenditures shall be made available to social services districts or
36 may be set aside for state administered programs for the provision
37 of services to food stamp recipients and applicants in accordance
38 with a plan developed by the commissioner and approved by the direc-
39 tor of the budget.

40 Funds appropriated herein shall not be used to fund the cost of child
41 care provided to children eligible for child care services through
42 the office of children and family services.

43 Notwithstanding any inconsistent provision of law, the amount herein
44 appropriated may be increased or decreased by interchange with any
45 other appropriation within the office of temporary and disability
46 assistance federal fund - local assistance account with the approval
47 of the director of the budget, who shall file such approval with the
48 department of audit and control and copies thereof with the chairman
49 of the senate finance committee and the chairman of the assembly
50 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

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1 may be set aside for state administered programs, or be transferred
2 to state operations for eligible personal and nonpersonal service
3 costs, for the provision of services to food stamp recipients and
4 applicants in accordance with a plan developed by the commissioner
5 and approved by the director of the budget.
6 Funds appropriated herein shall not be used to fund the cost of child
7 care provided to children eligible for child care services through
8 the office of children and family services.
9 Notwithstanding any inconsistent provision of law, the amount herein
10 appropriated may be increased or decreased by interchange with any
11 other appropriation within the office of temporary and disability
12 assistance federal fund - local assistance account with the approval
13 of the director of the budget, who shall file such approval with the
14 department of audit and control and copies thereof with the chairman
15 of the senate finance committee and the chairman of the assembly
16 ways and means committee.
17 Notwithstanding any inconsistent provision of law, a portion of the
18 funds appropriated herein may be made available, including through
19 suballocation or transfer to the department of health, in accordance
20 with a memorandum of understanding between the office of temporary
21 and disability assistance and the department of health, consistent
22 with federal law, regulations or waivers, and may be transferred to
23 the department of health for the personal and nonpersonal services
24 and other expenses related to nutrition education programs.
25 Of the amount appropriated herein, up to \$2,300,000 may be made avail-
26 able, including through suballocation or transfer to the department
27 of health for grants to community based organizations in accordance
28 with chapter 820 of the laws of 1987. Of this amount, up to \$125,000
29 may be transferred to the department of health for the personal and
30 nonpersonal services and other expenses of the department of health
31 related to the administration of those grants
32 420,390,000 (re. \$179,551,000)

33 SPECIALIZED SERVICES PROGRAM

34 General Fund
35 Local Assistance Account

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

37 For services and expenses related to homeless housing programs includ-
38 ing but not limited to the single room occupancy program pursuant to
39 title 2 of article 2-A of the social services law, the homelessness
40 intervention program pursuant to title 4 of article 2-A of the
41 social services law, the operational support for AIDS housing
42 program and the homelessness prevention program. No funds shall be
43 expended from this appropriation until the director of the budget
44 has approved a spending plan submitted by the office of temporary
45 and disability assistance in such detail as required by the director
46 of the budget ... 25,865,000 (re. \$24,609,000)
47 For the cost of providing shelter supplements or other services for
48 low income households in order to prevent eviction or address home-

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1 lessness in social services districts with a population over five
2 million, in accordance with a plan approved by the office of tempo-
3 rary and disability assistance and the director of the budget,
4 provided, however, that such supplements shall not be part of the
5 standard of need pursuant to section 131-a of the social services
6 law ... 15,000,000 (re. \$15,000,000)
7 For services related to programs which assist non-citizens in their
8 attainment of citizenship. No funds shall be expended from this
9 appropriation until a plan is submitted by the commissioner and
10 approved by the director of the budget. Such funds are to be avail-
11 able for payment of aid heretofore accrued or hereafter to accrue to
12 municipalities. Subject to the approval of the director of the budg-
13 et, such funds shall be available to the office of temporary and
14 disability assistance net of disallowances, refunds, reimbursements,
15 and credits ... 1,669,000 (re. \$1,264,000)
16 For enhanced services to refugees, asylees, entrants, certified
17 victims of human trafficking and their family members, precertified
18 victims of human trafficking and their family members and other
19 immigrant populations eligible for refugee services to assist such
20 individuals and families to attain economic self-sufficiency and
21 reduce or eliminate reliance on public assistance benefits as a
22 primary means of support.
23 Such services shall include, but not be limited to, case management,
24 English-as-a-second-language, job training and placement assistance,
25 post-employment services necessary to ensure job retention, and
26 services necessary to assist the individual and family members to
27 establish and maintain a permanent residence in New York state.
28 Funds appropriated herein shall, at the discretion of the commis-
29 sioner of the office of temporary and disability assistance, be
30 awarded to voluntary refugee resettlement agencies and/or local
31 representatives of such agencies currently under contract with the
32 office of temporary and disability assistance to provide services to
33 refugee populations and individual awards shall be made proportion-
34 ately based on each organization's number of refugees resettled and
35 asylees, entrants, certified and pre-certified victims of human
36 trafficking and their family members, and other immigrant popu-
37 lations eligible for refugee services served in the previous five
38 year period based on the most recent five year data published by the
39 federal department of health and human services office of refugee
40 resettlement or its grantee ... 1,669,000 (re. \$1,669,000)
41 For services related to the human trafficking program as established
42 pursuant to chapter 74 of the laws of 2007
43 397,000 (re. \$397,000)

44 By chapter 110, section 16, of the laws of 2010:

45 For 50 percent reimbursement of expenditures made by a social services
46 district or a not-for-profit corporation for supportive service
47 subsidies for single room occupancy housing for homeless individ-
48 uals, pursuant to title 2 of article 2-A of the social services law.
49 Subject to a plan approved by the director of the budget, up to
50 \$250,000 of the funds appropriated herein, may be used by the office

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1 of temporary and disability assistance through contract, for techni-
2 cal assistance to organizations operating or supervising the opera-
3 tion of a single room occupancy program
4 17,664,300 (re. \$3,856,000)
5 For 75 percent reimbursement of the approved costs for homeless inter-
6 vention program activities pursuant to title 4 of article 2-A of the
7 social services law. Notwithstanding any other inconsistent
8 provision of law, social services districts or contractors, as a
9 condition of receiving such funds herein appropriated, shall provide
10 25 percent cash or in-kind share. Funding provided for herein shall
11 not supplant existing federal, state or local funding
12 2,669,400 (re. \$1,988,000)
13 For services related to programs which assist non-citizens in their
14 attainment of citizenship status. No funds shall be expended from
15 this appropriation until a plan is submitted by the commissioner and
16 approved by the director of the budget. Such funds are to be avail-
17 able for payment of aid heretofore accrued or hereafter to accrue to
18 municipalities. Subject to the approval of the director of the budg-
19 et, such funds shall be available to the office of temporary and
20 disability assistance net of disallowances, refunds, reimbursements,
21 and credits ... 1,668,600 (re. \$177,000)
22 For services related to the human trafficking program as established
23 pursuant to chapter 74 of the laws of 2007
24 397,000 (re. \$397,000)
25 For operational support to projects which have received capital grant
26 awards through the homeless housing assistance program and house
27 homeless singles and families living with HIV/AIDS
28 982,800 (re. \$124,000)

29 By chapter 53, section 1, of the laws of 2009:
30 For 75 percent reimbursement of the approved costs for homeless inter-
31 vention program activities pursuant to title 4 of article 2-A of the
32 social services law. Notwithstanding any other inconsistent
33 provision of law, social services districts or contractors, as a
34 condition of receiving such funds herein appropriated, shall provide
35 25 percent cash or in-kind share. Funding provided for herein shall
36 not supplant existing federal, state or local funding
37 2,966,000 (re. \$755,000)
38 For services related to the human trafficking program as established
39 pursuant to chapter 74 of the laws of 2007
40 441,000 (re. \$1,000)

41 By chapter 53, section 1, of the laws of 2009, as amended by chapter
42 502, section 2, of the laws of 2009:
43 Funds appropriated herein shall be available for aid to municipalities
44 and for payments to the federal government for expenditures made
45 pursuant to the social services law and the state plan for individ-
46 ual and family grant program under the disaster relief act of 1974.
47 The amounts appropriated herein shall be available for reimbursement
48 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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1 Homeless Housing Account

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

3 For services related to federal homeless and other federal support
4 services grants. Subject to the approval of the director of the
5 budget, the amount appropriated herein may be made available to
6 other state agencies through transfer or suballocation for services
7 and expenses related to federal homeless and other federal support
8 services grants. The director of the budget is hereby authorized to
9 transfer or suballocate appropriation authority contained herein to
10 any other fund in which federal homeless and other federal support
11 services grants are actually received
12 7,500,000 (re. \$7,500,000)

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

14 For services related to federal homeless and other federal support
15 services grants. Subject to the approval of the director of the
16 budget, the amount appropriated herein may be made available to
17 other state agencies through transfer or suballocation for services
18 and expenses related to federal homeless and other federal support
19 services grants. The director of the budget is hereby authorized to
20 transfer or suballocate appropriation authority contained herein to
21 any other fund in which federal homeless and other federal support
22 services grants are actually received
23 7,500,000 (re. \$3,437,000)

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1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	225,566,000	2,540,000
4		-----	-----
5	All Funds	225,566,000	2,540,000
6		=====	=====

7 SCHEDULE

8	ADMINISTRATION PROGRAM	850,000
9		-----

10 Special Revenue Funds - Other
 11 Miscellaneous Special Revenue Fund
 12 Banking Department Settlement Account

13 For services and expenses related to the
 14 enforcement actions in accordance with the
 15 purposes outlined in the settlement under
 16 which funding is obtained. Notwithstanding
 17 any inconsistent provision of law, all or
 18 a portion of this appropriation may,
 19 subject to the approval of the director of
 20 the budget, be transferred to the special
 21 revenue funds - other / state operations,
 22 miscellaneous special revenue fund, bank-
 23 ing department settlement account.
 24 Notwithstanding any inconsistent provision
 25 of law, the director of the budget may
 26 suballocate up to the full amount of this
 27 appropriation to any department, agency or
 28 authority 850,000
 29 -----

30	INSURANCE PROGRAM	224,716,000
31		-----

32 Special Revenue Funds - Other
 33 Miscellaneous Special Revenue Fund
 34 Insurance Department Account

35 For suballocation to the division of home-
 36 land security and emergency services for
 37 aid to localities payments related to
 38 municipalities fighting fires on state
 39 property, expenses incurred under the
 40 state's fire mobilization and mutual aid
 41 plan, and for payment of training costs
 42 incurred in accordance with section 209-x
 43 of the general municipal law for training

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1 of certain first-line supervisors of paid
2 fire departments at the New York city fire
3 training academy and in accordance with
4 rules and regulations promulgated by the
5 secretary of state and approved by the
6 director of the budget. Notwithstanding
7 any other provision of law, the amount
8 herein made available shall constitute the
9 state's entire obligation for all costs
10 incurred by the New York city fire train-
11 ing academy in state fiscal year 2012-13 989,000
12 For suballocation to the department of
13 health for aid to localities payments for
14 services and expenses related to state
15 grants for a program of family planning
16 services pursuant to article 2 of the
17 public health law which may include cervi-
18 cal cancer vaccine. A portion of this
19 appropriation may be transferred to state
20 operations for administration of the
21 program 4,700,000
22 For suballocation to the department of
23 health for aid to localities payments for
24 services and expenses related to the
25 administration of the lead poisoning
26 prevention program. A portion of this
27 appropriation may be transferred to state
28 operations for administration of the
29 program 3,760,000
30 For suballocation to the department of
31 health for aid to localities payments for
32 services and expenses related to the
33 administration of the childhood lead
34 poisoning primary prevention program. A
35 portion of this appropriation may be
36 transferred to state operations for admin-
37 istration of the program 5,170,000
38 For suballocation to the department of
39 health for aid to localities payments for
40 services and expenses related to the
41 administration of the lead prevention
42 program. A portion of this appropriation
43 may be transferred to state operations for
44 administration of the program 677,000
45 For suballocation to the department of
46 health for aid to localities payments for
47 services and expenses related to the
48 administration of the childhood obesity
49 program. A portion of this appropriation
50 may be transferred to state operations for
51 administration of the program 660,000

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1	For suballocation to the department of	
2	health for aid to localities payments for	
3	services and expenses related to the	
4	administration of the immunization	
5	program. A portion of this appropriation	
6	may be transferred to state operations for	
7	administration of the program	7,520,000
8	For services and expenses related to the	
9	healthy NY program. A portion of this	
10	appropriation may be transferred to state	
11	operations appropriations	161,040,000
12	For services and expenses related to the	
13	health maintenance organization direct pay	
14	market program	39,200,000
15	For services and expenses related to the	
16	pilot program for entertainment industry	
17	employees	1,000,000
18		-----

DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 [REGULATION] INSURANCE PROGRAM

2 Special Revenue Funds - Other
3 Miscellaneous Special Revenue Fund
4 Insurance Department Account

5 By chapter 55, section 1, of the laws of 2008, as transferred by chapter
6 54, section 1, of the laws of 2011:

7 For suballocation to the department of health for aid to localities
8 payments for services and expenses related to the administration of
9 the childhood lead poisoning primary prevention program. A portion
10 of this appropriation may be transferred to state operations for
11 administration of the program, provided, however, that the amount of
12 this appropriation available for expenditure and disbursement on and
13 after September 1, 2008 shall be reduced by six percent of the
14 amount that was undisbursed as of August 15, 2008
15 5,500,000 (re. \$640,000)

16 For suballocation to the department of health for aid to localities
17 payments for services and expenses related to the administration of
18 the childhood obesity program. A portion of this appropriation may
19 be transferred to state operations for administration of the
20 program, provided, however, that the amount of this appropriation
21 available for expenditure and disbursement on and after September 1,
22 2008 shall be reduced by six percent of the amount that was undis-
23 bursed as of August 15, 2008 ... 1,765,000 (re. \$300,000)

24 By chapter 54, section 1, of the laws of 2007, as transferred by chapter
25 54, section 1, of the laws of 2011:

26 For suballocation to the department of health for aid to localities
27 payments for services and related to the administration of the
28 childhood lead poisoning primary prevention program. A portion of
29 this appropriation may be transferred to state operations for admin-
30 istration of the program ... 3,000,000 (re. \$1,600,000)

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AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	31,944,589,915	29,515,715,000
4	Special Revenue Funds - Federal	62,222,157,000	64,325,798,000
5	Special Revenue Funds - Other	12,492,989,800	12,529,541,700
6		-----	-----
7	All Funds	106,659,736,715	106,371,054,700
8		=====	=====

9 SCHEDULE

10 ADMINISTRATION PROGRAM 280,500
 11 -----

12 General Fund
 13 Local Assistance Account

14 Notwithstanding any inconsistent provision
 15 of law, effective October 1, 2006, expend-
 16 itures made from this appropriation shall
 17 effectively provide a cost of living
 18 adjustment to the office of minority
 19 health, as determined by the commissioner
 20 of the department of health, provided
 21 however, for the period commencing on
 22 April 1, 2012 and ending March 31, 2013,
 23 the commissioner shall not apply any new
 24 cost of living adjustment authorized by
 25 section 1 of part C of chapter 57 of the
 26 laws of 2006, as amended by section 1 of
 27 part F of chapter 59 of the laws of 2011,
 28 for the purpose of establishing rates of
 29 payments, contracts or any other form of
 30 reimbursement. The commissioner of the
 31 department of health shall determine the
 32 standards and requirements necessary to
 33 qualify for such increases. Further, each
 34 local government unit or direct contract
 35 provider receiving such funding shall
 36 submit a written certification regarding
 37 the use of such funds to be provided in
 38 the format proscribed by the department.
 39 Funds shall be allocated from this appropri-
 40 ation pursuant to a plan prepared by the
 41 commissioner and approved by the director
 42 of the budget 14,500
 43 For services and expenses of the office of
 44 minority health including competitive
 45 grants to promote community strategic
 46 planning or new or improved health care

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 delivery systems and networks in minority
 2 areas. Up to \$102,000 of this appropri-
 3 ation may be transferred to state oper-
 4 ations for administration 266,000
 5 -----

6 AIDS INSTITUTE PROGRAM 103,412,950
 7 -----

8 General Fund
 9 Local Assistance Account

10 Notwithstanding any inconsistent provision
 11 of law, effective October 1, 2006, expend-
 12 itures made from this appropriation shall
 13 effectively provide a cost of living
 14 adjustment, provided however, for the
 15 period commencing on April 1, 2012 and
 16 ending March 31, 2013, the commissioner
 17 shall not apply any new cost of living
 18 adjustment authorized by section 1 of part
 19 C of chapter 57 of the laws of 2006, as
 20 amended by section 1 of part F of chapter
 21 59 of the laws of 2011, for the purpose of
 22 establishing rates of payments, contracts
 23 or any other form of reimbursement, for
 24 providers of the following services, as
 25 determined by the commissioner of the
 26 department of health: regional and target-
 27 ed HIV, STD, and hepatitis C services,
 28 HIV, STD, and hepatitis C prevention, HIV
 29 health care and supportive services, hepa-
 30 titis C programs and HIV, STD, and hepati-
 31 tis C clinical and provider education
 32 programs.

33 The commissioner of the department of health
 34 shall determine the standards and require-
 35 ments necessary to qualify for such
 36 increases and the department may suballo-
 37 cate funds as needed. Further, each local
 38 government unit or direct contract provid-
 39 er receiving such funding shall submit a
 40 written certification regarding the use of
 41 such funds to be provided in the format
 42 proscribed by the department.

43 Funds shall be allocated from this appropri-
 44 ation pursuant to a plan prepared by the
 45 commissioner and approved by the director
 46 of the budget 6,245,000

47 For services and expenses for regional and
 48 targeted HIV, STD, and hepatitis C
 49 services. To ensure organizational viabil-

AID TO LOCALITIES 2012-13

37 For services and expenses for regional and
38 targeted HIV, STD, and hepatitis C
39 services. To ensure organizational viabil-
40 ity, agency administration may be
41 supported subject to the review and
42 approval of the department of health. A
43 portion of these funds may be transferred
44 to the general fund-state purposes account
45 for administration of this program.

46 Notwithstanding any provision of law to the
47 contrary, the Commissioner of Health shall
48 be authorized to continue contracts with
49 community service programs, multi-service
50 agencies and community development initi-

AID TO LOCALITIES 2012-13

1	atives for all such contracts which were	
2	executed on or before March 31, 2009,	
3	without any additional requirements that	
4	such contracts be subject to competitive	
5	bidding or a request for proposals process ..	26,297,600
6	For services and expenses for HIV, STD, and	
7	hepatitis C prevention. A portion of these	
8	funds may be suballocated to other state	
9	agencies. A portion of these funds may be	
10	transferred to the general fund-state	
11	purposes account for administration of	
12	this program	25,925,000
13	For services and expenses for HIV health	
14	care and supportive services. A portion of	
15	these funds may be transferred to the	
16	general fund-state purposes account for	
17	administration of this program	20,042,000
18	For services and expenses for HIV clinical	
19	and provider education programs	2,751,400
20		-----
21	Program account subtotal	75,016,000
22		-----
23	CENTER FOR COMMUNITY HEALTH PROGRAM	1,577,438,965
24		-----
25	General Fund	
26	Local Assistance Account	
27	State aid to municipalities for the opera-	
28	tion of local health departments and labo-	
29	ratories and for the provision of general	
30	public health services pursuant to article	
31	6 of the public health law for activities	
32	under the jurisdiction of the commissioner	
33	of health.	
34	Notwithstanding any other provision of arti-	
35	cle 6 of the public health law, a county	
36	may obtain reimbursement pursuant to this	
37	act, only after the county chief financial	
38	officer certifies, in the municipal health	
39	services plan, that county tax levies used	
40	to fund services carried out by the county	
41	health department have not been added to	
42	or supplanted directly or indirectly by	
43	any funds obtained by the county pursuant	
44	to the Master Settlement Agreement entered	
45	into on November 23, 1998 by the state and	
46	leading United States tobacco product	
47	manufacturers, except in the case of a	
48	public health emergency, as determined by	
49	the commissioner of health.	

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 Notwithstanding annual aggregate limits for
2 bad debt and charity care allowances and
3 any other provision of law, up to
4 \$1,700,000 shall be transferred to the
5 medical assistance program general fund -
6 local assistance account for eligible
7 publicly sponsored certified home health
8 agencies that demonstrate losses from a
9 disproportionate share of bad debt and
10 charity care, pursuant to chapter 884 of
11 the laws of 1990. Within the maximum
12 limits specified herein, the department
13 shall transfer only those funds which are
14 necessary to meet the state share require-
15 ments for disproportionate share adjust-
16 ments expected to be paid for the period
17 January 1, 2012 through December 31, 2012.
18 The moneys hereby appropriated shall be
19 available for payment of financial assist-
20 ance heretofore accrued 254,413,000
21 For services and expenses related to public
22 health emergencies as declared by the
23 counties or the commissioner of the
24 department of health, and approved by the
25 director of the budget in accordance with
26 article 6 of the public health law.
27 Notwithstanding any provision of the law
28 to the contrary, a portion of these funds
29 may be transferred to any program, fund,
30 or account within the department to
31 respond to any identified emergency,
32 pursuant to approval by the director of
33 the budget. Any such funds transferred to
34 the general fund - state purposes account
35 shall be available for personal service
36 and nonpersonal service expenditures 40,000,000
37 For services and expenses of a rabies
38 program, including but not limited to
39 reimbursement to counties for rabies
40 expenses such as human post-exposure
41 vaccination, and research studies in the
42 control of wildlife rabies, pursuant to
43 United States department of agriculture
44 approval if necessary, to control the
45 spread of rabies. A portion of this appro-
46 priation may be transferred to state oper-
47 ations appropriations for administration
48 of this program 1,542,000
49 State grants for a program of family plan-
50 ning services pursuant to article 2 of the
51 public health law. A portion of these

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 funds may be suballocated to other state
2 agencies 25,101,000
3 For services and expenses including payment
4 of health insurance premiums and
5 reimbursement of health care providers for
6 services rendered to individuals enrolled
7 in the cystic fibrosis program pursuant to
8 chapter 851 of the laws of 1987. The
9 amounts appropriated pursuant to such
10 appropriation may be suballocated to other
11 state agencies or accounts for expendi-
12 tures incurred in the operation of
13 programs funded by such appropriation
14 subject to the approval of the director of
15 the budget 800,000
16 For services and expenses to implement the
17 early intervention program act of 1992.
18 The moneys hereby appropriated shall be
19 available for payment of financial assist-
20 ance heretofore accrued or hereafter to
21 accrue. Notwithstanding the provisions of
22 any other law to the contrary, for state
23 fiscal year 2012-2013 the liability of the
24 state and the amount to be distributed or
25 otherwise expended by the state pursuant
26 to section 2557 of the public health law
27 shall be determined by first calculating
28 the amount of the expenditure or other
29 liability pursuant to such law, and then
30 reducing the amount so calculated by two
31 percent of such amount 164,090,000
32 The moneys hereby appropriated shall be
33 available for respite services for fami-
34 lies of eligible children. Such moneys
35 shall be allocated to each municipality by
36 the department of health as determined by
37 the department, to reimburse such munici-
38 palities in the amount of 50 percent of
39 the costs of respite services provided to
40 eligible children and their families with
41 the approval of the early intervention
42 official, in accordance with section 2547
43 of the public health law, section 69-4.18
44 of title 10 of the New York codes rules
45 and regulation and standards established
46 by the department for the provision of
47 respite services. The moneys allocated to
48 each municipality by the department shall
49 be the total amount of respite funds
50 available for such purpose 1,861,000

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1 For services and expenses of a comprehensive
2 adolescent pregnancy prevention program. A
3 portion of this appropriation may be
4 transferred to state operations appropri-
5 ations for administration of this program ... 11,259,000
6 Notwithstanding any inconsistent provision
7 of law, effective October 1, 2006, expend-
8 itures made from this appropriation shall
9 effectively provide a cost of living
10 adjustment, provided however, for the
11 period commencing on April 1, 2012 and
12 ending March 31, 2013, the commissioner
13 shall not apply any new cost of living
14 adjustment authorized by section 1 of part
15 C of chapter 57 of the laws of 2006, as
16 amended by section 1 of part F of chapter
17 59 of the laws of 2011, for the purpose of
18 establishing rates of payments, contracts
19 or any other form of reimbursement, for
20 providers of the following services, as
21 determined by the commissioner of the
22 department of health: obesity prevention
23 and diabetes programs, nutritional
24 services to pregnant women, infants and
25 children, hunger prevention and nutrition
26 assistance program, Indian health, asthma,
27 prenatal care assistance program, rape
28 crisis, comprehensive adolescent pregnancy
29 prevention, family planning, school
30 health, childhood lead poisoning
31 prevention, children with special health
32 care needs, regional perinatal centers,
33 migrant health, dental services, cancer
34 services programs, healthy heart,
35 Alzheimer's disease assistance centers,
36 Alzheimer's research and education, tobac-
37 co control, rabies, immunization,
38 universal prenatal and postpartum home
39 visitation, public health campaign, sexu-
40 ally transmitted diseases, osteoporosis
41 prevention, sudden infant death syndrome,
42 tick-borne disease, and tuberculosis
43 control. The commissioner of the depart-
44 ment of health shall determine the stand-
45 ards and requirements necessary to qualify
46 for such increases and the department may
47 suballocate funds as needed. Further, each
48 local government unit or direct contract
49 provider receiving such funding shall
50 submit written certification regarding the
51 use of such funds to be provided in the
52 format prescribed by the department. Funds

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AID TO LOCALITIES 2012-13

1 shall be allocated from this appropriation
2 pursuant to a plan prepared by the commis-
3 sioner and approved by the director of the
4 budget 28,530,200
5 For services and expenses for stockpile
6 storage for vaccines and supplies. A
7 portion of this appropriation may be
8 transferred to state operations appropri-
9 ations for administration of this program 1,200,000
10 For grants-in-aid to contract for hyperten-
11 sion prevention, screening, and treatment
12 programs 246,000
13 For services and expenses including an
14 education program related to a children's
15 asthma program. The department shall make
16 grants within the amounts appropriated
17 therefor to local health agencies, health
18 care providers, school, school-based
19 health centers and community-based organ-
20 izations and other organizations with
21 demonstrated interest and expertise in
22 serving persons with asthma to develop and
23 implement regional or community plans
24 which may include the following activ-
25 ities: self-management programs in elemen-
26 tary schools, conducting public and
27 provider education programs and implement-
28 ing protocols for collection of data on
29 asthma-related school absenteeism and
30 emergency room visits. In making grants
31 the commissioner may give priority consid-
32 eration to entities serving areas of the
33 state with high incidence and prevalence
34 of asthma. A portion of this appropriation
35 may be transferred to state operations
36 appropriations for administration of this
37 program 226,000
38 For services and expenses associated with
39 new and existing school based health
40 centers 4,436,000
41 For services and expenses related to the
42 school based health clinics program,
43 notwithstanding any inconsistent provision
44 of law to the contrary, funds shall be
45 available for the statewide school based
46 health clinics program to provide grants
47 to certain school based health centers
48 pursuant to the following:
49 Anthony Jordon Health Center 28,005
50 Montefiore Medical Center 119,023
51 Chenango Memorial Hospital 14,877
52 East Harlem Council for Human Services 12,252

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1	Family Health Network	8,725
2	Kaleida Health	178,534
3	Lutheran Medical Center	58,636
4	Nassau Health Care Corporation	11,377
5	NY Presbyterian Hospital	209,164
6	Renaissance-Harlem Hospital	84,892
7	Sisters of Charity	35,007
8	Suffolk County DOH	9,627
9	Threshold Center for Alternative Youth	
10	Services	21,879
11	University of Rochester	49,010
12	Via Health-Rochester General Hospital	16,628
13	William F. Ryan Community Health Center	17,504
14	For services and expenses to support grants	
15	to community health centers and comprehen-	
16	sive diagnostic and treatment centers for	
17	the purpose of furnishing primary health	
18	care services, including outreach, health	
19	education and dental care, to migrant and	
20	seasonal farmworkers and their families,	
21	of which no less than 70 percent shall be	
22	dedicated to community health centers	
23	receiving federal funding for such purpose	
24	pursuant to section 330(g) of the federal	
25	public health service act	430,000
26	For services and expenses of a universal	
27	prenatal and postpartum home visitation	
28	program	1,956,000
29	For services and expenses to support the STD	
30	center of excellence	480,000
31	For services and expenses for childhood	
32	asthma coalitions. A portion of this	
33	appropriation may be transferred to state	
34	operations appropriations for adminis-	
35	tration of this program	1,232,000
36	For services and expenses related to provid-	
37	ing nutritional services and to provide	
38	nutritional education to pregnant women,	
39	infants, and children, including suballo-	
40	cations to the department of agriculture	
41	and markets for the farmer's market nutri-	
42	tion program and migrant worker services	
43	and the office of temporary and disability	
44	assistance for prenatal care assistance	
45	program activities. A portion of these	
46	funds may be suballocated to other state	
47	agencies. A portion of this appropriation	
48	may be transferred to state operations	
49	appropriations for administration of this	
50	program	19,811,300
51	For services and expenses, including operat-	
52	ing expenses related to providing nutri-	

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 tional services and nutrition education
 2 for hunger prevention and nutrition
 3 assistance. A portion of this appropri-
 4 ation may be suballocated to other state
 5 agencies. A portion of this appropriation
 6 may be transferred to state operations
 7 appropriations for administration of this
 8 program 29,702,500
 9 For services and expenses of the health and
 10 social services sexuality-related programs ... 5,260,150
 11 For grants to rape crisis centers for
 12 services to rape victims and programs to
 13 prevent rape. The amounts appropriated
 14 pursuant to such appropriation may be
 15 suballocated to other state agencies or
 16 accounts for expenditures incurred in the
 17 operation of programs funded by such
 18 appropriation subject to the approval of
 19 the director of the budget 1,871,000
 20 For services and expenses related to
 21 evidence based cancer services programs.
 22 A portion of this appropriation may be
 23 transferred to state operations appropri-
 24 ations for administration of this program 9,006,750
 25 For services and expenses related to obesity
 26 and diabetes programs. A portion of this
 27 appropriation may be transferred to state
 28 operations appropriations for adminis-
 29 tration of this program 7,205,000
 30 For services and expenses of the osteoporo-
 31 sis prevention and education program. The
 32 commissioner of health, pursuant to a plan
 33 subject to the approval of the director of
 34 the budget, may transfer funds to the
 35 state operations budget of Helen Hayes
 36 hospital for this program 32,500
 37 For services and expenses of the public
 38 health management leaders of tomorrow
 39 program, provided a portion of this appro-
 40 priation shall be suballocated to univer-
 41 sity at Albany school of public health 277,000
 42 For services and expenses of a study of
 43 racial disparities 147,500
 44 For services and expenses related to state-
 45 wide health broadcasts involving local,
 46 state and federal agencies. A portion of
 47 this appropriation may be transferred to
 48 state operations appropriations for admin-
 49 istration of this program 41,750
 50 For services and expenses of a public health
 51 genomics. A portion of this appropriation
 52 may be transferred to state operations

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1	appropriations for administration of this	
2	program	25,000
3	For grants to sudden infant death syndrome	
4	centers	19,500
5	For services and expenses of the tick-borne	
6	disease institute, including grants for	
7	research and prevention, detection, and	
8	treatment of Lyme disease and other tick-	
9	borne illnesses	73,500
10	For services and expenses of the comprehen-	
11	sive care centers for eating disorders	
12	program	125,000
13	For services and expenses of a safe mother-	
14	hood initiative to prevent maternal deaths	
15	in New York state. A portion of this	
16	appropriation may be transferred to state	
17	operations appropriations for adminis-	
18	tration of this program	36,750
19	For services and expenses of a minority male	
20	wellness and screening program	26,950
21	For services and expenses of a Latino health	
22	outreach initiative	36,750
23	For services and expenses of health	
24	promotion initiatives. A portion of this	
25	appropriation may be transferred to state	
26	operations appropriations for adminis-	
27	tration of this program	570,000
28	For services and expenses for statewide	
29	maternal mortality reviews and the devel-	
30	opment of protocols to reduce incidents of	
31	death during childbirth. A portion of this	
32	appropriation may be transferred to state	
33	operations appropriations for adminis-	
34	tration of this program	33,125
35	For state grants to improve access to infer-	
36	tility services, treatments, and proce-	
37	dures. Funds shall be allocated from this	
38	appropriation pursuant to a plan prepared	
39	by the commissioner of health and approved	
40	by the director of the budget	923,500
41	For services and expenses of the Adelphi	
42	University breast cancer support program	300,000
43		-----
44	Program account subtotal	614,202,865
45		-----
46	Special Revenue Funds - Federal	
47	Federal Department of Education Fund	
48	Individuals with Disabilities-Part C Account	
49	For activities related to a handicapped	
50	infants and toddlers program	51,578,000

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1 -----
 2 Program account subtotal 51,578,000
 3 -----
 4 Special Revenue Funds - Federal
 5 Federal Health and Human Services Fund
 6 Federal Health, Education, and Human Services Account
 7 For various health prevention, diagnostic,
 8 detection and treatment services. The
 9 amounts appropriated pursuant to such
 10 appropriation may be suballocated to other
 11 state agencies or accounts for expendi-
 12 tures incurred in the operation of
 13 programs funded by such appropriation
 14 subject to the approval of the director of
 15 the budget 33,700,000
 16 -----
 17 Program account subtotal 33,700,000
 18 -----
 19 Special Revenue Funds - Federal
 20 Federal Health and Human Services Fund
 21 Federal Block Grant Account
 22 For various health prevention, diagnostic,
 23 detection and treatment services.
 24 The commissioner of health is hereby
 25 authorized to waive any provisions of
 26 the public health law and regulations,
 27 to issue appropriate operating certifi-
 28 cates, and to enter into contracts with
 29 article 28 facilities, to provide funds,
 30 to establish, support and conduct
 31 projects to provide improved and
 32 expanded school health services for
 33 preschool and school-age children. No
 34 more than 10 per centum of the amount
 35 appropriated for such purpose shall be
 36 expended for services and expenses in
 37 connection with the administration and
 38 evaluation of such grants. Grants
 39 awarded under this appropriation shall
 40 be distributed and administered in
 41 accordance with regulations established
 42 by the commissioner of health. The
 43 amounts appropriated pursuant to such
 44 appropriation may be suballocated to
 45 other state agencies or accounts for
 46 expenditures incurred in the operation
 47 of programs funded by such appropriation

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1	subject to the approval of the director	
2	of the budget	57,475,000
3		-----
4	Program account subtotal	57,475,000
5		-----
6	Special Revenue Funds - Federal	
7	Federal USDA-Food and Nutrition Services Fund	
8	Child and Adult Care Food Account	
9	For various federal food and nutritional	
10	services. The moneys hereby appropriated	
11	shall be available for payment of finan-	
12	cial assistance heretofore accrued	247,694,000
13		-----
14	Program account subtotal	247,694,000
15		-----
16	Special Revenue Funds - Federal	
17	Federal USDA-Food and Nutrition Services Fund	
18	Federal Food and Nutrition Services Account	
19	For various federal food and nutritional	
20	services. The moneys hereby appropriated	
21	shall be available for payment of finan-	
22	cial assistance heretofore accrued	502,970,000
23		-----
24	Program account subtotal	502,970,000
25		-----
26	Special Revenue Funds - Other	
27	Combined Gifts, Grants and Bequests Fund	
28	NYS Prostate Cancer Research, Detection and Education	
29	Account	
30	For prostate cancer research, detection and	
31	education pursuant to chapter 273 of the	
32	laws of 2004	1,000,000
33		-----
34	Program account subtotal	1,000,000
35		-----
36	Special Revenue Funds - Other	
37	HCRA Resources Fund	
38	Health Care Services Account	
39	For services and expenses of a statewide	
40	public health campaign for tuberculosis	
41	control and prevention and for screening	
42	and education activities regarding sexual-	
43	ly transmitted diseases, provided that any	
44	funds allocated under this appropriation	

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1 shall not supplant existing local funds or
 2 state funds allocated to county health
 3 departments under article 6 of the public
 4 health law. Up to \$300,000 of this appro-
 5 priation may be transferred to state oper-
 6 ations for the administration of this
 7 program by the department of health 5,917,000
 8 For services and expenses related to the
 9 Indian health program. The moneys hereby
 10 appropriated shall be for payment of
 11 financial assistance heretofore accrued or
 12 hereafter to accrue. Up to 2.5 percent of
 13 this appropriation may be transferred to
 14 the general fund-state purposes account
 15 for the nonpersonal service administration
 16 of this program 16,121,000
 17 State aid to municipalities for medical
 18 services for the rehabilitation of phys-
 19 ically handicapped children, pursuant to
 20 article 6 of the public health law 3,685,000
 21 For services and expenses for a school
 22 health program 3,981,000
 23 For services and expenses of the prenatal
 24 care assistance program. Up to 100 percent
 25 of this appropriation may be suballocated
 26 to the medical assistance program general
 27 fund - local assistance account to be
 28 matched by federal funds 2,432,000
 29 For services and expenses related to tobacco
 30 enforcement, education and related activ-
 31 ities, pursuant to chapter 433 of the laws
 32 of 1997. Of amounts appropriated herein,
 33 up to \$500,000 may be used for educational
 34 programs. A portion of this appropriation
 35 may be transferred to state operations 2,303,000
 36 For services and expenses related to
 37 evidence based cancer services programs.
 38 A portion of this appropriation may be
 39 transferred to state operations appropri-
 40 ations for administration of this program ... 17,767,000
 41 For services and expenses of the maternity
 42 and early childhood foundation 299,500
 43 -----
 44 Program account subtotal 52,505,500
 45 -----
 46 Special Revenue Funds - Other
 47 HCRA Resources Fund
 48 Hospital Based Grants Program Account
 49 For services and expenses related to provid-
 50 ing nutritional services to pregnant

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AID TO LOCALITIES 2012-13

1 women, infants, and children. Notwith-
 2 standing any other provision of law to the
 3 contrary, up to 5 percent of the amount
 4 appropriated may be transferred to the
 5 general fund - state purposes account for
 6 the administration of this program by the
 7 department of health 7,993,600
 8 For grants in aid to contract for hyperten-
 9 sion prevention, screening and treatment
 10 programs 669,000
 11 For grants to rape crisis centers for
 12 services to rape victims and programs to
 13 prevent rape. This appropriation may be
 14 suballocated to the division of criminal
 15 justice services 128,000
 16 For services and expenses for a school
 17 health program 2,007,000
 18 For services and expenses of tuberculosis
 19 treatment, detection and prevention 599,000
 20 For services and expenses of a lead poison-
 21 ing prevention program 292,000
 22 -----
 23 Program account subtotal 11,688,600
 24 -----
 25 Special Revenue Funds - Other
 26 Miscellaneous Special Revenue Fund
 27 Local Public Health Services Account
 28 For services and expenses of the local
 29 public health services program. Notwith-
 30 standing section 607 of the public health
 31 law these funds shall be allocated for
 32 state aid to municipalities for a program
 33 of immunization against German measles,
 34 and other communicable diseases, pursuant
 35 to article 6 of the public health law 1,095,000
 36 For state aid to municipalities, notwith-
 37 standing section 607 of the public health
 38 law, for the operation of local health
 39 departments and for the provision of
 40 general public health services pursuant to
 41 article 6 of the public health law for
 42 activities under the jurisdiction of the
 43 commissioner of health 3,036,000
 44 Notwithstanding any other provision of law
 45 to the contrary, this appropriation is
 46 available for transfer to the state oper-
 47 ations miscellaneous special revenue fund
 48 - local public health services program
 49 account, in the administration and execu-

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AID TO LOCALITIES 2012-13

1	tive direction program fiscal management	
2	group	285,000
3	Notwithstanding any other provision of law	
4	to the contrary, this appropriation is	
5	available for contractual audits of local-	
6	ities to supplement the audits performed	
7	by the department of health	209,000
8		-----
9	Program account subtotal	4,625,000
10		-----
11	CENTER FOR ENVIRONMENTAL HEALTH PROGRAM	15,983,600
12		-----
13	General Fund	
14	Local Assistance Account	
15	For services and expenses related to the	
16	water supply protection program	5,313,200
17	For services and expenses of the healthy	
18	neighborhood program	1,983,400
19	For services and expenses related to enhanc-	
20	ing the childhood lead poisoning primary	
21	prevention program in accordance with	
22	article 13 of the public health law. A	
23	portion of this appropriation may be	
24	transferred to state operations	5,000,000
25		-----
26	Program account subtotal	12,296,600
27		-----
28	Special Revenue Funds - Federal	
29	Federal Health and Human Services Fund	
30	Federal Block Grant Account	
31	For services and expenses of various health	
32	prevention, diagnostic, detection and	
33	treatment services	3,687,000
34		-----
35	Program account subtotal	3,687,000
36		-----
37	CHILD HEALTH INSURANCE PROGRAM	998,150,000
38		-----
39	Special Revenue Funds - Federal	
40	Federal Health and Human Services Fund	
41	Children's Health Insurance Account	
42	The money hereby appropriated is available	
43	for payment of aid heretofore accrued or	
44	hereafter accrued.	

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1	For services and expenses related to the	
2	children's health insurance program,	
3	pursuant to title XXI of the federal	
4	social security act	523,064,000
5		-----
6	Program account subtotal	523,064,000
7		-----
8	Special Revenue Funds - Other	
9	HCRA Resources Fund	
10	Children's Health Insurance Account	
11	The money hereby appropriated is available	
12	for payment of aid heretofore accrued or	
13	hereafter accrued.	
14	For services and expenses related to the	
15	children's health insurance program	
16	authorized pursuant to title 1-A of arti-	
17	cle 25 of the public health law	475,086,000
18		-----
19	Program account subtotal	475,086,000
20		-----
21	DEPARTMENTAL ADMINISTRATIVE REIMBURSEMENT	0
22		-----
23	General Fund	
24	Local Assistance Account	
25	Less amounts appropriated as an offset from	
26	the special revenue funds - other, miscel-	
27	laneous special revenue fund, quality of	
28	care account. Notwithstanding any contrary	
29	provision of law, this offset shall reduce	
30	general fund appropriations within the	
31	various programs of the department of	
32	health funded from the local assistance	
33	account	(7,288,000)
34		-----
35	Program account subtotal	(7,288,000)
36		-----
37	Special Revenue Funds - Other	
38	Miscellaneous Special Revenue Fund	
39	Quality of Care Account	
40	Amount appropriated as an offset to the	
41	general fund - local assistance account	
42	with various department of health	
43	programs. The director of the budget is	
44	hereby authorized to apportion funds to	
45	the various programs of this agency from	

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1	this appropriation by certificate of	
2	approval	7,288,000
3		-----
4	Program account subtotal	7,288,000
5		-----
6	ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM	118,400,000
7		-----
8	Special Revenue Funds - Other	
9	HCRA Resources Fund	
10	EPIC Premium Account	
11	For services and expenses of the program for	
12	elderly pharmaceutical insurance coverage,	
13	including reimbursement to pharmacies	
14	participating in such program.	
15	The moneys hereby appropriated shall be	
16	available for payment of financial assist-	
17	ance heretofore accrued	118,400,000
18		-----
19	HEALTH CARE FINANCING PROGRAM	625,500
20		-----
21	General Fund	
22	Local Assistance Account	
23	For services and expenses related to the	
24	annual hospital institutional cost report.	
25	A portion of this appropriation may be	
26	transferred to state operations appropri-	
27	ations	300,000
28	For services and expenses for the center for	
29	workforce studies at the school of public	
30	health through the research foundation of	
31	the state university of New York. A	
32	portion of this appropriation may be	
33	transferred to state operations appropri-	
34	ations	196,000
35	For services and expenses of upstate medical	
36	university through the research foundation	
37	of the state university of New York to	
38	promote minority participation in medical	
39	education. A portion of this appropriation	
40	may be transferred to state operations	
41	appropriations	19,500
42	For services and expenses of the gateway	
43	institute through the research foundation	
44	of the city university of New York to	
45	promote minority participation in medical	
46	education. A portion of this appropriation	

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1	may be transferred to state operations	
2	appropriations	110,000
3	HEALTH CARE REFORM ACT PROGRAM	491,886,000
4		-----
5	Special Revenue Funds - Other	
6	HCRA Resources Fund	
7	HCRA Program Account	
8	For services, expenses, grants and transfers	
9	necessary to implement the health care	
10	reform act program in accordance with	
11	section 2807-j, 2807-k, 2807-l, 2807-m,	
12	2807-p, 2807-s and 2807-v of the public	
13	health law. The moneys hereby appropriated	
14	shall be available for payments heretofore	
15	accrued or hereafter to accrue. Notwith-	
16	standing any inconsistent provision of	
17	law, the moneys hereby appropriated may be	
18	increased or decreased by interchange or	
19	transfer with any appropriation of the	
20	department of health or by transfer or	
21	suballocation to any appropriation of the	
22	department of financial services, which	
23	shall mean, prior to October 3, 2011, the	
24	department of insurance, the office of	
25	mental health and the state office for the	
26	aging subject to the approval of the	
27	director of the budget, who shall file	
28	such approval with the department of audit	
29	and control and copies thereof with the	
30	chairman of the senate finance committee	
31	and the chairman of the assembly ways and	
32	means committee. With the approval of the	
33	director of the budget, up to 5 percent of	
34	this appropriation may be used for state	
35	operations purposes. At the direction of	
36	the director of the budget, funds may also	
37	be transferred directly to the general	
38	fund for the purpose of repaying a draw on	
39	the tobacco revenue guarantee fund.	
40	For transfer to the pool administrator for	
41	the purposes of making empire clinical	
42	research investigator program (ECRIP)	
43	payments	9,120,000
44	For services and expenses of the New York	
45	state area health education center program ...	2,200,000
46	For services and expenses of the ambulatory	
47	care training program pursuant to subdivi-	
48	sion 5-a of section 2807-m of the public	
49	health law	4,300,000

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1 For services and expenses of the physician
2 loan repayment program pursuant to subdi-
3 vision 5-a of section 2807-m of the public
4 health law. All or part of this appropri-
5 ation may be suballocated to the NYS high-
6 er education services corporation 1,700,000
7 For services and expenses of the physician
8 practice support program pursuant to
9 subdivision 5-a of section 2807-m of the
10 public health law 4,300,000
11 For services and expenses related to physi-
12 cian workforce studies pursuant to subdi-
13 vision 5-a of section 2807-m of the public
14 health law 516,000
15 For services and expenses of the diversity
16 in medicine/post-baccalaureate program
17 pursuant to subdivision 5-a of section
18 2807-m of the public health law 1,700,000
19 For transfer to Roswell park cancer insti-
20 tute corporation 71,600,000
21 For transfer to the Roswell park cancer
22 institute to support operating costs asso-
23 ciated with cancer research. A portion of
24 this appropriation may be transferred to
25 state operations appropriations 6,000,000
26 For suballocation to the department of
27 financial services, which shall mean,
28 prior to October 3, 2011, the department
29 of insurance related to the physicians
30 excess medical malpractice program 127,400,000
31 For transfer to health research incorporated
32 (HRI) for the AIDS drug assistance program
33 42,300,000
34 For state grants for the health workforce
35 retraining program. Notwithstanding
36 section 2807-g of the public health law,
37 or any other provision of law to the
38 contrary, funds hereby appropriated may be
39 made available to other state agencies and
40 facilities operated by the department of
41 health for services and expenses related
42 to the worker retraining program as
43 disbursed pursuant to section 2807-g of
44 the public health law. Provided, however,
45 that the director of the budget must
46 approve the release of any request for
47 proposal or request for application or any
48 other procurement initiatives issued on or
49 after April 1, 2007. Further provided that
50 any contract executed on or after April 1,
51 2007 must receive the prior approval of
52 the director of the budget. A portion of

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1 this appropriation may be transferred to
2 state operations appropriations 28,400,000
3 For services and expenses related to the
4 tobacco use prevention and control program
5 including grants to support cancer
6 research. A portion of this appropriation
7 may be transferred to state operations
8 appropriations 30,100,000
9 For state grants for rural health care
10 access development 9,800,000
11 For state grants for rural health network
12 development 6,400,000
13 For services and expenses, including grants,
14 related to emergency assistance distrib-
15 utions as designated by the commissioner
16 of health. Notwithstanding section 112 or
17 163 of the state finance law or any other
18 contrary provision of law, such distrib-
19 utions shall be limited to providers or
20 programs where, as determined by the
21 commissioner of health, emergency assist-
22 ance is vital to protect the life or safe-
23 ty of patients, to ensure the retention of
24 facility caregivers or other staff, or in
25 instances where health facility operations
26 are jeopardized, or where the public
27 health is jeopardized or other emergency
28 situations exist 2,900,000
29 For transfer to the pool administrator for
30 distributions related to school based
31 health clinics 5,600,000
32 For services and expenses related to audit-
33 ing or payment of audit contracts to
34 determine payor and provider compliance
35 requirements. All or a portion of this
36 appropriation may be transferred to state
37 operations appropriations 14,700,000
38 For services and expenses related to audit-
39 ing or payment of audit contracts to
40 determine hospital compliance with para-
41 graph 6 of subdivision (a) of section
42 405.4 of title 10, NYCRR. All or a portion
43 of this appropriation may be transferred
44 to state operations appropriations 1,250,000
45 For services and expenses related to the
46 pool administration. All or a portion of
47 this appropriation may be transferred to
48 state operations appropriations 4,200,000
49 For transfer to the pool administrator for
50 state grants for poison control centers. A
51 portion of this appropriation may be

DEPARTMENT OF HEALTH

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1	transferred to state operations appropri-	
2	ations	2,500,000
3	For state grants to improve access to infer-	
4	tility services, treatments, and proce-	
5	dures	1,100,000
6	For services and expenses related to school	
7	based health centers. The total amount of	
8	funds provided herein shall be distributed	
9	to school-based health center providers	
10	based on the ratio of each provider's	
11	total enrollment for all sites to the	
12	total enrollment of all providers. This	
13	formula shall be applied to the total	
14	amount made available herein, provided,	
15	however, that notwithstanding any contrary	
16	provision of law, the commissioner of	
17	health may establish minimum and maximum	
18	awards for providers	2,800,000
19	For payments for uncompensated care to	
20	eligible voluntary non-profit diagnostic	
21	and treatment centers	54,400,000
22	For transfer to the dormitory authority of	
23	the state of New York for the health	
24	facility restructuring program	19,600,000
25	For suballocation to the department of	
26	financial services, which shall mean,	
27	prior to October 3, 2011, the department	
28	of insurance for the purpose of supporting	
29	the New York state medical indemnity fund	
30	established pursuant to a chapter of the	
31	laws of 2011	37,000,000
32		-----
33	MEDICAL ASSISTANCE ADMINISTRATION PROGRAM	2,764,900,000
34		-----
35	General Fund	
36	Local Assistance Account	
37	For reimbursement of local administrative	
38	expenses for medical assistance programs	
39	and for state administration of medical	
40	assistance programs, notwithstanding	
41	section 153 of the social services law, to	
42	include the performance of eligibility and	
43	enrollment determinations by the state or	
44	third-party entities designated by the	
45	state to perform such services.	
46	Notwithstanding any inconsistent provision	
47	of law and subject to the approval of the	
48	director of budget, moneys hereby appro-	
49	priated may be increased or decreased by	

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1 transfer or interchange between these
2 appropriated amounts and appropriations of
3 the medical assistance administration
4 program, the medical assistance program,
5 and the office of health insurance
6 programs. Funding authority from this
7 account used for State administration of
8 the medical assistance program may be
9 transferred to State Operations appropri-
10 ations within the aforementioned programs
11 at amounts agreed upon by the commissioner
12 of health, and the New York state division
13 of the budget.

14 Notwithstanding section 40 of state finance
15 law or any other law to the contrary, all
16 medical assistance appropriations made
17 from this account shall remain in full
18 force and effect in accordance, in the
19 aggregate, with the following schedule:
20 not more than 50 percent for the period
21 April 1, 2012 to March 31, 2013; and the
22 remaining amount for the period April 1,
23 2013 to March 31, 2014.

24 Notwithstanding section 40 of the state
25 finance law or any provision of law to the
26 contrary, subject to federal approval,
27 department of health state funds medicaid
28 spending, excluding payments for medical
29 services provided at state facilities
30 operated by the office of mental health,
31 the office for people with developmental
32 disabilities and the office of alcoholism
33 and substance abuse services and further
34 excluding any payments which are not
35 appropriated within the department of
36 health, in the aggregate, for the period
37 April 1, 2012 through March 31, 2013,
38 shall not exceed \$15,916,663,000 except as
39 provided below and state share medicaid
40 spending, in the aggregate, for the period
41 April 1, 2013 through March 31, 2014,
42 shall not exceed \$16,590,763,000, but in
43 no event shall department of health state
44 funds medicaid spending for the period
45 April 1, 2012 through March 31, 2014
46 exceed \$32,507,426,000 provided, however,
47 such aggregate limits may be adjusted by
48 the director of the budget to account for
49 any changes in the New York state federal
50 medical assistance percentage amount
51 established pursuant to the federal social
52 security act, increases in provider reven-

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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

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1 financial participation that is available
2 or is reasonably expected to become avail-
3 able, in the discretion of the commission-
4 er, under the Affordable Care Act; (4)
5 reductions shall be made uniformly among
6 categories of services and geographic
7 regions of the state, to the extent prac-
8 ticable, and shall be made uniformly with-
9 in a category of service, to the extent
10 practicable, except where the commissioner
11 determines that there are sufficient
12 grounds for non-uniformity, including but
13 not limited to: the extent to which
14 specific categories of services contrib-
15 uted to department of health medicaid
16 state funds spending in excess of the
17 limits specified herein; the need to main-
18 tain safety net services in underserved
19 communities; or the potential benefits of
20 pursuing innovative payment models contem-
21 plated by the Affordable Care Act, in
22 which case such grounds shall be set forth
23 in the medicaid savings allocation plan;
24 and (5) reductions shall be made in a
25 manner that does not unnecessarily create
26 administrative burdens to medicaid appli-
27 cants and recipients or providers.

28 The commissioner shall seek the input of the
29 legislature, as well as organizations
30 representing health care providers,
31 consumers, businesses, workers, health
32 insurers, and others with relevant exper-
33 tise, in developing such medicaid savings
34 allocation plan, to the extent that all or
35 part of such plan, in the discretion of
36 the commissioner, is likely to have a
37 material impact on the overall medicaid
38 program, particular categories of service
39 or particular geographic regions of the
40 states.

41 The commissioner shall post the medicaid
42 savings allocation plan on the department
43 of health's website and shall provide
44 written copies of such plan to the chairs
45 of the senate finance and the assembly
46 ways and means committees at least 30 days
47 before the date on which implementation is
48 expected to begin.

49 The commissioner may revise the medicaid
50 savings allocation plan subsequent to the
51 provisions of notice and prior to imple-
52 mentation but need provide a new notice

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1 pursuant to subparagraph (i) of this para-
2 graph only if the commissioner determines,
3 in his or her discretion, that such
4 revisions materially alter the plan.

5 Notwithstanding the provisions of paragraphs
6 (a) and (b) of this subdivision, the
7 commissioner need not seek the input
8 described in paragraph (a) of this subdi-
9 vision or provide notice pursuant to para-
10 graph (b) of this paragraph if, in the
11 discretion of the commissioner, expedited
12 development and implementation of a medi-
13 caid savings allocation plan is necessary
14 due to a public health emergency.

15 For purposes of this section, a public
16 health emergency is defined as: (i) a
17 disaster, natural or otherwise, that
18 significantly increases the immediate need
19 for health care personnel in an area of
20 the state; (ii) an event or condition that
21 creates a widespread risk of exposure to a
22 serious communicable disease, or the
23 potential for such widespread risk of
24 exposure; or (iii) any other event or
25 condition determined by the commissioner
26 to constitute an imminent threat to public
27 health.

28 Nothing in this paragraph shall be deemed to
29 prevent all or part of such medicaid
30 savings allocation plan from taking effect
31 retroactively to the extent permitted by
32 the federal centers for medicare and medi-
33 caid services.

34 In accordance with the medicaid savings
35 allocation plan, the commissioner of the
36 department of health shall reduce depart-
37 ment of health state funds medicaid spend-
38 ing by the amount of the projected over-
39 spending through, actions including, but
40 not limited to modifying or suspending
41 reimbursement methods, including but not
42 limited to all fees, premium levels and
43 rates of payment, notwithstanding any
44 provision of law that sets a specific
45 amount or methodology for any such
46 payments or rates of payment; modifying
47 medicaid program benefits; seeking all
48 necessary federal approvals, including,
49 but not limited to waivers, waiver amend-
50 ments; and suspending time frames for
51 notice, approval or certification of rate
52 requirements, notwithstanding any

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1 provision of law, rule or regulation to
2 the contrary, including but not limited to
3 sections 2807 and 3614 of the public
4 health law, section 18 of chapter 2 of the
5 laws of 1988, and 18 NYCRR 505.14(h).

6 The department of health shall prepare a
7 monthly report that sets forth: (a) known
8 and projected department of health medi-
9 caid expenditures as described in subdivi-
10 sion 1 of this section; and (b) the
11 actions taken to implement any medicaid
12 savings allocation plan implemented pursu-
13 ant to subdivision 4 of this section,
14 including information concerning the
15 impact of such actions on each category of
16 service and each geographic region of the
17 state. Each such monthly report shall be
18 provided to the chairs of the senate
19 finance and the assembly ways and means
20 committees and shall be posted on the
21 department of health's website in a timely
22 manner.

23 The money hereby appropriated is available
24 for payment of aid heretofore accrued to
25 municipalities, and to providers of
26 medical services pursuant to section 367-b
27 of the social services law, and shall be
28 available to the department net of disal-
29 lowances, refunds, reimbursements, and
30 credits.

31 Notwithstanding any other provision of law,
32 the money hereby appropriated may be
33 increased or decreased by interchange,
34 with any appropriation of the department
35 of health, and may be increased or
36 decreased by transfer or suballocation
37 between these appropriated amounts and
38 appropriations of the office of mental
39 health, the office for people with devel-
40 opmental disabilities, the office of alco-
41 holism and substance abuse services, the
42 department of family assistance office of
43 temporary and disability assistance, and
44 office of children and family services
45 with the approval of the director of the
46 budget, who shall file such approval with
47 the department of audit and control and
48 copies thereof with the chairman of the
49 senate finance committee and the chairman
50 of the assembly ways and means committee.

51 Notwithstanding any inconsistent provision
52 of law, in lieu of payments authorized by

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1 the social services law, or payments of
2 federal funds otherwise due to the local
3 social services districts for programs
4 provided under the federal social security
5 act or the federal food stamp act, funds
6 herein appropriated, in amounts certified
7 by the state commissioner of temporary and
8 disability assistance or the state commis-
9 sioner of health as due from local social
10 services districts each month as their
11 share of payments made pursuant to section
12 367-b of the social services law may be
13 set aside by the state comptroller in an
14 interest-bearing account in order to
15 ensure the orderly and prompt payment of
16 providers under section 367-b of the
17 social services law pursuant to an esti-
18 mate provided by the commissioner of
19 health of each local social services
20 district's share of payments made pursuant
21 to section 367-b of the social services
22 law.

23 Notwithstanding any provision of law to the
24 contrary, the portion of this appropri-
25 ation covering fiscal year 2012-13 shall
26 supersede and replace any duplicative (i)
27 reappropriation for this item covering
28 fiscal year 2012-13, and (ii) appropri-
29 ation for this item covering fiscal year
30 2012-13 set forth in chapter 53 of the
31 laws of 2011 1,090,100,000

32 For contractual services related to medical
33 necessity and quality of care reviews
34 related to medicaid patients. Subject to
35 the approval of the director of the budg-
36 et, all or part of this appropriation may
37 be transferred to the health care stand-
38 ards and surveillance program, general
39 fund - local assistance account.

40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2012-13 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2012-13, and (ii) appropri-
46 ation for this item covering fiscal year
47 2012-13 set forth in chapter 53 of the
48 laws of 2011 7,400,000

49 The amount appropriated herein, together
50 with any federal matching funds obtained,
51 may be available to the department,
52 subject to the approval of the director of

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1 the budget, for contractual services
 2 related to a third party entity responsi-
 3 ble for education of persons eligible for
 4 medical assistance regarding their options
 5 for enrollment in managed care plans.
 6 Subject to the approval of the director of
 7 the budget, all or a part of this appro-
 8 priation may be transferred to the office
 9 of managed care, general fund - state
 10 purposes account. Notwithstanding any
 11 other provision of law, the money hereby
 12 appropriated may be increased or decreased
 13 by interchange, with any appropriation of
 14 the department of health, and may be
 15 increased or decreased by transfer or
 16 suballocation between these appropriated
 17 amounts.
 18 Notwithstanding any provision of law to the
 19 contrary, the portion of this appropri-
 20 ation covering fiscal year 2012-13 shall
 21 supersede and replace any duplicative (i)
 22 reappropriation for this item covering
 23 fiscal year 2012-13, and (ii) appropri-
 24 ation for this item covering fiscal year
 25 2012-13 set forth in chapter 53 of the
 26 laws of 2011 50,000,000
 27 For state reimbursement of administrative
 28 expenses for the medical assistance
 29 program provided by the office of mental
 30 health, office for people with develop-
 31 mental disabilities and office of alcohol-
 32 ism and substance abuse services.
 33 The money hereby appropriated is available
 34 for payment of aid heretofore accrued.
 35 Notwithstanding any other provision of law,
 36 the money hereby appropriated may be
 37 increased or decreased by interchange with
 38 any other appropriation of the department
 39 of health with the approval of the direc-
 40 tor of the budget.
 41 Notwithstanding any provision of law to the
 42 contrary, the portion of this appropri-
 43 ation covering fiscal year 2012-13 shall
 44 supersede and replace any duplicative (i)
 45 reappropriation for this item covering
 46 fiscal year 2012-13, and (ii) appropri-
 47 ation for this item covering fiscal year
 48 2012-13 set forth in chapter 53 of the
 49 laws of 2011 200,000,000
 50 -----
 51 Program account subtotal 1,347,500,000
 52 -----

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1 Special Revenue Funds - Federal
2 Federal Health and Human Services Fund
3 Medicaid Administration Transfer Account

4 For reimbursement of local administrative
5 expenses of medical assistance programs
6 and for state administration of medical
7 assistance programs provided pursuant to
8 title XIX of the federal social security
9 act or its successor program. Notwith-
10 standing section 153 of the social
11 services law, to include the performance
12 of eligibility and enrollment determi-
13 nations by the state or third-party enti-
14 ties designated by the state to perform
15 such services.

16 Notwithstanding any inconsistent provision
17 of law and subject to the approval of the
18 director of budget, moneys hereby appro-
19 priated may be increased or decreased by
20 transfer or interchange between these
21 appropriated amounts and appropriations of
22 the medical assistance administration
23 program, the medical assistance program,
24 and the office of health insurance
25 programs. Funding authority from this
26 account used for State administration of
27 the medical assistance program may be
28 transferred to State Operations appropri-
29 ations within the aforementioned programs
30 at amounts agreed upon by the commissioner
31 of health, and the New York state division
32 of the budget.

33 Notwithstanding section 40 of state finance
34 law or any other law to the contrary, all
35 medical assistance appropriations made
36 from this account shall remain in full
37 force and effect in accordance, in aggre-
38 gate, with the following schedule: not
39 more than 49 percent for the period April
40 1, 2012 to March 31, 2013; and the remain-
41 ing amount for the period April 1, 2013 to
42 March 31, 2014.

43 The moneys hereby appropriated are to be
44 available for payment of aid heretofore
45 accrued to municipalities, and to provid-
46 ers of medical services pursuant to
47 section 367-b of the social services law,
48 shall be available to the department net
49 of disallowances, refunds, reimbursements,
50 and credits. The amounts appropriated
51 herein may be available for costs associ-

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1 ated with a common benefit identification
2 card, and subject to the approval of the
3 director of the budget, these funds may be
4 transferred to the credit of the state
5 operations account medicaid management
6 information systems program.

7 Notwithstanding any other provision of law,
8 the money hereby appropriated may be
9 increased or decreased by interchange,
10 with any appropriation of the department
11 of health, and may be increased or
12 decreased by transfer or suballocation
13 between these appropriated amounts and
14 appropriations of the office of mental
15 health, the office for people with devel-
16 opmental disabilities, the office of alco-
17 holism and substance abuse services, the
18 department of family assistance office of
19 temporary and disability assistance and
20 office of children and family services
21 with the approval of the director of the
22 budget, who shall file such approval with
23 the department of audit and control and
24 copies thereof with the chairman of the
25 senate finance committee and the chairman
26 of the assembly ways and means committee.

27 Notwithstanding any inconsistent provision
28 of law, in lieu of payments authorized by
29 the social services law, or payments of
30 federal funds otherwise due to the local
31 social services districts for programs
32 provided under the federal social security
33 act or the federal food stamp act, funds
34 herein appropriated, in amounts certified
35 by the state commissioner of temporary and
36 disability assistance or the state commis-
37 sioner of health as due from local social
38 services districts each month as their
39 share of payments made pursuant to section
40 367-b of the social services law may be
41 set aside by the state comptroller in an
42 interest-bearing account in order to
43 ensure the orderly and prompt payment of
44 providers under section 367-b of the
45 social services law pursuant to an esti-
46 mate provided by the commissioner of
47 health of each local social services
48 district's share of payments made pursuant
49 to section 367-b of the social services
50 law.

51 Notwithstanding any provision of law to the
52 contrary, the portion of this appropri-

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action covering fiscal year 2012-13 shall
 supersede and replace any duplicative (i)
 reappropriation for this item covering
 fiscal year 2012-13, and (ii) appropri-
 ation 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 direc-
 tor of budget.
 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) appropri-
 ation 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, includ-
 ing administrative expenses, for local
 social services districts, and for medical
 care rates for authorized child care agen-
 cies.
 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:

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1 not more than 48 percent for the period
2 April 1, 2012 to March 31, 2013; and the
3 remaining amount for the period April 1,
4 2013 to March 31, 2014.

5 Notwithstanding section 40 of the state
6 finance law or any provision of law to the
7 contrary, subject to federal approval,
8 department of health state funds medicaid
9 spending, excluding payments for medical
10 services provided at state facilities
11 operated by the office of mental health,
12 the office for people with developmental
13 disabilities and the office of alcoholism
14 and substance abuse services and further
15 excluding any payments which are not
16 appropriated within the department of
17 health, in the aggregate, for the period
18 April 1, 2012 through March 31, 2013,
19 shall not exceed \$15,916,663,000 except as
20 provided below and state share medicaid
21 spending, in the aggregate, for the period
22 April 1, 2013 through March 31, 2014,
23 shall not exceed \$16,590,763,000, but in
24 no event shall department of health state
25 funds medicaid spending for the period
26 April 1, 2012 through March 31, 2014
27 exceed \$32,507,426,000 provided, however,
28 such aggregate limits may be adjusted by
29 the director of the budget to account for
30 any changes in the New York state federal
31 medical assistance percentage amount
32 established pursuant to the federal social
33 security act, increases in provider reven-
34 ues, reductions in local social services
35 district payments for medical assistance
36 administration and beginning April 1, 2012
37 the operational costs of the New York
38 state medical indemnity fund, pursuant to
39 a chapter establishing such fund. The
40 director of the budget, in consultation
41 with the commissioner of health, shall
42 assess on a monthly basis known and
43 projected medicaid expenditures by catego-
44 ry of service and by geographic region, as
45 defined by the commissioner, incurred both
46 prior to and subsequent to such assessment
47 for each such period, and if the director
48 of the budget determines that such expend-
49 itures are expected to cause medicaid
50 spending for such period to exceed the
51 aggregate limit specified herein for such
52 period, the state medicaid director, in

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1 consultation with the director of the
2 budget and the commissioner of health,
3 shall develop a medicaid savings allo-
4 cation plan to limit such spending to the
5 aggregate limit specified herein for such
6 period.

7 Such medicaid savings allocation plan shall
8 be designed, to reduce the expenditures
9 authorized by the appropriations herein in
10 compliance with the following guidelines:
11 (1) reductions shall be made in compliance
12 with applicable federal law, including the
13 provisions of the Patient Protection and
14 Affordable Care Act, Public Law No. 111-
15 148, and the Health Care and Education
16 Reconciliation Act of 2010, Public Law No.
17 111-152 (collectively "Affordable Care
18 Act") and any subsequent amendments there-
19 to or regulations promulgated thereunder;
20 (2) reductions shall be made in a manner
21 that complies with the state medicaid plan
22 approved by the federal centers for medi-
23 care and medicaid services, provided,
24 however, that the commissioner of health
25 is authorized to submit any state plan
26 amendment or seek other federal approval,
27 including waiver authority, to implement
28 the provisions of the medicaid savings
29 allocation plan that meets the other
30 criteria set forth herein; (3) reductions
31 shall be made in a manner that maximizes
32 federal financial participation, to the
33 extent practicable, including any federal
34 financial participation that is available
35 or is reasonably expected to become avail-
36 able, in the discretion of the commission-
37 er, under the Affordable Care Act; (4)
38 reductions shall be made uniformly among
39 categories of services and geographic
40 regions of the state, to the extent prac-
41 ticable, and shall be made uniformly with-
42 in a category of service, to the extent
43 practicable, except where the commissioner
44 determines that there are sufficient
45 grounds for non-uniformity, including but
46 not limited to: the extent to which
47 specific categories of services contrib-
48 uted to department of health medicaid
49 state funds spending in excess of the
50 limits specified herein; the need to main-
51 tain safety net services in underserved
52 communities; or the potential benefits of

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1 pursuing innovative payment models contem-
2 plated by the Affordable Care Act, in
3 which case such grounds shall be set forth
4 in the medicaid savings allocation plan;
5 and (5) reductions shall be made in a
6 manner that does not unnecessarily create
7 administrative burdens to medicaid appli-
8 cants and recipients or providers.

9 The commissioner shall seek the input of the
10 legislature, as well as organizations
11 representing health care providers,
12 consumers, businesses, workers, health
13 insurers, and others with relevant exper-
14 tise, in developing such medicaid savings
15 allocation plan, to the extent that all or
16 part of such plan, in the discretion of
17 the commissioner, is likely to have a
18 material impact on the overall medicaid
19 program, particular categories of service
20 or particular geographic regions of the
21 states.

22 The commissioner shall post the medicaid
23 savings allocation plan on the department
24 of health's website and shall provide
25 written copies of such plan to the chairs
26 of the senate finance and the assembly
27 ways and means committees at least 30 days
28 before the date on which implementation is
29 expected to begin.

30 The commissioner may revise the medicaid
31 savings allocation plan subsequent to the
32 provisions of notice and prior to imple-
33 mentation but need provide a new notice
34 pursuant to subparagraph (i) of this para-
35 graph only if the commissioner determines,
36 in his or her discretion, that such
37 revisions materially alter the plan.

38 Notwithstanding the provisions of paragraphs
39 (a) and (b) of this subdivision, the
40 commissioner need not seek the input
41 described in paragraph (a) of this subdivi-
42 sion or provide notice pursuant to para-
43 graph (b) of this paragraph if, in the
44 discretion of the commissioner, expedited
45 development and implementation of a medi-
46 caid savings allocation plan is necessary
47 due to a public health emergency.

48 For purposes of this section, a public
49 health emergency is defined as: (i) a
50 disaster, natural or otherwise, that
51 significantly increases the immediate need
52 for health care personnel in an area of

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1 the state; (ii) an event or condition that
2 creates a widespread risk of exposure to a
3 serious communicable disease, or the
4 potential for such widespread risk of
5 exposure; or (iii) any other event or
6 condition determined by the commissioner
7 to constitute an imminent threat to public
8 health.

9 Nothing in this paragraph shall be deemed to
10 prevent all or part of such medicaid
11 savings allocation plan from taking effect
12 retroactively to the extent permitted by
13 the federal centers for medicare and medi-
14 caid services.

15 In accordance with the medicaid savings
16 allocation plan, the commissioner of the
17 department of health shall reduce depart-
18 ment of health state funds medicaid spend-
19 ing by the amount of the projected over-
20 spending through, actions including, but
21 not limited to modifying or suspending
22 reimbursement methods, including but not
23 limited to all fees, premium levels and
24 rates of payment, notwithstanding any
25 provision of law that sets a specific
26 amount or methodology for any such
27 payments or rates of payment; modifying or
28 discontinuing medicaid program benefits;
29 seeking all necessary federal approvals,
30 including, but not limited to waivers,
31 waiver amendments; and suspending time
32 frames for notice, approval or certifi-
33 cation of rate requirements, notwith-
34 standing any provision of law, rule or
35 regulation to the contrary, including but
36 not limited to sections 2807 and 3614 of
37 the public health law, section 18 of chap-
38 ter 2 of the laws of 1988, and 18 NYCRR
39 505.14(h).

40 The department of health shall prepare a
41 monthly report that sets forth: (a) known
42 and projected department of health medi-
43 caid expenditures as described in subdivi-
44 sion 1 of this section; and (b) the
45 actions taken to implement any medicaid
46 savings allocation plan implemented pursu-
47 ant to subdivision 4 of this section,
48 including information concerning the
49 impact of such actions on each category of
50 service and each geographic region of the
51 state. Each such monthly report shall be
52 provided to the chairs of the senate

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1 finance and the assembly ways and means
2 committees and shall be posted on the
3 department of health's website in a timely
4 manner.

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

17 Notwithstanding any inconsistent provision
18 of law to the contrary, funds may be used
19 by the department for outside legal
20 assistance on issues involving the federal
21 government, the conduct of preadmission
22 screening and annual resident reviews
23 required by the state's medicaid program,
24 computer matching with insurance carriers
25 to insure that medicaid is the payer of
26 last resort and activities related to the
27 management of the pharmacy benefit avail-
28 able under the medicaid program.

29 Notwithstanding any inconsistent provision
30 of law, in lieu of payments authorized by
31 the social services law, or payments of
32 federal funds otherwise due to the local
33 social services districts for programs
34 provided under the federal social security
35 act or the federal food stamp act, funds
36 herein appropriated, in amounts certified
37 by the state commissioner of temporary and
38 disability assistance or the state commis-
39 sioner of health as due from local social
40 services districts each month as their
41 share of payments made pursuant to section
42 367-b of the social services law may be
43 set aside by the state comptroller in an
44 interest-bearing account in order to
45 ensure the orderly and prompt payment of
46 providers under section 367-b of the
47 social services law pursuant to an esti-
48 mate provided by the commissioner of
49 health of each local social services
50 district's share of payments made pursuant
51 to section 367-b of the social services
52 law.

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1 Notwithstanding any other provision of law,
2 the money hereby appropriated may be
3 increased or decreased by interchange,
4 with any appropriation of the department
5 of health and the office of medicaid
6 inspector general and may be increased or
7 decreased by transfer or suballocation
8 between these appropriated amounts and
9 appropriations of the department of health
10 state purpose account, the office of
11 mental health, office for people with
12 developmental disabilities, the office of
13 alcoholism and substance abuse services,
14 the department of family assistance office
15 of temporary and disability assistance and
16 office of children and family services,
17 the office of Medicaid Inspector General,
18 and the state office for the aging with
19 the approval of the director of the budg-
20 et, who shall file such approval with the
21 department of audit and control and copies
22 thereof with the chairman of the senate
23 finance committee and the chairman of the
24 assembly ways and means committee.

25 Notwithstanding any inconsistent provision
26 of law to the contrary, the moneys hereby
27 appropriated may be used for payments to
28 the centers for medicaid and medicare
29 services for obligations incurred related
30 to the pharmaceutical costs of dually
31 eligible medicare/medicaid beneficiaries
32 participating in the medicare drug benefit
33 authorized by P.L. 108-173.

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

49 For services and expenses of the medical
50 assistance program including hospital
51 inpatient services.

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1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2012-13 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2012-13, and (ii) appropri-
7 ation for this item covering fiscal year
8 2012-13 set forth in chapter 53 of the
9 laws of 2011 562,419,000

10 For services and expenses of the medical
11 assistance program including hospital
12 outpatient and emergency room services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2012-13 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2012-13, and (ii) appropri-
19 ation for this item covering fiscal year
20 2012-13 set forth in chapter 53 of the
21 laws of 2011 571,420,000

22 For services and expenses of the medical
23 assistance program including clinic
24 services.

25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2012-13 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2012-13, and (ii) appropri-
31 ation for this item covering fiscal year
32 2012-13 set forth in chapter 53 of the
33 laws of 2011 529,125,000

34 For services and expenses of the medical
35 assistance program including nursing home
36 services.

37 Notwithstanding any provision of law to the
38 contrary, the portion of this appropri-
39 ation covering fiscal year 2012-13 shall
40 supersede and replace any duplicative (i)
41 reappropriation for this item covering
42 fiscal year 2012-13, and (ii) appropri-
43 ation for this item covering fiscal year
44 2012-13 set forth in chapter 53 of the
45 laws of 2011 2,840,635,000

46 For services and expenses of the medical
47 assistance program including other long
48 term care services.

49 Notwithstanding any inconsistent provision
50 of law, rule or regulation to the contra-
51 ry, for the period April 1, 2012 through
52 March 31, 2014, benefits under the medical

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AID TO LOCALITIES 2012-13

1 assistance program shall be furnished to
 2 applicants in cases where, although such
 3 applicant has a responsible relative with
 4 sufficient income and resources to provide
 5 medical assistance, the income and
 6 resources of the responsible relative are
 7 not available to such applicant because of
 8 the absence of such relative and the
 9 refusal or failure of such absent relative
 10 to provide the necessary care and assist-
 11 ance. In such cases, however, the furnish-
 12 ing of such assistance shall create an
 13 implied contract with such relative, and
 14 the cost thereof may be recovered from
 15 such relative in accordance with title six
 16 of article three of the social services
 17 law and other applicable provisions of
 18 law. Provided, however, if this chapter
 19 appropriates sufficient additional funds
 20 to allow medical assistance to be
 21 furnished in situations in which a respon-
 22 sible relative who is not absent from the
 23 household fails or refuses to provide
 24 necessary care and assistance, then the
 25 provisions of this paragraph shall not
 26 apply and shall be considered null and
 27 void as of March 31, 2012.

28 Notwithstanding any provision of law to the
 29 contrary, the portion of this appropri-
 30 ation covering fiscal year 2012-13 shall
 31 supersede and replace any duplicative (i)
 32 reappropriation for this item covering
 33 fiscal year 2012-13, and (ii) appropri-
 34 ation for this item covering fiscal year
 35 2012-13 set forth in chapter 53 of the
 36 laws of 2011 4,286,315,000

37 For services and expenses of the medical
 38 assistance program including managed care
 39 services.

40 Notwithstanding any provision of law to the
 41 contrary, the portion of this appropri-
 42 ation covering fiscal year 2012-13 shall
 43 supersede and replace any duplicative (i)
 44 reappropriation for this item covering
 45 fiscal year 2012-13, and (ii) appropri-
 46 ation for this item covering fiscal year
 47 2012-13 set forth in chapter 53 of the
 48 laws of 2011 8,967,954,000

49 For services and expenses of the medical
 50 assistance program including pharmacy
 51 services.

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AID TO LOCALITIES 2012-13

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2012-13 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2012-13, and (ii) appropri-
7 ation for this item covering fiscal year
8 2012-13 set forth in chapter 53 of the
9 laws of 2011 261,501,000

10 For services and expenses of the medical
11 assistance program including transporta-
12 tion services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2012-13 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2012-13, and (ii) appropri-
19 ation for this item covering fiscal year
20 2012-13 set forth in chapter 53 of the
21 laws of 2011 198,775,000

22 For services and expenses of the medical
23 assistance program including dental
24 services.

25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2012-13 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2012-13, and (ii) appropri-
31 ation for this item covering fiscal year
32 2012-13 set forth in chapter 53 of the
33 laws of 2011 124,456,000

34 For services and expenses of the medical
35 assistance program including non-institu-
36 tional and other spending.

37 Notwithstanding any inconsistent provision
38 of law, the money hereby appropriated may
39 be available for payments to any county or
40 public school district or state operated
41 or state supported schools for blind and
42 deaf students associated with additional
43 claims for school supportive health
44 services.

45 Notwithstanding any provision of law to the
46 contrary, the portion of this appropri-
47 ation covering fiscal year 2012-13 shall
48 supersede and replace any duplicative (i)
49 reappropriation for this item covering
50 fiscal year 2012-13, and (ii) appropri-
51 ation for this item covering fiscal year

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1 2012-13 set forth in chapter 53 of the
 2 laws of 2011 1,778,333,000
 3 Notwithstanding any inconsistent provision
 4 of law, subject to the approval of the
 5 director of the budget, upon submission of
 6 an allocation plan from the commissioner
 7 of health, the amount appropriated herein,
 8 together with any available federal match-
 9 ing funds, may be transferred to the
 10 office of mental health, office of people
 11 with developmental disability, division of
 12 housing and community renewal, New York
 13 state housing trust fund corporation, and
 14 office of temporary and disability assist-
 15 ance for services and expenses related to
 16 providing affordable housing.
 17 Notwithstanding any provision of law to the
 18 contrary, the portion of this appropri-
 19 ation covering fiscal year 2012-13 shall
 20 supersede and replace any duplicative (i)
 21 reappropriation for this item covering
 22 fiscal year 2012-13, and (ii) appropri-
 23 ation for this item covering fiscal year
 24 2012-13 set forth in chapter 53 of the
 25 laws of 2011 150,000,000
 26 For grants to the civil service employees
 27 association, Local 1000, AFSCME, AFL-CIO
 28 to contribute to the union's cost of
 29 purchasing health insurance coverage under
 30 the family health plus (FHPlus) buy-in for
 31 child care providers represented by the
 32 union who do not otherwise qualify for
 33 coverage under FHPlus.
 34 Notwithstanding any provision of law to the
 35 contrary, the portion of this appropri-
 36 ation covering fiscal year 2012-13 shall
 37 supersede and replace any duplicative (i)
 38 reappropriation for this item covering
 39 fiscal year 2012-13, and (ii) appropri-
 40 ation for this item covering fiscal year
 41 2012-13 set forth in chapter 53 of the
 42 laws of 2011 10,600,000
 43 For grants to the United Federation of
 44 Teachers, Local 2, AFT, AFL-CIO to
 45 contribute to the union's cost of purchas-
 46 ing health insurance coverage under the
 47 family health plus (FHPlus) buy-in for
 48 child care providers represented by the
 49 union who do not otherwise qualify for
 50 coverage under FHPlus.
 51 Notwithstanding any provision of law to the
 52 contrary, the portion of this appropri-

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AID TO LOCALITIES 2012-13

1 ation covering fiscal year 2012-13 shall
2 supersede and replace any duplicative (i)
3 reappropriation for this item covering
4 fiscal year 2012-13, and (ii) appropri-
5 ation for this item covering fiscal year
6 2012-13 set forth in chapter 53 of the
7 laws of 2011 18,000,000
8 Notwithstanding any inconsistent provision
9 of law, subject to the approval of the
10 director of the budget, up to the amount
11 appropriated herein, together with any
12 available federal matching funds, may be
13 transferred to the general fund - state
14 purposes account for services and expenses
15 related to pharmacy best practices initi-
16 atives including prior authorizations and
17 prior approvals.
18 Notwithstanding any provision of law to the
19 contrary, the portion of this appropri-
20 ation covering fiscal year 2012-13 shall
21 supersede and replace any duplicative (i)
22 reappropriation for this item covering
23 fiscal year 2012-13, and (ii) appropri-
24 ation for this item covering fiscal year
25 2012-13 set forth in chapter 53 of the
26 laws of 2011 7,620,000
27 Notwithstanding any inconsistent provision
28 of law, subject to the approval of the
29 director of the budget, up to the amount
30 appropriated herein, together with any
31 available federal matching funds, may be
32 transferred to the general fund - state
33 purposes account for services and expenses
34 related to utilization review activities
35 including but not limited to utilization
36 management for radiology and transporta-
37 tion management services.
38 Notwithstanding any provision of law to the
39 contrary, the portion of this appropri-
40 ation covering fiscal year 2012-13 shall
41 supersede and replace any duplicative (i)
42 reappropriation for this item covering
43 fiscal year 2012-13, and (ii) appropri-
44 ation for this item covering fiscal year
45 2012-13 set forth in chapter 53 of the
46 laws of 2011 48,298,000
47 Notwithstanding any inconsistent provision
48 of law, subject to the approval of a plan
49 by the director of the budget, up to the
50 amount appropriated herein, together with
51 any available federal matching funds, may
52 be transferred to the general fund - state

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1 purposes account for services and expenses
2 related to making improvements in the
3 long-term care system including long-term
4 care restructuring, the nursing home tran-
5 sition and diversion waiver, and point-of-
6 entry initiatives for the purpose of
7 expanding and promoting a more coordinated
8 level of care for the delivery of quality
9 services in the community.

10 Notwithstanding any provision of law to the
11 contrary, the portion of this appropri-
12 ation covering fiscal year 2012-13 shall
13 supersede and replace any duplicative (i)
14 reappropriation for this item covering
15 fiscal year 2012-13, and (ii) appropri-
16 ation for this item covering fiscal year
17 2012-13 set forth in chapter 53 of the
18 laws of 2011 4,460,000

19 Notwithstanding any inconsistent provision
20 of law, subject to the approval of the
21 director of the budget, up to the amount
22 appropriated herein, together with any
23 available federal matching funds, may be
24 transferred to the general fund - state
25 purposes account for services and expenses
26 related to required criminal background
27 checks for non-licensed long-term care
28 employees including employees of nursing
29 homes, certified home health agencies,
30 long term home health care providers, AIDS
31 home care providers, and licensed home
32 care service agencies.

33 Notwithstanding any provision of law to the
34 contrary, the portion of this appropri-
35 ation covering fiscal year 2012-13 shall
36 supersede and replace any duplicative (i)
37 reappropriation for this item covering
38 fiscal year 2012-13, and (ii) appropri-
39 ation for this item covering fiscal year
40 2012-13 set forth in chapter 53 of the
41 laws of 2011 3,000,000

42 Notwithstanding any other provision of law,
43 the money herein appropriated, together
44 with any available federal matching funds,
45 is available for transfer or suballocation
46 to the state university of New York and
47 its subsidiaries, or to contract without
48 competition for services with the state
49 university of New York research founda-
50 tion, to provide support for the adminis-
51 tration of the medical assistance program
52 including activities such as dental prior

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1 approval, retrospective and prospective
2 drug utilization review, development of
3 evidence based utilization thresholds,
4 data analysis, clinical consultation and
5 peer review, clinical support for the
6 pharmacy and therapeutic committee, and
7 other activities related to utilization
8 management and for health information
9 technology support for the medicaid
10 program.

11 Notwithstanding any provision of law to the
12 contrary, the portion of this appropri-
13 ation covering fiscal year 2012-13 shall
14 supersede and replace any duplicative (i)
15 reappropriation for this item covering
16 fiscal year 2012-13, and (ii) appropri-
17 ation for this item covering fiscal year
18 2012-13 set forth in chapter 53 of the
19 laws of 2011 9,500,000

20 Notwithstanding any inconsistent provision
21 of section 112 or 163 of the state finance
22 law or any other contrary provision of the
23 state finance law or any other contrary
24 provision of law, the commissioner of
25 health may, without a competitive bid or
26 request for proposal process, enter into
27 contracts with one or more certified
28 public accounting firms for the purpose of
29 conducting audits of disproportionate
30 share hospital payments made by the state
31 of New York to general hospitals and for
32 the purpose of conducting audits of hospi-
33 tal cost reports as submitted to the state
34 of New York in accordance with article 28
35 of the public health law. Notwithstanding
36 any inconsistent provisions of law,
37 subject to the approval of the director of
38 the budget, up to the amount appropriated
39 herein, together with any available feder-
40 al matching funds, may be transferred to
41 the general fund - state purposes account.

42 Notwithstanding any provision of law to the
43 contrary, the portion of this appropri-
44 ation covering fiscal year 2012-13 shall
45 supersede and replace any duplicative (i)
46 reappropriation for this item covering
47 fiscal year 2012-13, and (ii) appropri-
48 ation for this item covering fiscal year
49 2012-13 set forth in chapter 53 of the
50 laws of 2011 4,600,000

51 Notwithstanding any inconsistent provision
52 of law, subject to the approval of the

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1 director of the budget, moneys appropri-
2 ated herein may be transferred to the
3 general fund, state purposes account for
4 services and expenses related to the inde-
5 pendent audit of the internal controls of
6 the school and preschool supportive health
7 services programs as required by the New
8 York state school supportive health
9 services program compliance agreement with
10 the centers for medicare and medicaid
11 services.

12 Notwithstanding any inconsistent provision
13 of law, subject to the approval of the
14 director of the budget, the amount appro-
15 priated herein may be increased or
16 decreased by interchange with any appro-
17 priation of the department of health.

18 Notwithstanding any provision of law to the
19 contrary, the portion of this appropri-
20 ation covering fiscal year 2012-13 shall
21 supersede and replace any duplicative (i)
22 reappropriation for this item covering
23 fiscal year 2012-13, and (ii) appropri-
24 ation for this item covering fiscal year
25 2012-13 set forth in chapter 53 of the
26 laws of 2011 800,000

27 Notwithstanding any inconsistent provision
28 of law, subject to the approval of the
29 director of the budget, the amount appro-
30 priated herein, together with any avail-
31 able federal matching funds, may be trans-
32 ferred to the general fund - state
33 purposes account for services and expenses
34 of the medical assistance program includ-
35 ing services and expenses related to
36 decreasing the incidence of pressure
37 ulcers 700,000

38 Notwithstanding any inconsistent provision
39 of law, subject to the approval of the
40 director of the budget, the amount appro-
41 priated herein, together with any avail-
42 able federal matching funds, may be trans-
43 ferred to the general fund - state
44 purposes account for services and expenses
45 of the medical assistance program includ-
46 ing school supportive health services
47 program 3,760,000

48 Notwithstanding any inconsistent provision
49 of law, subject to the approval of the
50 director of the budget, the amount appro-
51 priated herein, together with any avail-
52 able federal matching funds, may be trans-

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1 ferred to the general fund - state
 2 purposes account for services and expenses
 3 of the medical assistance program includ-
 4 ing developing an automated eligibility
 5 system 5,720,000
 6 Notwithstanding any inconsistent provision
 7 of law, subject to the approval of the
 8 director of the budget, the amount appro-
 9 priated herein, together with any avail-
 10 able federal matching funds, may be trans-
 11 ferred to the general fund - state
 12 purposes account for services and expenses
 13 of the medical assistance program includ-
 14 ing medical services provided for care
 15 management and benefit expansion 1,540,000
 16 Notwithstanding any inconsistent provision
 17 of law, subject to the approval of the
 18 director of the budget, the amount appro-
 19 priated herein, together with any avail-
 20 able federal matching funds, may be trans-
 21 ferred to the general fund - state
 22 purposes account for services and expenses
 23 of the medical assistance program includ-
 24 ing data collection to measure disparities
 25 2,000,000
 26 Notwithstanding any inconsistent provision
 27 of law, subject to the approval of the
 28 director of the budget, the amount appro-
 29 priated herein, together with any avail-
 30 able federal matching funds, may be trans-
 31 ferred to the general fund - state
 32 purposes account, and may be increased or
 33 decreased by transfer or suballocation
 34 between this appropriated amount and
 35 appropriations of the office of temporary
 36 and disability assistance for services and
 37 expenses related to fair hearings 1,000,000
 38 Notwithstanding any inconsistent provision
 39 of law, subject to the approval of the
 40 director of the budget, the amount appro-
 41 priated herein, together with any avail-
 42 able federal matching funds, may be trans-
 43 ferred to the general fund - state
 44 purposes account for services and expenses
 45 of the medical assistance program includ-
 46 ing enrollment assistors 4,500,000
 47 Notwithstanding any inconsistent provision
 48 of law, subject to the approval of the
 49 director of the budget, the amount appro-
 50 priated herein, together with any avail-
 51 able federal matching funds for services
 52 and expenses of the medical assistance

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1 program including the primary care service
 2 corps 1,000,000
 3 Notwithstanding any inconsistent provision
 4 of law, subject to the approval of the
 5 director of the budget, the amount appro-
 6 priated herein, together with any avail-
 7 able federal matching funds, may be trans-
 8 ferred to the general fund - state
 9 purposes account, and may be increased or
 10 decreased by transfer or suballocation
 11 between this appropriated amount and
 12 appropriations of the office of temporary
 13 and disability assistance for services and
 14 expenses of the medical assistance program
 15 including medical services provided for
 16 medicaid analysis and exchange activities ... 10,208,000
 17 Notwithstanding any inconsistent provision
 18 of law, subject to the approval of the
 19 director of the budget, the amount appro-
 20 priated herein, together with any avail-
 21 able federal matching funds, may be trans-
 22 ferred to the general fund - state
 23 purposes account for services and expenses
 24 of the medical assistance program includ-
 25 ing indirect costs, related to the certif-
 26 icate of public advantage program 504,000
 27 For services and expenses of the medical
 28 assistance program including medical
 29 services provided at state facilities
 30 operated by the office of mental health,
 31 the office for people with developmental
 32 disabilities and the office of alcoholism
 33 and substance abuse services.
 34 Notwithstanding any provision of law to the
 35 contrary, the portion of this appropri-
 36 ation covering fiscal year 2012-13 shall
 37 supersede and replace any duplicative (i)
 38 reappropriation for this item covering
 39 fiscal year 2012-13, and (ii) appropri-
 40 ation for this item covering fiscal year
 41 2012-13 set forth in chapter 53 of the
 42 laws of 2011 9,500,000,000
 43 -----
 44 Program account subtotal 29,908,743,000
 45 -----
 46 Special Revenue Funds - Federal
 47 Federal Health and Human Services Fund
 48 Medicaid Direct Account
 49 For services and expenses for the medical
 50 assistance program, including administra-

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1 tive expenses for local social services
2 districts, pursuant to title XIX of the
3 federal social security act or its succes-
4 sor program.

5 Notwithstanding section 40 of state finance
6 law or any other law to the contrary, all
7 medical assistance appropriations made
8 from this account shall remain in full
9 force and effect in accordance, in the
10 aggregate, with the following schedule:
11 not more than 49 percent for the period
12 April 1, 2012 to March 31, 2013; and the
13 remaining amount for the period April 1,
14 2013 to March 31, 2014.

15 The moneys hereby appropriated are to be
16 available for payment of aid heretofore
17 accrued to municipalities, and to provid-
18 ers of medical services pursuant to
19 section 367-b of the social services law,
20 and for payment of state aid to munici-
21 palities and to providers of family care
22 where payment systems through the fiscal
23 intermediaries are not operational, shall
24 be available to the department net of
25 disallowances, refunds, reimbursements,
26 and credits.

27 Notwithstanding any other provision of law,
28 the money hereby appropriated may be
29 increased or decreased by interchange,
30 with any appropriation of the department
31 of health and the office of medicaid
32 inspector general and may be increased or
33 decreased by transfer or suballocation
34 between these appropriated amounts and
35 appropriations of the office of mental
36 health, office for people with develop-
37 mental disabilities, the office of alco-
38 holism and substance abuse services, the
39 department of family assistance office of
40 temporary and disability assistance,
41 office of children and family services,
42 the department of financial services,
43 department of corrections and community
44 supervision, and the state office for the
45 aging with the approval of the director of
46 the budget, who shall file such approval
47 with the department of audit and control
48 and copies thereof with the chairman of
49 the senate finance committee and the
50 chairman of the assembly ways and means
51 committee.

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AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision
2 of law, in lieu of payments authorized by
3 the social services law, or payments of
4 federal funds otherwise due to the local
5 social services districts for programs
6 provided under the federal social security
7 act or the federal food stamp act, funds
8 herein appropriated, in amounts certified
9 by the state commissioner of temporary and
10 disability assistance or the state commis-
11 sioner of health as due from local social
12 services districts each month as their
13 share of payments made pursuant to section
14 367-b of the social services law may be
15 set aside by the state comptroller in an
16 interest-bearing account in order to
17 ensure the orderly and prompt payment of
18 providers under section 367-b of the
19 social services law pursuant to an esti-
20 mate provided by the commissioner of
21 health of each local social services
22 district's share of payments made pursuant
23 to section 367-b of the social services
24 law.

25 For services and expenses of the medical
26 assistance program including hospital
27 inpatient services.

28 Notwithstanding any provision of law to the
29 contrary, the portion of this appropri-
30 ation covering fiscal year 2012-13 shall
31 supersede and replace any duplicative (i)
32 reappropriation for this item covering
33 fiscal year 2012-13, and (ii) appropri-
34 ation for this item covering fiscal year
35 2012-13 set forth in chapter 53 of the
36 laws of 2011 9,302,437,000

37 For services and expenses of the medical
38 assistance program including hospital
39 outpatient and emergency room services.

40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2012-13 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2012-13, and (ii) appropri-
46 ation for this item covering fiscal year
47 2012-13 set forth in chapter 53 of the
48 laws of 2011 2,286,423,000

49 For services and expenses of the medical
50 assistance program including clinic
51 services.

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AID TO LOCALITIES 2012-13

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2012-13 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2012-13, and (ii) appropri-
7 ation for this item covering fiscal year
8 2012-13 set forth in chapter 53 of the
9 laws of 2011 1,555,906,000

10 For services and expenses of the medical
11 assistance program including nursing home
12 services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2012-13 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2012-13, and (ii) appropri-
19 ation for this item covering fiscal year
20 2012-13 set forth in chapter 53 of the
21 laws of 2011 7,450,162,000

22 For services and expenses of the medical
23 assistance program including other long
24 term care services.

25 Notwithstanding any inconsistent provision
26 of law, rule or regulation to the contra-
27 ry, for the period April 1, 2012 through
28 March 31, 2014, benefits under the medical
29 assistance program shall be furnished to
30 applicants in cases where, although such
31 applicant has a responsible relative with
32 sufficient income and resources to provide
33 medical assistance, the income and
34 resources of the responsible relative are
35 not available to such applicant because of
36 the absence of such relative and the
37 refusal or failure of such absent relative
38 to provide the necessary care and assist-
39 ance. In such cases, however, the furnish-
40 ing of such assistance shall create an
41 implied contract with such relative, and
42 the cost thereof may be recovered from
43 such relative in accordance with title six
44 of article three of the social services
45 law and other applicable provisions of
46 law. Provided, however, if this chapter
47 appropriates sufficient additional funds
48 to allow medical assistance to be
49 furnished in situations in which a respon-
50 sible relative who is not absent from the
51 household fails or refuses to provide
52 necessary care and assistance, then the

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1 provisions of this paragraph shall not
2 apply and shall be considered null and
3 void as of March 31, 2012.

4 Notwithstanding any provision of law to the
5 contrary, the portion of this appropri-
6 ation covering fiscal year 2012-13 shall
7 supersede and replace any duplicative (i)
8 reappropriation for this item covering
9 fiscal year 2012-13, and (ii) appropri-
10 ation for this item covering fiscal year
11 2012-13 set forth in chapter 53 of the
12 laws of 2011 5,823,198,000

13 For services and expenses of the medical
14 assistance program including managed care
15 services.

16 Notwithstanding any provision of law to the
17 contrary, the portion of this appropri-
18 ation covering fiscal year 2012-13 shall
19 supersede and replace any duplicative (i)
20 reappropriation for this item covering
21 fiscal year 2012-13, and (ii) appropri-
22 ation for this item covering fiscal year
23 2012-13 set forth in chapter 53 of the
24 laws of 2011 10,286,307,000

25 For services and expenses of the medical
26 assistance program including pharmacy
27 services.

28 Notwithstanding any provision of law to the
29 contrary, the portion of this appropri-
30 ation covering fiscal year 2012-13 shall
31 supersede and replace any duplicative (i)
32 reappropriation for this item covering
33 fiscal year 2012-13, and (ii) appropri-
34 ation for this item covering fiscal year
35 2012-13 set forth in chapter 53 of the
36 laws of 2011 3,983,930,000

37 For services and expenses of the medical
38 assistance program including transporta-
39 tion services.

40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2012-13 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2012-13, and (ii) appropri-
46 ation for this item covering fiscal year
47 2012-13 set forth in chapter 53 of the
48 laws of 2011 351,196,000

49 For services and expenses of the medical
50 assistance program including dental
51 services.

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1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2012-13 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2012-13, and (ii) appropri-
7 ation for this item covering fiscal year
8 2012-13 set forth in chapter 53 of the
9 laws of 2011 284,827,000

10 For services and expenses of the medical
11 assistance program including noninstitu-
12 tional and other spending.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2012-13 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2012-13, and (ii) appropri-
19 ation for this item covering fiscal year
20 2012-13 set forth in chapter 53 of the
21 laws of 2011 8,534,401,000

22 Notwithstanding any inconsistent provision
23 of law, subject to the approval of the
24 director of the budget, up to the amount
25 appropriated herein is available for
26 services and expenses related to pharmacy
27 best practices initiatives including prior
28 authorizations and prior approvals.

29 Notwithstanding any provision of law to the
30 contrary, the portion of this appropri-
31 ation covering fiscal year 2012-13 shall
32 supersede and replace any duplicative (i)
33 reappropriation for this item covering
34 fiscal year 2012-13, and (ii) appropri-
35 ation for this item covering fiscal year
36 2012-13 set forth in chapter 53 of the
37 laws of 2011 7,620,000

38 Notwithstanding any other provision of law,
39 the money herein appropriated, is avail-
40 able for transfer or suballocation to the
41 state university of New York and its
42 subsidiaries, or to contract without
43 competition for services with the state
44 university of New York research founda-
45 tion, to provide support for the adminis-
46 tration of the medical assistance program
47 including activities such as dental prior
48 approval, retrospective and prospective
49 drug utilization review, development of
50 evidence based utilization thresholds,
51 data analysis, clinical consultation and
52 peer review, clinical support for the

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1 pharmacy and therapeutic committee, and
2 other activities related to utilization
3 management and for health information
4 technology support for the medicaid
5 program.

6 Notwithstanding any provision of law to the
7 contrary, the portion of this appropri-
8 ation covering fiscal year 2012-13 shall
9 supersede and replace any duplicative (i)
10 reappropriation for this item covering
11 fiscal year 2012-13, and (ii) appropri-
12 ation for this item covering fiscal year
13 2012-13 set forth in chapter 53 of the
14 laws of 2011 9,500,000

15 Notwithstanding any inconsistent provision
16 of section 112 or 163 of the state finance
17 law or any other contrary provision of the
18 state finance law or any other contrary
19 provision of law, the commissioner of
20 health may, without a competitive bid or
21 request for proposal process, enter into
22 contracts with one or more certified
23 public accounting firms for the purpose of
24 conducting audits of disproportionate
25 share hospital payments made by the state
26 of New York to general hospitals and for
27 the purpose of conducting audits of hospi-
28 tal cost reports as submitted to the state
29 of New York in accordance with article 28
30 of the public health law. Notwithstanding
31 any inconsistent provisions of law,
32 subject to the approval of the director of
33 the budget, up to the amount appropriated
34 herein.

35 Notwithstanding any provision of law to the
36 contrary, the portion of this appropri-
37 ation covering fiscal year 2012-13 shall
38 supersede and replace any duplicative (i)
39 reappropriation for this item covering
40 fiscal year 2012-13, and (ii) appropri-
41 ation for this item covering fiscal year
42 2012-13 set forth in chapter 53 of the
43 laws of 2011 4,600,000

44 For services and expenses of the medical
45 assistance program including medical
46 services provided at state facilities
47 operated by the office of mental health,
48 the office for people with developmental
49 disabilities and the office of alcoholism
50 and substance abuse services.

51 Notwithstanding any provision of law to the
52 contrary, the portion of this appropri-

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Program account subtotal	59,380,507,000
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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

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1 established pursuant to the federal social
2 security act, increases in provider revenues,
3 reductions in local social services
4 district payments for medical assistance
5 administration and beginning April 1, 2012
6 the operational costs of the New York
7 state medical indemnity fund, pursuant to
8 a chapter establishing such fund. The
9 director of the budget, in consultation
10 with the commissioner of health, shall
11 assess on monthly basis known and projected
12 medicaid expenditures by category of
13 service and by geographic region, as
14 determined by the commissioner of health,
15 incurred both prior to and subsequent to
16 such assessment for each such period, and
17 if the director of the budget determines
18 that such expenditures are expected to
19 cause medicaid spending for such period to
20 exceed the aggregate limit specified herein
21 for such period, the state medicaid
22 director, in consultation with the director
23 of the budget and the commissioner of
24 health, shall develop a medicaid savings
25 allocation plan to limit such spending to
26 the aggregate limit specified herein for
27 such period.

28 Such medicaid savings allocation plan shall
29 be designed, to reduce the expenditures
30 authorized by the appropriations herein in
31 compliance with the following guidelines:
32 (1) reductions shall be made in compliance
33 with applicable federal law, including the
34 provisions of the Patient Protection and
35 Affordable Care Act, Public Law No. 111-
36 148, and the Health Care and Education
37 Reconciliation Act of 2010, Public Law No.
38 111-152 (collectively "Affordable Care
39 Act") and any subsequent amendments there-
40 to or regulations promulgated thereunder;
41 (2) reductions shall be made in a manner
42 that complies with the state medicaid plan
43 approved by the federal centers for medi-
44 care and medicaid services, provided,
45 however, that the commissioner of health
46 is authorized to submit any state plan
47 amendment or seek other federal approval,
48 including waiver authority, to implement
49 the provisions of the medicaid savings
50 allocation plan that meets the other
51 criteria set forth herein; (3) reductions
52 shall be made in a manner that maximizes

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1 federal financial participation, to the
2 extent practicable, including any federal
3 financial participation that is available
4 or is reasonably expected to become avail-
5 able, in the discretion of the commission-
6 er, under the Affordable Care Act; (4)
7 reductions shall be made uniformly among
8 categories of services and geographic
9 regions of the state, to the extent prac-
10 ticable, and shall be made uniformly with-
11 in a category of service, to the extent
12 practicable, except where the commissioner
13 determines that there are sufficient
14 grounds for non-uniformity, including but
15 not limited to: the extent to which
16 specific categories of services contrib-
17 uted to department of health medicaid
18 state funds spending in excess of the
19 limits specified herein; the need to main-
20 tain safety net services in underserved
21 communities; or the potential benefits of
22 pursuing innovative payment models contem-
23 plated by the Affordable Care Act, in
24 which case such grounds shall be set forth
25 in the medicaid savings allocation plan;
26 and (5) reductions shall be made in a
27 manner that does not unnecessarily create
28 administrative burdens to medicaid appli-
29 cants and recipients or providers.

30 The commissioner shall seek the input of the
31 legislature, as well as organizations
32 representing health care providers,
33 consumers, businesses, workers, health
34 insurers, and others with relevant exper-
35 tise, in developing such medicaid savings
36 allocation plan, to the extent that all or
37 part of such plan, in the discretion of
38 the commissioner, is likely to have a
39 material impact on the overall medicaid
40 program, particular categories of service
41 or particular geographic regions of the
42 states.

43 The commissioner shall post the medicaid
44 savings allocation plan on the department
45 of health's website and shall provide
46 written copies of such plan to the chairs
47 of the senate finance and the assembly
48 ways and means committees at least 30 days
49 before the date on which implementation is
50 expected to begin.

51 The commissioner may revise the medicaid
52 savings allocation plan subsequent to the

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1 provisions of notice and prior to imple-
2 mentation but need provide a new notice
3 pursuant to subparagraph (i) of this para-
4 graph only if the commissioner determines,
5 in his or her discretion, that such
6 revisions materially alter the plan.

7 Notwithstanding the provisions of paragraphs
8 (a) and (b) of this subdivision, the
9 commissioner need not seek the input
10 described in paragraph (a) of this subdi-
11 vision or provide notice pursuant to para-
12 graph (b) of this paragraph if, in the
13 discretion of the commissioner, expedited
14 development and implementation of a medi-
15 caid savings allocation plan is necessary
16 due to a public health emergency.

17 For purposes of this section, a public
18 health emergency is defined as: (i) a
19 disaster, natural or otherwise, that
20 significantly increases the immediate need
21 for health care personnel in an area of
22 the state; (ii) an event or condition that
23 creates a widespread risk of exposure to a
24 serious communicable disease, or the
25 potential for such widespread risk of
26 exposure; or (iii) any other event or
27 condition determined by the commissioner
28 to constitute an imminent threat to public
29 health.

30 Nothing in this paragraph shall be deemed to
31 prevent all or part of such medicaid
32 savings allocation plan from taking effect
33 retroactively to the extent permitted by
34 the federal centers for medicare and medi-
35 caid services.

36 In accordance with the medicaid savings
37 allocation plan, the commissioner of the
38 department of health shall reduce depart-
39 ment of health state funds medicaid spend-
40 ing by the amount of the projected over-
41 spending through, actions including, but
42 not limited to modifying or suspending
43 reimbursement methods, including but not
44 limited to all fees, premium levels and
45 rates of payment, notwithstanding any
46 provision of law that sets a specific
47 amount or methodology for any such
48 payments or rates of payment; modifying
49 medicaid program benefits; seeking all
50 necessary federal approvals, including,
51 but not limited to waivers, waiver amend-
52 ments; and suspending time frames for

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1 notice, approval or certification of rate
2 requirements, notwithstanding any
3 provision of law, rule or regulation to
4 the contrary, including but not limited to
5 sections 2807 and 3614 of the public
6 health law, section 18 of chapter 2 of the
7 laws of 1988, and 18 NYCRR 505.14(h). The
8 department of health shall prepare a
9 monthly report that sets forth: (a) known
10 and projected department of health medi-
11 caid expenditures as described in subdivi-
12 sion 1 of this section; and (b) the
13 actions taken to implement any medicaid
14 savings allocation plan implemented pursu-
15 ant to subdivision 4 of this section,
16 including information concerning the
17 impact of such actions on each category of
18 service and each geographic region of the
19 state. Each such monthly report shall be
20 provided to the chairs of the senate
21 finance and the assembly ways and means
22 committees and shall be posted on the
23 department of health's website in a timely
24 manner.

25 For the purpose of making payments to
26 providers of medical care pursuant to
27 section 367-b of the social services law,
28 and for payment of state aid to munici-
29 palities where payment systems through
30 fiscal intermediaries are not operational,
31 to reimburse such providers for costs
32 attributable to the provision of care to
33 patients eligible for medical assistance.
34 Payments from this appropriation to gener-
35 al hospitals related to indigent care
36 pursuant to article 28 of the public
37 health law respectively, when combined
38 with federal funds for services and
39 expenses for the medical assistance
40 program pursuant to title XIX of the
41 federal social security act or its succes-
42 sor program, shall equal the amount of the
43 funds received related to health care
44 reform act allowances and surcharges
45 pursuant to article 28 of the public
46 health law and deposited to this account
47 less any such amounts withheld pursuant to
48 subdivision 21 of section 2807-c of the
49 public health law. Notwithstanding any
50 inconsistent provision of law, the moneys
51 hereby appropriated may be increased or
52 decreased by interchange or transfer with

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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

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1 April 1, 2013 through March 31, 2014,
2 shall not exceed \$16,590,763,000, but in
3 no event shall department of health state
4 funds medicaid spending for the period
5 April 1, 2012 through March 31, 2014
6 exceed \$32,507,426,000 provided, however,
7 such aggregate limits may be adjusted by
8 the director of the budget to account for
9 any changes in the New York state federal
10 medical assistance percentage amount
11 established pursuant to the federal social
12 security act, increases in provider reven-
13 ues, reductions in local social services
14 district payments for medical assistance
15 administration and beginning April 1, 2012
16 the operational costs of the New York
17 state medical indemnity fund, pursuant to
18 a chapter establishing such fund. The
19 director of the budget, in consultation
20 with the commissioner of health, shall
21 assess on a monthly basis known and
22 projected medicaid expenditures by catego-
23 ry of service and by geographic region, as
24 determined by the commissioner of health,
25 incurred both prior to and subsequent to
26 such assessment for each such period, and
27 if the director of the budget determines
28 that such expenditures are expected to
29 cause medicaid spending for such period to
30 exceed the aggregate limit specified here-
31 in for such period, the state medicaid
32 director, in consultation with the direc-
33 tor of the budget and the commissioner of
34 health, shall develop a medicaid savings
35 allocation plan to limit such spending to
36 the aggregate limit specified herein for
37 such period.

38 Such medicaid savings allocation plan shall
39 be designed, to reduce the expenditures
40 authorized by the appropriations herein in
41 compliance with the following guidelines:
42 (1) reductions shall be made in compliance
43 with applicable federal law, including the
44 provisions of the Patient Protection and
45 Affordable Care Act, Public Law No. 111-
46 148, and the Health Care and Education
47 Reconciliation Act of 2010, Public Law No.
48 111-152 (collectively "Affordable Care
49 Act") and any subsequent amendments there-
50 to or regulations promulgated thereunder;
51 (2) reductions shall be made in a manner
52 that complies with the state medicaid plan

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1 approved by the federal centers for medi-
2 care and medicaid services, provided,
3 however, that the commissioner of health
4 is authorized to submit any state plan
5 amendment or seek other federal approval,
6 including waiver authority, to implement
7 the provisions of the medicaid savings
8 allocation plan that meets the other
9 criteria set forth herein; (3) reductions
10 shall be made in a manner that maximizes
11 federal financial participation, to the
12 extent practicable, including any federal
13 financial participation that is available
14 or is reasonably expected to become avail-
15 able, in the discretion of the commission-
16 er, under the Affordable Care Act; (4)
17 reductions shall be made uniformly among
18 categories of services and geographic
19 regions of the state, to the extent prac-
20 ticable, and shall be made uniformly with-
21 in a category of service, to the extent
22 practicable, except where the commissioner
23 determines that there are sufficient
24 grounds for non-uniformity, including but
25 not limited to: the extent to which
26 specific categories of services contrib-
27 uted to department of health medicaid
28 state funds spending in excess of the
29 limits specified herein; the need to main-
30 tain safety net services in underserved
31 communities; or the potential benefits of
32 pursuing innovative payment models contem-
33 plated by the Affordable Care Act, in
34 which case such grounds shall be set forth
35 in the medicaid savings allocation plan;
36 and (5) reductions shall be made in a
37 manner that does not unnecessarily create
38 administrative burdens to medicaid appli-
39 cants and recipients or providers.

40 The commissioner shall seek the input of the
41 legislature, as well as organizations
42 representing health care providers,
43 consumers, businesses, workers, health
44 insurers, and others with relevant exper-
45 tise, in developing such medicaid savings
46 allocation plan, to the extent that all or
47 part of such plan, in the discretion of
48 the commissioner, is likely to have a
49 material impact on the overall medicaid
50 program, particular categories of service
51 or particular geographic regions of the
52 states.

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1 The commissioner shall post the medicaid
2 savings allocation plan on the department
3 of health's website and shall provide
4 written copies of such plan to the chairs
5 of the senate finance and the assembly
6 ways and means committees at least 30 days
7 before the date on which implementation is
8 expected to begin.

9 The commissioner may revise the medicaid
10 savings allocation plan subsequent to the
11 provisions of notice and prior to imple-
12 mentation but need provide a new notice
13 pursuant to subparagraph (i) of this para-
14 graph only if the commissioner determines,
15 in his or her discretion, that such
16 revisions materially alter the plan.

17 Notwithstanding the provisions of paragraphs
18 (a) and (b) of this subdivision, the
19 commissioner need not seek the input
20 described in paragraph (a) of this subdi-
21 vision or provide notice pursuant to para-
22 graph (b) of this paragraph if, in the
23 discretion of the commissioner, expedited
24 development and implementation of a medi-
25 caid savings allocation plan is necessary
26 due to a public health emergency.

27 For purposes of this section, a public
28 health emergency is defined as: (i) a
29 disaster, natural or otherwise, that
30 significantly increases the immediate need
31 for health care personnel in an area of
32 the state; (ii) an event or condition that
33 creates a widespread risk of exposure to a
34 serious communicable disease, or the
35 potential for such widespread risk of
36 exposure; or (iii) any other event or
37 condition determined by the commissioner
38 to constitute an imminent threat to public
39 health.

40 Nothing in this paragraph shall be deemed to
41 prevent all or part of such medicaid
42 savings allocation plan from taking effect
43 retroactively to the extent permitted by
44 the federal centers for medicare and medi-
45 caid services.

46 In accordance with the medicaid savings
47 allocation plan, the commissioner of the
48 department of health shall reduce depart-
49 ment of health state funds medicaid spend-
50 ing by the amount of the projected over-
51 spending through, actions including, but
52 not limited to modifying or suspending

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1 reimbursement methods, including but not
2 limited to all fees, premium levels and
3 rates of payment, notwithstanding any
4 provision of law that sets a specific
5 amount or methodology for any such
6 payments or rates of payment; modifying
7 medicaid program benefits; seeking all
8 necessary federal approvals, including,
9 but not limited to waivers, waiver amend-
10 ments; and suspending time frames for
11 notice, approval or certification of rate
12 requirements, notwithstanding any
13 provision of law, rule or regulation to
14 the contrary, including but not limited to
15 sections 2807 and 3614 of the public
16 health law, section 18 of chapter 2 of the
17 laws of 1988, and 18 NYCRR 505.14(h).

18 The department of health shall prepare a
19 monthly report that sets forth: (a) known
20 and projected department of health medi-
21 caid expenditures as described in subdivi-
22 sion 1 of this section; and (b) the
23 actions taken to implement any medicaid
24 savings allocation plan implemented pursu-
25 ant to subdivision 4 of this section,
26 including information concerning the
27 impact of such actions on each category of
28 service and each geographic region of the
29 state. Each such monthly report shall be
30 provided to the chairs of the senate
31 finance and the assembly ways and means
32 committees and shall be posted on the
33 department of health's website in a timely
34 manner.

35 For the purpose of making payments, the
36 money hereby appropriated is available for
37 payment of aid heretofore accrued or here-
38 after accrued, to providers of medical
39 care pursuant to section 367-b of the
40 social services law, and for payment of
41 state aid to municipalities and the feder-
42 al government where payment systems
43 through fiscal intermediaries are not
44 operational, to reimburse such providers
45 for costs attributable to the provision of
46 care to patients eligible for medical
47 assistance. Notwithstanding any inconsis-
48 tent provision of law, the moneys hereby
49 appropriated may be increased or decreased
50 by interchange or transfer with any appro-
51 priation of the department of health with
52 the approval of the director of the budg-

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1 et, who shall file such approval with the
2 department of audit and control and copies
3 thereof with the chairman of the senate
4 finance committee and the chairman of the
5 assembly ways and means committee.
6 For services and expenses related to the
7 medical assistance program.
8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2012-13 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2012-13, and (ii) appropri-
14 ation for this item covering fiscal year
15 2012-13 set forth in chapter 53 of the
16 laws of 2011 292,800,000
17 For services and expenses of the medical
18 assistance program related to the treat-
19 ment of breast and cervical cancer.
20 Notwithstanding any provision of law to the
21 contrary, the portion of this appropri-
22 ation covering fiscal year 2012-13 shall
23 supersede and replace any duplicative (i)
24 reappropriation for this item covering
25 fiscal year 2012-13, and (ii) appropri-
26 ation for this item covering fiscal year
27 2012-13 set forth in chapter 53 of the
28 laws of 2011 4,300,000
29 For services and expenses of the medical
30 assistance program related to primary care
31 case management. All or a portion of this
32 appropriation may be transferred to state
33 operations appropriations.
34 Notwithstanding any provision of law to the
35 contrary, the portion of this appropri-
36 ation covering fiscal year 2012-13 shall
37 supersede and replace any duplicative (i)
38 reappropriation for this item covering
39 fiscal year 2012-13, and (ii) appropri-
40 ation for this item covering fiscal year
41 2012-13 set forth in chapter 53 of the
42 laws of 2011 4,100,000
43 For services and expenses of the medical
44 assistance program related to disabled
45 persons.
46 Notwithstanding any provision of law to the
47 contrary, the portion of this appropri-
48 ation covering fiscal year 2012-13 shall
49 supersede and replace any duplicative (i)
50 reappropriation for this item covering
51 fiscal year 2012-13, and (ii) appropri-
52 ation for this item covering fiscal year

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1 2012-13 set forth in chapter 53 of the
2 laws of 2011 48,600,000
3 For services and expenses of the medical
4 assistance program related to physician
5 services.
6 Notwithstanding any provision of law to the
7 contrary, the portion of this appropri-
8 ation covering fiscal year 2012-13 shall
9 supersede and replace any duplicative (i)
10 reappropriation for this item covering
11 fiscal year 2012-13, and (ii) appropri-
12 ation for this item covering fiscal year
13 2012-13 set forth in chapter 53 of the
14 laws of 2011 176,200,000
15 For services and expenses of the medical
16 assistance program related, but not limit-
17 ed to, pharmacy, inpatient, and nursing
18 home services.
19 Notwithstanding any provision of law to the
20 contrary, the portion of this appropri-
21 ation covering fiscal year 2012-13 shall
22 supersede and replace any duplicative (i)
23 reappropriation for this item covering
24 fiscal year 2012-13, and (ii) appropri-
25 ation for this item covering fiscal year
26 2012-13 set forth in chapter 53 of the
27 laws of 2011 5,018,083,000
28 For services and expenses of the medical
29 assistance program related to the city of
30 New York.
31 Notwithstanding any provision of law to the
32 contrary, the portion of this appropri-
33 ation covering fiscal year 2012-13 shall
34 supersede and replace any duplicative (i)
35 reappropriation for this item covering
36 fiscal year 2012-13, and (ii) appropri-
37 ation for this item covering fiscal year
38 2012-13 set forth in chapter 53 of the
39 laws of 2011 257,900,000
40 For services and expenses of the medical
41 assistance program related to providing
42 distributions for supplemental medical
43 insurance for medicare part B premiums,
44 physician services, outpatient services,
45 medical equipment, supplies and other
46 health services.
47 Notwithstanding any provision of law to the
48 contrary, the portion of this appropri-
49 ation covering fiscal year 2012-13 shall
50 supersede and replace any duplicative (i)
51 reappropriation for this item covering

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1 fiscal year 2012-13, and (ii) appropri-
2 ation for this item covering fiscal year
3 2012-13 set forth in chapter 53 of the
4 laws of 2011 140,600,000
5 For services and expenses of the medical
6 assistance program related to the family
7 health plus program.
8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2012-13 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2012-13, and (ii) appropri-
14 ation for this item covering fiscal year
15 2012-13 set forth in chapter 53 of the
16 laws of 2011 1,333,300,000
17 For services and expenses of the medical
18 assistance program related to providing
19 financial assistance to residential health
20 care facilities.
21 Notwithstanding any provision of law to the
22 contrary, the portion of this appropri-
23 ation covering fiscal year 2012-13 shall
24 supersede and replace any duplicative (i)
25 reappropriation for this item covering
26 fiscal year 2012-13, and (ii) appropri-
27 ation for this item covering fiscal year
28 2012-13 set forth in chapter 53 of the
29 laws of 2011 31,000,000
30 For services and expenses of the medical
31 assistance program related to supporting
32 workforce recruitment and retention of
33 personal care services or any worker with
34 direct patient care responsibility for
35 local social service districts which
36 include a city with a population of over
37 one million persons.
38 Notwithstanding any provision of law to the
39 contrary, the portion of this appropri-
40 ation covering fiscal year 2012-13 shall
41 supersede and replace any duplicative (i)
42 reappropriation for this item covering
43 fiscal year 2012-13, and (ii) appropri-
44 ation for this item covering fiscal year
45 2012-13 set forth in chapter 53 of the
46 laws of 2011 281,200,000
47 For services and expenses of the medical
48 assistance program related to supporting
49 workforce recruitment and retention of
50 personal care services for local social
51 service districts that do not include a

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1 city with a population of over one million
 2 persons.
 3 Notwithstanding any provision of law to the
 4 contrary, the portion of this appropri-
 5 ation covering fiscal year 2012-13 shall
 6 supersede and replace any duplicative (i)
 7 reappropriation for this item covering
 8 fiscal year 2012-13, and (ii) appropri-
 9 ation for this item covering fiscal year
 10 2012-13 set forth in chapter 53 of the
 11 laws of 2011 23,200,000
 12 For services and expenses of the medical
 13 assistance program related to supporting
 14 rate increases for certified home health
 15 agencies, long term home health care
 16 programs, AIDS home care programs, hospice
 17 programs, managed long term care plans and
 18 approved managed long term care operating
 19 demonstrations for recruitment and
 20 retention of health care workers.
 21 Notwithstanding any provision of law to the
 22 contrary, the portion of this appropri-
 23 ation covering fiscal year 2012-13 shall
 24 supersede and replace any duplicative (i)
 25 reappropriation for this item covering
 26 fiscal year 2012-13, and (ii) appropri-
 27 ation for this item covering fiscal year
 28 2012-13 set forth in chapter 53 of the
 29 laws of 2011 103,400,000
 30 -----
 31 Program account subtotal 7,714,683,000
 32 -----

33 Special Revenue Funds - Other
 34 Miscellaneous Special Revenue Fund
 35 Medical Assistance Account

36 Notwithstanding section 40 of state finance
 37 law or any other law to the contrary, all
 38 medical assistance appropriations made
 39 from this account shall remain in full
 40 force and effect in accordance, in the
 41 aggregate, with the following schedule:
 42 not more than 50 percent for the period
 43 April 1, 2012 to March 31, 2013; and the
 44 remaining amount for the period April 1,
 45 2013 to March 31, 2014.
 46 Notwithstanding section 40 of the state
 47 finance law or any provision of law to the
 48 contrary, subject to federal approval,
 49 department of health state funds medicaid
 50 spending, excluding payments for medical

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1 services provided at state facilities
2 operated by the office of mental health,
3 the office for people with developmental
4 disabilities and the office of alcoholism
5 and substance abuse services and further
6 excluding any payments which are not
7 appropriated within the department of
8 health, in the aggregate, for the period
9 April 1, 2012 through March 31, 2013,
10 shall not exceed \$15,916,663,000 except as
11 provided below and state share medicaid
12 spending, in the aggregate, for the period
13 April 1, 2013 through March 31, 2014,
14 shall not exceed \$16,590,763,000, but in
15 no event shall department of health state
16 funds medicaid spending for the period
17 April 1, 2012 through March 31, 2014
18 exceed \$32,507,426,000 provided, however,
19 such aggregate limits may be adjusted by
20 the director of the budget to account for
21 any changes in the New York state federal
22 medical assistance percentage amount
23 established pursuant to the federal social
24 security act, increases in provider reven-
25 ues, reductions in local social services
26 district payments for medical assistance
27 administration and beginning April 1, 2012
28 the operational costs of the New York
29 state medical indemnity fund, pursuant to
30 a chapter establishing such fund. The
31 director of the budget, in consultation
32 with the commissioner of health, shall
33 assess on monthly basis known and project-
34 ed medicaid expenditures by category of
35 service and by geographic region, as
36 determined by the commissioner of health,
37 incurred both prior to and subsequent to
38 such assessment for each such period, and
39 if the director of the budget determines
40 that such expenditures are expected to
41 cause medicaid spending for such period to
42 exceed the aggregate limit specified here-
43 in for such period, the state medicaid
44 director, in consultation with the direc-
45 tor of the budget and the commissioner of
46 health, shall develop a medicaid savings
47 allocation plan to limit such spending to
48 the aggregate limit specified herein for
49 such period.

50 Such medicaid savings allocation plan shall
51 be designed, to reduce the expenditures
52 authorized by the appropriations herein in

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1 compliance with the following guidelines:

2 (1) reductions shall be made in compliance
3 with applicable federal law, including the
4 provisions of the Patient Protection and
5 Affordable Care Act, Public Law No. 111-
6 148, and the Health Care and Education
7 Reconciliation Act of 2010, Public Law No.
8 111-152 (collectively "Affordable Care
9 Act") and any subsequent amendments there-

10 to or regulations promulgated thereunder;
11 (2) reductions shall be made in a manner
12 that complies with the state medicaid plan
13 approved by the federal centers for medi-
14 care and medicaid services, provided,
15 however, that the commissioner of health
16 is authorized to submit any state plan
17 amendment or seek other federal approval,
18 including waiver authority, to implement
19 the provisions of the medicaid savings
20 allocation plan that meets the other

21 criteria set forth herein; (3) reductions
22 shall be made in a manner that maximizes
23 federal financial participation, to the
24 extent practicable, including any federal
25 financial participation that is available
26 or is reasonably expected to become avail-
27 able, in the discretion of the commission-
28 er, under the Affordable Care Act; (4)

29 reductions shall be made uniformly among
30 categories of services and geographic
31 regions of the state, to the extent prac-
32 ticable, and shall be made uniformly with-
33 in a category of service, to the extent
34 practicable, except where the commissioner
35 determines that there are sufficient

36 grounds for non-uniformity, including but
37 not limited to: the extent to which
38 specific categories of services contrib-
39 uted to department of health medicaid
40 state funds spending in excess of the
41 limits specified herein; the need to main-
42 tain safety net services in underserved
43 communities; or the potential benefits of

44 pursuing innovative payment models contem-
45 plated by the Affordable Care Act, in
46 which case such grounds shall be set forth
47 in the medicaid savings allocation plan;

48 and (5) reductions shall be made in a
49 manner that does not unnecessarily create
50 administrative burdens to medicaid appli-
51 cants and recipients or providers.

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1 The commissioner shall seek the input of the
2 legislature, as well as organizations
3 representing health care providers,
4 consumers, businesses, workers, health
5 insurers, and others with relevant exper-
6 tise, in developing such medicaid savings
7 allocation plan, to the extent that all or
8 part of such plan, in the discretion of
9 the commissioner, is likely to have a
10 material impact on the overall medicaid
11 program, particular categories of service
12 or particular geographic regions of the
13 states.

14 The commissioner shall post the medicaid
15 savings allocation plan on the department
16 of health's website and shall provide
17 written copies of such plan to the chairs
18 of the senate finance and the assembly
19 ways and means committees at least 30 days
20 before the date on which implementation is
21 expected to begin.

22 The commissioner may revise the medicaid
23 savings allocation plan subsequent to the
24 provisions of notice and prior to imple-
25 mentation but need provide a new notice
26 pursuant to subparagraph (i) of this para-
27 graph only if the commissioner determines,
28 in his or her discretion, that such
29 revisions materially alter the plan.

30 Notwithstanding the provisions of paragraphs
31 (a) and (b) of this subdivision, the
32 commissioner need not seek the input
33 described in paragraph (a) of this subdivi-
34 sion or provide notice pursuant to para-
35 graph (b) of this paragraph if, in the
36 discretion of the commissioner, expedited
37 development and implementation of a medi-
38 caid savings allocation plan is necessary
39 due to a public health emergency.

40 For purposes of this section, a public
41 health emergency is defined as: (i) a
42 disaster, natural or otherwise, that
43 significantly increases the immediate need
44 for health care personnel in an area of
45 the state; (ii) an event or condition that
46 creates a widespread risk of exposure to a
47 serious communicable disease, or the
48 potential for such widespread risk of
49 exposure; or (iii) any other event or
50 condition determined by the commissioner
51 to constitute an imminent threat to public
52 health.

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1 Nothing in this paragraph shall be deemed to
2 prevent all or part of such medicaid
3 savings allocation plan from taking effect
4 retroactively to the extent permitted by
5 the federal centers for medicare and medi-
6 caid services.

7 In accordance with the medicaid savings
8 allocation plan, the commissioner of the
9 department of health shall reduce depart-
10 ment of health state funds medicaid spend-
11 ing by the amount of the projected over-
12 spending through, actions including, but
13 not limited to modifying or suspending
14 reimbursement methods, including but not
15 limited to all fees, premium levels and
16 rates of payment, notwithstanding any
17 provision of law that sets a specific
18 amount or methodology for any such
19 payments or rates of payment; modifying
20 medicaid program benefits; seeking all
21 necessary federal approvals, including,
22 but not limited to waivers, waiver amend-
23 ments; and suspending time frames for
24 notice, approval or certification of rate
25 requirements, notwithstanding any
26 provision of law, rule or regulation to
27 the contrary, including but not limited to
28 sections 2807 and 3614 of the public
29 health law, section 18 of chapter 2 of the
30 laws of 1988, and 18 NYCRR 505.14(h).

31 The department of health shall prepare a
32 monthly report that sets forth: (a) known
33 and projected department of health medi-
34 caid expenditures as described in subdivi-
35 sion 1 of this section; and (b) the
36 actions taken to implement any medicaid
37 savings allocation plan implemented pursu-
38 ant to subdivision 4 of this section,
39 including information concerning the
40 impact of such actions on each category of
41 service and each geographic region of the
42 state. Each such monthly report shall be
43 provided to the chairs of the senate
44 finance and the assembly ways and means
45 committees and shall be posted on the
46 department of health's website in a timely
47 manner.

48 For the purpose of making payments to
49 providers of medical care pursuant to
50 section 367-b of the social services law,
51 and for payment of state aid to munici-
52 palities and the federal government where

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1 payment systems through fiscal interme-
 2 diaries are not operational, to reimburse
 3 the provision of care to patients eligible
 4 for medical assistance.
 5 For services and expenses of the medical
 6 assistance program including nursing home,
 7 personal care, certified home health agen-
 8 cy, long term home health care program and
 9 hospital services.
 10 Notwithstanding any provision of law to the
 11 contrary, the portion of this appropri-
 12 ation covering fiscal year 2012-13 shall
 13 supersede and replace any duplicative (i)
 14 reappropriation for this item covering
 15 fiscal year 2012-13, and (ii) appropri-
 16 ation for this item covering fiscal year
 17 2012-13 set forth in chapter 53 of the
 18 laws of 2011 1,653,500,000
 19 -----
 20 Program account subtotal 1,653,500,000
 21 -----
 22 OFFICE OF HEALTH INSURANCE PROGRAMS 322,603,000
 23 -----
 24 General Fund
 25 Local Assistance Account
 26 For grants to a New York state based not-
 27 for-profit organization with expertise in
 28 the New York state medicaid program for
 29 studies, reviews and analysis, to be
 30 performed in conjunction with the depart-
 31 ment of health, on medicaid policy, opera-
 32 tional and other issues as defined by the
 33 department. All or a portion of this
 34 appropriation may be transferred to state
 35 operations appropriations 695,600
 36 For services and expenses, including grants,
 37 of the uniform assessment program. All or
 38 a portion of this appropriation may be
 39 transferred to state operations appropri-
 40 ations 4,806,000
 41 For services and expenses related to trau-
 42 matic brain injury including but not
 43 limited to services rendered to individ-
 44 uals enrolled in the federally approved
 45 home and community based services (HCBS)
 46 waiver and including personal and nonper-
 47 sonal services spending originally author-
 48 ized by appropriations and reappropri-
 49 ations enacted prior to 1996. All or part

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1 of this appropriation may be transferred
 2 to state operations appropriations 13,200,400
 3 The monies hereby appropriated shall be
 4 available for the cost of housing subsi-
 5 dies to certain participants in the nurs-
 6 ing home transition and diversion waiver
 7 program as authorized by chapters 615 and
 8 627 of the laws of 2004. A portion of such
 9 funds may be used for administration of
 10 the housing subsidies, either by state
 11 staff or a not-for-profit agency. A
 12 portion of this appropriation may be
 13 transferred to state operations appropri-
 14 ations. Up to 100 percent of this appro-
 15 priation may be suballocated to the divi-
 16 sion of housing and community renewal 2,303,000
 17 For services and expenses of Alzheimer's
 18 disease assistance centers as established
 19 pursuant to chapter 586 of the laws of
 20 1987 498,000
 21 For a grant to the Coalition of New York
 22 State Alzheimer's Chapter, Inc. in support
 23 of and for distribution to a statewide
 24 network of not-for-profit corporations
 25 established and dedicated to responding at
 26 the local level to the needs of the New
 27 York State Alzheimer's community pursuant
 28 to subdivision 2 of section 2005 of the
 29 public health law 246,000
 30 For services and expenses for the
 31 Alzheimer's community assistance program
 32 as established pursuant to chapter 657 of
 33 the laws of 1997 49,000
 34 For services and expenses for Alzheimer's
 35 community service programs 295,000
 36 For services and expenses, including subal-
 37 location to the state office for the
 38 aging, for coordinating patient care
 39 Alzheimer's disease program. A portion of
 40 this appropriation may be transferred to
 41 state operations appropriations for admin-
 42 istration of this program 360,000
 43 For services and expenses, including grants,
 44 of a falls prevention program. All or a
 45 portion of this appropriation may be
 46 transferred to state operations appropri-
 47 ations 150,000
 48 -----
 49 Program account subtotal 22,603,000
 50 -----
 51 Special Revenue Funds - Other

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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

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1	center for liver transplant and the alli-	
2	ance for donation	372,000
3	For services and expenses for patient health	
4	information and quality improvement initi-	
5	atives. A portion of this appropriation	
6	may be transferred to state operations	
7	appropriations	184,000
8	For services and expenses for cardiac	
9	services access and cardiac data	
10	quality/outcomes initiatives	690,900
11	For services and expenses of the brain trau-	
12	ma foundation	245,000
13	For services and expenses for a statewide	
14	campaign to promote awareness of the New	
15	York state donor registry to increase	
16	organ and tissue donation. A portion of	
17	this appropriation may be transferred to	
18	state operations appropriations	122,500
19	For services and expenses of a quality	
20	program for adult care facilities, includ-	
21	ing enriched housing facilities.	
22	Such program shall be targeted at improving	
23	the quality of life for adult care facili-	
24	ty residents. The department subject to	
25	the approval of the director of the divi-	
26	sion of budget, shall develop an allo-	
27	cation methodology taking into account	
28	financial status of the facility as well	
29	as resident needs. Such allocation shall	
30	serve as the basis of distribution to	
31	eligible facilities	2,605,000
32	For an operating assistance subprogram for	
33	enriched housing. To the extent that funds	
34	are appropriated for such purposes, the	
35	department is authorized to pay an operat-	
36	ing subsidy for SSI recipients who are	
37	residents in certified not-for-profit or	
38	public enriched housing programs. Such	
39	subsidy shall not exceed \$115 per month	
40	per each SSI recipient and will be paid	
41	directly to the certified operator. If	
42	appropriations are not sufficient to meet	
43	such maximum monthly payments, such subsi-	
44	dy shall be reduced proportionately	502,900
45	For services and expenses, including grants,	
46	of the long term care community coalition	
47	for an advocacy program on behalf of	
48	seniors with long term care needs	34,500
49		-----
50	Program account subtotal	16,358,500
51		-----

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1	Special Revenue Funds - Federal	
2	Federal Operating Grants Fund	
3	United States Department of Justice Account	
4	For expenses incurred in the administration	
5	of the prescription drug monitoring	
6	program relating to the prescribing and	
7	dispensing of controlled substances	400,000
8		-----
9	Program account subtotal	400,000
10		-----
11	Special Revenue Fund - Other	
12	HCRA Resources Fund	
13	Health Services Account	
14	For services and expenses of a quality	
15	program for adult care facilities, includ-	
16	ing enriched housing facilities.	
17	Such program shall be targeted at improving	
18	the quality of life for adult care facili-	
19	ty residents. The department subject to	
20	the approval of the director of the divi-	
21	sion of budget, shall develop an allo-	
22	cation methodology taking into account	
23	financial status of the facility as well	
24	as resident needs. Such allocation shall	
25	serve as the basis of distribution to	
26	eligible facilities	4,311,700
27		-----
28	Program account subtotal	4,311,700
29		-----
30	WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM	4,553,000
31		-----
32	General Fund	
33	Local Assistance Account	
34	For services and expenses of a genetic	
35	disease screening program	645,000
36	For services and expenses of a sickle cell	
37	screening program	226,000
38		-----
39	Program account subtotal	871,000
40		-----
41	Special Revenue Funds - Federal	
42	Federal Health and Human Services Fund	
43	Federal Block Grant Account	
44	For services and expenses of the various	

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1	health prevention, diagnostic, detection	
2	and treatment services	3,682,000
3		-----
4	Program account subtotal	3,682,000
5		-----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AIDS INSTITUTE PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses for HIV health care and supportive services.

6 A portion of this appropriation may be suballocated to other state

7 agencies, authorities, or accounts for expenditures related to the

8 New York/New York III supportive housing agreement. A portion of

9 these funds may be transferred to the general fund - state purposes

10 account for administration of this program

11 9,088,000 (re. \$600,000)

12 CENTER FOR COMMUNITY HEALTH PROGRAM

13 General Fund

14 Local Assistance Account

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

16 For services and expenses related to providing nutritional services

17 and to provide nutritional education to pregnant women, infants, and

18 children, including suballocations to the department of agriculture

19 and markets for the farmer's market nutrition program and migrant

20 worker services and the office of temporary and disability assist-

21 ance for prenatal care assistance program activities. A portion of

22 these funds may be suballocated to other state agencies. A portion

23 of this appropriation may be transferred to state operations appro-

24 priations for administration of this program

25 19,811,300 (re. \$14,000,000)

26 For services and expenses, including operating expenses related to

27 providing nutritional services and nutrition education for hunger

28 prevention and nutrition assistance. A portion of this appropriation

29 may be suballocated to other state agencies. A portion of this

30 appropriation may be transferred to state operations appropriations

31 for administration of this program ... 29,702,500 .. (re, 2,500,000)

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

33 For services and expenses related to providing nutritional services

34 and to provide nutritional education to pregnant women, infants, and

35 children, including suballocations to the department of agriculture

36 and markets for the farmer's market nutrition program and migrant

37 worker services and the office of temporary and disability assist-

38 ance for prenatal care assistance program activities. A portion of

39 this appropriation may be transferred to state operations appropri-

40 ations for administration of this program

41 19,811,300 (re. \$3,300,000)

42 Special Revenue Funds - Federal

43 Federal Department of Education Fund

44 Individuals with Disabilities-Part C Account

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:
2 For activities related to a handicapped infants and toddlers program
3 ... 51,578,000 (re. \$51,578,000)

4 By chapter 54, section 1, of the laws of 2010:
5 For activities related to a handicapped infants and toddlers program
6 ... 51,578,000 (re. \$51,578,000)

7 By chapter 54, section 1, of the laws of 2009:
8 For activities related to a handicapped infants and toddlers program
9 ... 51,578,000 (re. \$34,013,000)

10 Special Revenue Funds - Federal
11 Federal Health and Human Services Fund
12 Federal Health, Education and Human Services Account

13 By chapter 53, section 1, of the laws of 2011:
14 For various health prevention, diagnostic, detection and treatment
15 services. The amounts appropriated pursuant to such appropriation
16 may be suballocated to other state agencies or accounts for expendi-
17 tures incurred in the operation of programs funded by such appropri-
18 ation subject to the approval of the director of the budget
19 33,700,000 (re. \$33,700,000)

20 By chapter 54, section 1, of the laws of 2010:
21 For various health prevention, diagnostic, detection and treatment
22 services. The amounts appropriated pursuant to such appropriation
23 may be suballocated to other state agencies or accounts for expendi-
24 tures incurred in the operation of programs funded by such appropri-
25 ation subject to the approval of the director of the budget
26 42,803,000 (re. \$42,803,000)

27 By chapter 54, section 1, of the laws of 2009:
28 For various health prevention, diagnostic, detection and treatment
29 services. The amounts appropriated pursuant to such appropriation
30 may be suballocated to other state agencies or accounts for expendi-
31 tures incurred in the operation of programs funded by such appropri-
32 ation subject to the approval of the director of the budget
33 41,938,000 (re. \$27,109,000)

34 Special Revenue Funds - Federal
35 Federal Health and Human Services Fund
36 Federal Block Grant Account

37 By chapter 53, section 1, of the laws of 2011:
38 For various health prevention, diagnostic, detection and treatment
39 services.
40 The commissioner of health is hereby authorized to waive any
41 provisions of the public health law and regulations, to issue appro-
42 priate operating certificates, and to enter into contracts with
43 article 28 facilities, to provide funds, to establish, support and
44 conduct projects to provide improved and expanded school health

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 For various federal food and nutritional services. The moneys hereby
2 appropriated shall be available for payment of financial assistance
3 heretofore accrued ... 247,694,000 (re. \$10,000,000)

4 By chapter 54, section 1, of the laws of 2010:
5 For various federal food and nutritional services. The moneys hereby
6 appropriated shall be available for payment of financial assistance
7 heretofore accrued ... 243,230,000 (re. \$5,500,000)

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

11 By chapter 53, section 1, of the laws of 2011:
12 For various federal food and nutritional services. The moneys hereby
13 appropriated shall be available for payment of financial assistance
14 heretofore accrued ... 502,970,000 (re. \$125,000,000)

15 By chapter 54, section 1, of the laws of 2010:
16 For various federal food and nutritional services. The moneys hereby
17 appropriated shall be available for payment of financial assistance
18 heretofore accrued ... 492,970,000 (re. \$113,750,000)

19 By chapter 54, section 1, of the laws of 2009, as amended by chapter 53,
20 section 1, of the laws of 2011:
21 For federal food and nutritional services grants funded by the Ameri-
22 can recovery and reinvestment act of 2009. Funds appropriated herein
23 shall be subject to all applicable reporting and accountability
24 requirements contained in such act. A portion of these funds may be
25 transferred to state operations appropriations for administration of
26 this program ... 23,507,000 (re. \$18,038,000)

27 Special Revenue Funds - Other
28 Combined Gifts, Grants and Bequests Fund
29 NYS Prostate Cancer Research, Detection and Education Account

30 By chapter 53, section 1, of the laws of 2011:
31 For prostate cancer research, detection and education pursuant to
32 chapter 273 of the laws of 2004
33 1,000,000 (re. \$1,000,000)

34 CENTER FOR ENVIRONMENTAL HEALTH PROGRAM

35 Special Revenue Funds - Federal
36 Federal Health and Human Services Fund Federal Block Grant Account

37 By chapter 53, section 1, of the laws of 2011:
38 For services and expenses of various health prevention, diagnostic,
39 detection and treatment services ... 3,687,000 (re. \$3,687,000)

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

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses of various health prevention, diagnostic,
2 detection and treatment services ... 3,687,000 (re. \$3,687,000)

3 By chapter 54, section 1, of the laws of 2009:

4 For services and expenses of various health prevention, diagnostic,
5 detection and treatment services ... 3,687,000 (re. \$3,687,000)

6 CHILD HEALTH INSURANCE PROGRAM

7 Special Revenue Funds - Federal
8 Federal Health and Human Services Fund
9 Children's Health Insurance Account

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

11 The money hereby appropriated is available for payment of aid hereto-
12 fore accrued or hereafter accrued.

13 For services and expenses related to the children's health insurance
14 program, pursuant to title XXI of the federal social security act.

15 Notwithstanding any inconsistent provision of law, rule, or regu-
16 lations:

17 The commissioner of health shall adjust subsidy payments made to
18 approved organizations pursuant to subdivision 8 of section 2511 of
19 the public health law on and after April 1, 2011 through March 31,
20 2012, so that the amount of each such payment is reduced by one and
21 seven tenths percent; provided however, if this chapter appropriates
22 sufficient additional funds to support subsidy payments made to
23 approved organizations pursuant to subdivision 8 of section 2511 of
24 the public health law without this reduction, the provisions of this
25 paragraph shall not apply and shall be considered null and void as
26 of March 31, 2011 ... 514,600,000 (re. \$514,600,000)

27 HEALTH CARE REFORM ACT PROGRAM

28 Special Revenue Funds - Other
29 HCRA Resources Fund
30 HCRA Program Account

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

32 For services and expenses of the physician loan repayment program
33 pursuant to subdivision 5-a of section 2807-m of the public health
34 law. All or part of this appropriation may be suballocated to the
35 NYS higher education services corporation
36 1,700,000 (re. \$1,700,000)

37 For services and expenses of the physician practice support program
38 pursuant to subdivision 5-a of section 2807-m of the public health
39 law ... 4,300,000 (re. \$4,300,000)

40 By chapter 133, section 11 of the laws of 2010:

41 For services and expenses of the physician loan repayment program
42 pursuant to subdivision 5-a of section 2807-m of the public health
43 law. All or part of this appropriation may be suballocated to the

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1 NYS higher education services corporation
2 1,700,000 (re. \$1,631,000)
3 For services and expenses of the physician practice support program
4 pursuant to subdivision 5-a of section 2807-m of the public health
5 law ... 4,300,000 (re. \$4,252,700)

6 Special Revenue Funds - Other
7 HCRA Resources Fund
8 HCRA Transition Account

9 By chapter 54, section 1, of the laws of 2005, as amended by chapter 54,
10 section 1, of the laws of 2006:

11 For services, expenses, grants and transfers necessary to continue
12 existing or planned contracts or other financing arrangements for
13 the purposes of implementing the health care reform act program in
14 accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and
15 2807-v of the public health law and utilizing allocations authorized
16 prior to July 1, 2005. The moneys hereby appropriated shall be
17 available for payments heretofore accrued or hereafter to accrue.

18 Notwithstanding any inconsistent provision of law, the moneys hereby
19 appropriated may be increased or decreased by interchange or trans-
20 fer with any appropriation of the department of health or by trans-
21 fer or suballocation to any appropriation of the department of
22 insurance, the office of mental health or the state office for the
23 aging subject to the approval of the director of the budget, who
24 shall file such approval with the department of audit and control
25 and copies thereof with the chairman of the senate finance committee
26 and the chairman of the assembly ways and means committee
27 600,000,000 (re. \$283,000,000)

28 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM

29 General Fund
30 Local Assistance Account

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

33 For state reimbursement of local administrative expenses for medical
34 assistance programs AND FOR STATE ADMINISTRATION OF MEDICAL ASSIST-
35 ANCE PROGRAMS, notwithstanding section 153 of the social services
36 law[.], TO INCLUDE THE PERFORMANCE OF ELIGIBILITY AND ENROLLMENT
37 DETERMINATIONS BY THE STATE OR THIRD-PARTY ENTITIES DESIGNATED BY
38 THE STATE TO PERFORM SUCH SERVICES.

39 NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW AND SUBJECT TO THE
40 APPROVAL OF THE DIRECTOR OF BUDGET, MONEYS HEREBY APPROPRIATED MAY
41 BE INCREASED OR DECREASED BY TRANSFER OR INTERCHANGE BETWEEN THESE
42 APPROPRIATED AMOUNTS AND APPROPRIATIONS OF THE MEDICAL ASSISTANCE
43 ADMINISTRATION PROGRAM, THE MEDICAL ASSISTANCE PROGRAM, AND THE
44 OFFICE OF HEALTH INSURANCE PROGRAMS. FUNDING AUTHORITY FROM THIS
45 ACCOUNT USED FOR STATE ADMINISTRATION OF THE MEDICAL ASSISTANCE
46 PROGRAM MAY BE TRANSFERRED TO STATE OPERATIONS APPROPRIATIONS WITHIN

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1 THE AFOREMENTIONED PROGRAMS AT AMOUNTS AGREED UPON BY THE COMMIS-
2 SIONER OF HEALTH, AND THE NEW YORK STATE DIVISION OF THE BUDGET.
3 Notwithstanding section 40 of state finance law or any other law to
4 the contrary, all medical assistance appropriations made from this
5 account shall remain in full force and effect in accordance, IN THE
6 AGGREGATE, with the following schedule: [49] NOT MORE THAN 50
7 percent for the period April 1, 2011 to March 31, 2012; [51 percent]
8 AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31]
9 SEPTEMBER 15, 2013.

10 Notwithstanding section 40 of the state finance law or any provision
11 of law to the contrary, subject to federal approval, department of
12 health state funds medicaid spending, excluding payments for medical
13 services provided at state facilities operated by the office of
14 mental health, the office for people with developmental disabilities
15 and the office of alcoholism and substance abuse services and
16 further excluding any payments which are not appropriated within the
17 department of health, in the aggregate, for the period April 1, 2011
18 through March 31, 2012, shall not exceed \$15,326,576,000 except as
19 provided below and state share medicaid spending, in the aggregate,
20 for the period April 1, 2012 through March 31, 2013, shall not
21 exceed [\$15,939,663,000] \$15,916,663,000 but in no event shall
22 department of health state funds medicaid spending for the period
23 April 1, 2011 through March 31, 2013 exceed [\$13,266,239,000]
24 \$31,243,239,000 provided, however, such aggregate limits may be
25 adjusted by the director of the budget to account for any changes in
26 the New York state federal medical assistance percentage amount
27 established pursuant to the federal social security act, increases
28 in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT
29 PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April
30 1, 2012 the operational costs of the New York state medical indem-
31 nity fund, pursuant to a chapter establishing such fund. The direc-
32 tor of the budget, in consultation with the commissioner of health,
33 shall assess on a monthly basis known and projected medicaid expend-
34 itures by category of service and by geographic region, as deter-
35 mined by the commissioner of health, incurred both prior to and
36 subsequent to such assessment for each such period, and if the
37 director of the budget determines that such expenditures are
38 expected to cause medicaid spending for such period to exceed the
39 aggregate limit specified herein for such period, the state medicaid
40 director, in consultation with the director of the budget and the
41 commissioner of health, shall develop a medicaid savings allocation
42 plan to limit such spending to the aggregate limit specified herein
43 for such period.

44 Such medicaid savings allocation plan shall be designed, to reduce the
45 expenditures authorized by the appropriations herein in compliance
46 with the following guidelines: (1) reductions shall be made in
47 compliance with applicable federal law, including the provisions of
48 the Patient Protection and Affordable Care Act, Public Law No.
49 111-148, and the Health Care and Education Reconciliation Act of
50 2010, Public Law No. 111-152 (collectively "Affordable Care Act")
51 and any subsequent amendments thereto or regulations promulgated
52 thereunder; (2) reductions shall be made in a manner that complies

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1 with the state medicaid plan approved by the federal centers for
2 medicare and medicaid services, provided, however, that the commis-
3 sioner of health is authorized to submit any state plan amendment or
4 seek other federal approval, including waiver authority, to imple-
5 ment the provisions of the medicaid savings allocation plan that
6 meets the other criteria set forth herein; (3) reductions shall be
7 made in a manner that maximizes federal financial participation, to
8 the extent practicable, including any federal financial partic-
9 ipation that is available or is reasonably expected to become avail-
10 able, in the discretion of the commissioner, under the Affordable
11 Care Act; (4) reductions shall be made uniformly among categories of
12 services and geographic regions of the state, to the extent practi-
13 cable, and shall be made uniformly within a category of service, to
14 the extent practicable, except where the commissioner determines
15 that there are sufficient grounds for non-uniformity, including but
16 not limited to: the extent to which specific categories of services
17 contributed to department of health medicaid state funds spending in
18 excess of the limits specified herein; the need to maintain safety
19 net services in underserved communities; or the potential benefits
20 of pursuing innovative payment models contemplated by the Affordable
21 Care Act, in which case such grounds shall be set forth in the medi-
22 caid savings allocation plan; and (5) reductions shall be made in a
23 manner that does not unnecessarily create administrative burdens to
24 medicaid applicants and recipients or providers.

25 The commissioner shall seek the input of the legislature, as well as
26 organizations representing health care providers, consumers, busi-
27 nesses, workers, health insurers, and others with relevant exper-
28 tise, in developing such medicaid savings allocation plan, to the
29 extent that all or part of such plan, in the discretion of the
30 commissioner, is likely to have a material impact on the overall
31 medicaid program, particular categories of service or particular
32 geographic regions of the states.

33 The commissioner shall post the medicaid savings allocation plan on
34 the department of health's website and shall provide written copies
35 of such plan to the chairs of the senate finance and the assembly
36 ways and means committees at least 30 days before the date on which
37 implementation is expected to begin.

38 The commissioner may revise the medicaid savings allocation plan
39 subsequent to the provisions of notice and prior to implementation
40 but need provide a new notice pursuant to subparagraph (i) of this
41 paragraph only if the commissioner determines, in his or her
42 discretion, that such revisions materially alter the plan.

43 Notwithstanding the provisions of paragraphs (a) and (b) of this
44 subdivision, the commissioner need not seek the input described in
45 paragraph (a) of this subdivision or provide notice pursuant to
46 paragraph (b) of this paragraph if, in the discretion of the commis-
47 sioner, expedited development and implementation of a medicaid
48 savings allocation plan is necessary due to a public health emergen-
49 cy.

50 For purposes of this section, a public health emergency is defined as:

51 (i) a disaster, natural or otherwise, that significantly increases
52 the immediate need for health care personnel in an area of the

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1 state; (ii) an event or condition that creates a widespread risk of
2 exposure to a serious communicable disease, or the potential for
3 such widespread risk of exposure; or (iii) any other event or condi-
4 tion determined by the commissioner to constitute an imminent threat
5 to public health.

6 Nothing in this paragraph shall be deemed to prevent all or part of
7 such medicaid savings allocation plan from taking effect retroac-
8 tively to the extent permitted by the federal centers for medicare
9 and medicaid services.

10 In accordance with the medicaid savings allocation plan, the commis-
11 sioner of the department of health shall reduce department of health
12 state funds medicaid spending by the amount of the projected over-
13 spending through, actions including, but not limited to modifying or
14 suspending reimbursement methods, including but not limited to all
15 fees, premium levels and rates of payment, notwithstanding any
16 provision of law that sets a specific amount or methodology for any
17 such payments or rates of payment; modifying medicaid program bene-
18 fits; seeking all necessary federal approvals, including, but not
19 limited to waivers, waiver amendments; and suspending time frames
20 for notice, approval or certification of rate requirements, notwith-
21 standing any provision of law, rule or regulation to the contrary,
22 including but not limited to sections 2807 and 3614 of the public
23 health law, section 18 of chapter 2 of the laws of 1988, and 18
24 NYCRR 505.14(h).

25 The department of health shall prepare a monthly report that sets
26 forth: (a) known and projected department of health medicaid expend-
27 itures as described in subdivision 1 of this section; and (b) the
28 actions taken to implement any medicaid savings allocation plan
29 implemented pursuant to subdivision 4 of this section, including
30 information concerning the impact of such actions on each category
31 of service and each geographic region of the state. Each such month-
32 ly report shall be provided to the chairs of the senate finance and
33 the assembly ways and means committees and shall be posted on the
34 department of health's website in a timely manner.

35 The money hereby appropriated is available for payment of aid hereto-
36 fore accrued to municipalities, and to providers of medical services
37 pursuant to section 367-b of the social services law, and shall be
38 available to the department net of disallowances, refunds,
39 reimbursements, and credits.

40 Notwithstanding any other provision of law, the money hereby appropri-
41 ated may be increased or decreased by interchange, with any appro-
42 priation of the department of health, and may be increased or
43 decreased by transfer or suballocation between these appropriated
44 amounts and appropriations of the office of mental health, the
45 office for people with developmental disabilities, the office of
46 alcoholism and substance abuse services, the department of family
47 assistance office of temporary and disability assistance and office
48 of children and family services with the approval of the director of
49 the budget, who shall file such approval with the department of
50 audit and control and copies thereof with the chairman of the senate
51 finance committee and the chairman of the assembly ways and means
52 committee.

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1 Notwithstanding any inconsistent provision of law, in lieu of payments
2 authorized by the social services law, or payments of federal funds
3 otherwise due to the local social services districts for programs
4 provided under the federal social security act or the federal food
5 stamp act, funds herein appropriated, in amounts certified by the
6 state commissioner of temporary and disability assistance or the
7 state commissioner of health as due from local social services
8 districts each month as their share of payments made pursuant to
9 section 367-b of the social services law may be set aside by the
10 state comptroller in an interest-bearing account in order to ensure
11 the orderly and prompt payment of providers under section 367-b of
12 the social services law pursuant to an estimate provided by the
13 commissioner of health of each local social services district's
14 share of payments made pursuant to section 367-b of the social
15 services law ... 1,113,100,000 (re. \$1,113,100,000)

16 For contractual services related to medical necessity and quality of
17 care reviews related to medicaid patients. Subject to the approval
18 of the director of the budget, all or part of this appropriation may
19 be transferred to the health care standards and surveillance
20 program, general fund - local assistance account
21 7,400,000 (re. \$7,400,000)

22 The amount appropriated herein, together with any federal matching
23 funds obtained, may be available to the department, subject to the
24 approval of the director of the budget, for contractual services
25 related to a third party entity responsible for education of persons
26 eligible for medical assistance regarding their options for enroll-
27 ment in managed care plans. Subject to the approval of the director
28 of the budget, all or a part of this appropriation may be trans-
29 ferred to the office of managed care, general fund - state purposes
30 account. Notwithstanding any other provision of law, the money here-
31 by appropriated may be increased or decreased by interchange, with
32 any appropriation of the department of health, and may be increased
33 or decreased by transfer or suballocation between these appropriated
34 amounts ... 50,000,000 (re. \$50,000,000)

35 For state reimbursement of administrative expenses for the medical
36 assistance program provided by the office of mental health, office
37 for people with developmental disabilities and office of alcoholism
38 and substance abuse services.

39 The money hereby appropriated is available for payment of aid hereto-
40 fore accrued.

41 Notwithstanding any other provision of law, the money hereby appropri-
42 ated may be increased or decreased by interchange with any other
43 appropriation of the department of health with the approval of the
44 director of the budget ... 200,000,000 (re. \$200,000,000)

45 By chapter 54, section 1, of the laws of 1998, as amended by chapter 54,
46 section 1, of the laws of 2006:

47 The amount appropriated herein may be used in all or in part for
48 grants to those entities seeking certification to operate comprehen-
49 sive HIV special needs plans to aid in the development of the
50 systems, organizational structures and networks necessary to operate
51 a managed care program and for entities contracted to participate in

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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

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1 alcoholism and substance abuse services, the department of family
2 assistance office of temporary and disability assistance and office
3 of children and family services with the approval of the director of
4 the budget, who shall file such approval with the department of
5 audit and control and copies thereof with the chairman of the senate
6 finance committee and the chairman of the assembly ways and means
7 committee.

8 Notwithstanding any inconsistent provision of law, in lieu of payments
9 authorized by the social services law, or payments of federal funds
10 otherwise due to the local social services districts for programs
11 provided under the federal social security act or the federal food
12 stamp act, funds herein appropriated, in amounts certified by the
13 state commissioner of temporary and disability assistance or the
14 state commissioner of health as due from local social services
15 districts each month as their share of payments made pursuant to
16 section 367-b of the social services law may be set aside by the
17 state comptroller in an interest-bearing account in order to ensure
18 the orderly and prompt payment of providers under section 367-b of
19 the social services law pursuant to an estimate provided by the
20 commissioner of health of each local social services district's
21 share of payments made pursuant to section 367-b of the social
22 services law ... 1,170,500,000 (re. \$1,170,500,000)

23 For reimbursement of administrative expenses of the medical assistance
24 program provided by the office of mental health, office for people
25 with developmental disabilities, and office of alcoholism and
26 substance abuse services provided pursuant to title XIX of the
27 federal social security act. The money hereby appropriated is avail-
28 able for payment of aid heretofore accrued. Notwithstanding any
29 other provision of law, the money hereby appropriated may be
30 increased or decreased by interchange with any other appropriation
31 of the department of health with the approval of the director of
32 budget ... 200,000,000 (re. \$200,000,000)

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

34 For reimbursement of local administrative expenses of medical assist-
35 ance programs provided pursuant to title XIX of the federal social
36 security act or its successor program.

37 The moneys hereby appropriated are to be available for payment of aid
38 heretofore accrued or hereafter to accrue to municipalities, and to
39 providers of medical services pursuant to section 367-b of the
40 social services law, shall be available to the department net of
41 disallowances, refunds, reimbursements, and credits. The amounts
42 appropriated herein may be available for costs associated with a
43 common benefit identification card, and subject to the approval of
44 the director of the budget, these funds may be transferred to the
45 credit of the state operations account medicaid management informa-
46 tion systems program.

47 Notwithstanding any other provision of law, the money hereby appropri-
48 ated may be increased or decreased by interchange, with any appro-
49 priation of the department of health, and may be increased or
50 decreased by transfer or suballocation between these appropriated
51 amounts and appropriations of the office of mental health, the

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1 office of mental retardation and developmental disabilities, the
2 office of alcoholism and substance abuse services, the department of
3 family assistance office of temporary and disability assistance and
4 office of children and family services with the approval of the
5 director of the budget, who shall file such approval with the
6 department of audit and control and copies thereof with the chairman
7 of the senate finance committee and the chairman of the assembly
8 ways and means committee.

9 Notwithstanding any inconsistent provision of law, in lieu of payments
10 authorized by the social services law, or payments of federal funds
11 otherwise due to the local social services districts for programs
12 provided under the federal social security act or the federal food
13 stamp act, funds herein appropriated, in amounts certified by the
14 state commissioner of temporary and disability assistance or the
15 state commissioner of health as due from local social services
16 districts each month as their share of payments made pursuant to
17 section 367-b of the social services law may be set aside by the
18 state comptroller in an interest-bearing account in order to ensure
19 the orderly and prompt payment of providers under section 367-b of
20 the social services law pursuant to an estimate provided by the
21 commissioner of health of each local social services district's
22 share of payments made pursuant to section 367-b of the social
23 services law ... 551,250,000 (re. \$275,000,000)

24 For reimbursement of administrative expenses of the medical assistance
25 program provided by the office of mental health, office of mental
26 retardation and developmental disabilities, and office of alcoholism
27 and substance abuse services provided pursuant to title XIX of the
28 federal social security act. The money hereby appropriated is avail-
29 able for payment of aid heretofore accrued and hereafter to accrue.
30 Notwithstanding any other provision of law, the money hereby appro-
31 priated may be increased or decreased by interchange with any other
32 appropriation of the department of health with the approval of the
33 director of budget ... 100,000,000 (re. \$30,000,000)

34 By chapter 54, section 1, of the laws of 2009:

35 For reimbursement of local administrative expenses of medical assist-
36 ance programs provided pursuant to title XIX of the federal social
37 security act or its successor program.

38 The moneys hereby appropriated are to be available for payment of aid
39 heretofore accrued or hereafter to accrue to municipalities, and to
40 providers of medical services pursuant to section 367-b of the
41 social services law, shall be available to the department net of
42 disallowances, refunds, reimbursements, and credits. The amounts
43 appropriated herein may be available for costs associated with a
44 common benefit identification card, and subject to the approval of
45 the director of the budget, these funds may be transferred to the
46 credit of the state operations account medicaid management informa-
47 tion systems program.

48 Notwithstanding any other provision of law, the money hereby appropri-
49 ated may be increased or decreased by interchange, with any appro-
50 priation of the department of health, and may be increased or
51 decreased by transfer or suballocation between these appropriated

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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,

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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

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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

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1 requirements, notwithstanding any provision of law, rule or regu-
2 lation to the contrary, including but not limited to sections 2807
3 and 3614 of the public health law, section 18 of chapter 2 of the
4 laws of 1988, and 18 NYCRR 505.14(h).

5 The department of health shall prepare a monthly report that sets
6 forth: (a) known and projected department of health medicaid expend-
7 itures as described in subdivision 1 of this section; and (b) the
8 actions taken to implement any medicaid savings allocation plan
9 implemented pursuant to subdivision 4 of this section, including
10 information concerning the impact of such actions on each category
11 of service and each geographic region of the state. Each such month-
12 ly report shall be provided to the chairs of the senate finance and
13 the assembly ways and means committees and shall be posted on the
14 department of health's website in a timely manner.

15 The money hereby appropriated is to be available for payment of aid
16 heretofore accrued to municipalities, and to providers of medical
17 services pursuant to section 367-b of the social services law, and
18 for payment of state aid to municipalities and to providers of fami-
19 ly care where payment systems through the fiscal intermediaries are
20 not operational, and shall be available to the department net of
21 disallowances, refunds, reimbursements, and credits.

22 Notwithstanding any inconsistent provision of law to the contrary,
23 funds may be used by the department for outside legal assistance on
24 issues involving the federal government, the conduct of preadmission
25 screening and annual resident reviews required by the state's medi-
26 caid program, computer matching with insurance carriers to insure
27 that medicaid is the payer of last resort and activities related to
28 the management of the pharmacy benefit available under the medicaid
29 program.

30 Notwithstanding any inconsistent provision of law, in lieu of payments
31 authorized by the social services law, or payments of federal funds
32 otherwise due to the local social services districts for programs
33 provided under the federal social security act or the federal food
34 stamp act, funds herein appropriated, in amounts certified by the
35 state commissioner of temporary and disability assistance or the
36 state commissioner of health as due from local social services
37 districts each month as their share of payments made pursuant to
38 section 367-b of the social services law may be set aside by the
39 state comptroller in an interest-bearing account in order to ensure
40 the orderly and prompt payment of providers under section 367-b of
41 the social services law pursuant to an estimate provided by the
42 commissioner of health of each local social services district's
43 share of payments made pursuant to section 367-b of the social
44 services law.

45 Notwithstanding any other provision of law, the money hereby appropri-
46 ated may be increased or decreased by interchange, with any appro-
47 priation of the department of health and the office of medicaid
48 inspector general and may be increased or decreased by transfer or
49 suballocation between these appropriated amounts and appropriations
50 of the DEPARTMENT OF HEALTH STATE PURPOSES ACCOUNT, THE office of
51 mental health, office for people with developmental disabilities,
52 the office of alcoholism and substance abuse services, the depart-

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1 ment of family assistance office of temporary and disability assist-
2 ance and office of children and family services, the office of Medi-
3 caid Inspector General, and THE state office for the aging with the
4 approval of the director of the budget, who shall file such approval
5 with the department of audit and control and copies thereof with the
6 chairman of the senate finance committee and the chairman of the
7 assembly ways and means committee.

8 Notwithstanding any inconsistent provision of law to the contrary, the
9 moneys hereby appropriated may be used for payments to the centers
10 for medicaid and medicare services for obligations incurred related
11 to the pharmaceutical costs of dually eligible medicare/medicaid
12 beneficiaries participating in the medicare drug benefit authorized
13 by P.L. 108-173.

14 Notwithstanding any inconsistent provision of law, the moneys hereby
15 appropriated shall not be used for any existing rates, fees, fee
16 schedule, or procedures which may affect the cost of care and
17 services provided by personal care providers, case managers, health
18 maintenance organizations, out of state medical facilities which
19 provide care and services to residents of the state, providers of
20 transportation services, that are altered, amended, adjusted or
21 otherwise changed by a local social services district unless previ-
22 ously approved by the department of health and the director of the
23 budget.

24 Notwithstanding any other provision of law, rule or regulation, to the
25 contrary, for the period April 1, 2011 through March 31, 2013, all
26 medicaid payments made for services provided on and after April 1,
27 2011, shall, except as hereinafter provided, be subject to a uniform
28 two percent reduction and such reduction shall be applied, to the
29 extent practicable, in equal amounts during the fiscal year,
30 provided, however, that an alternative method may be considered at
31 the discretion of the commissioner of health and the director of the
32 budget based upon consultation with the health care industry includ-
33 ing but not limited to, a uniform reduction in medicaid rates of
34 payment or other reductions provided that any method selected
35 achieves no more than \$702,000,000 in medicaid state share savings,
36 except as hereinafter provided, for services provided on and after
37 April 1, 2011 through March 31, 2013. Any alternative methods to
38 achieve the reduction must be provided in writing and shall be filed
39 with the senate finance committee and the assembly ways and means
40 committee not less than thirty days before the date of which imple-
41 mentation is expected to begin. Nothing in this section shall be
42 deemed to prevent all or part of such alternative reduction plan
43 from taking effect retroactively, to the extent permitted by the
44 federal centers for medicare and medicaid services.

45 Any alternative methods to achieve the reduction must be provided in
46 writing and shall be filed with the senate finance committee and the
47 assembly ways and means committee not less than 30 days before the
48 date of which implementation is expected to begin. Nothing in this
49 section shall be deemed to prevent all or part of such alternative
50 reduction plan from taking effect retroactively, to the extent
51 permitted by the federal centers for medicare and medicaid services.

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1 The following shall be exempt from reductions pursuant to this
2 section:(i) any reductions that would violate federal law including,
3 but not limited to, payments required pursuant to the federal medi-
4 care program;
5 (ii) any reductions related to payments pursuant to article 32, arti-
6 cle 31 and article 16 of the mental hygiene law;
7 (iii) payments the state is obligated to make pursuant to court orders
8 or judgments;
9 (iv) payments for which the non-federal share does not reflect any
10 state funding; and
11 (v) at the discretion of the commissioner of health and the director
12 of the budget, payments with regard to which it is determined by the
13 commissioner of health and the director of the budget that applica-
14 tion of reductions pursuant to this section would result, by opera-
15 tion of federal law, in a lower federal medical assistance percent-
16 age applicable to such payments.

17 (VI) PAYMENTS MADE WITH REGARD TO THE EARLY INTERVENTION PROGRAM
18 PURSUANT TO PUBLIC HEALTH LAW SECTION 2540.

19 Reductions to medicaid payments or medicaid rates of payments made
20 pursuant to this section shall be subject to the receipt of all
21 necessary federal approvals. Not less than 30 days prior to the
22 conclusion of each state fiscal year in which the provisions of this
23 section apply, the department of health shall prepare and transmit a
24 report to the legislature that details the actions taken to imple-
25 ment the medicaid state share reductions established pursuant to
26 this section. Such report shall be provided to the chair of the
27 senate finance committee and the assembly ways and means committee.
28 Provided, however, if this chapter appropriates sufficient additional
29 funds to support medicaid payments or medicaid rates of payments,
30 the provisions of this paragraph shall not apply and shall be
31 considered null and void as of March 31, 2011.

32 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of
33 the public health law, section 21 of chapter 1 of the laws of 1999,
34 or any other contrary provision of law, in determining rates of
35 payments by state governmental agencies effective for services
36 provided for the period April 1, 2011 through March 31, 2013, for
37 inpatient and outpatient services provided by general hospitals, for
38 inpatient services and adult day health care outpatient services
39 provided by residential health care facilities pursuant to article
40 28 of the public health law, except for residential health care
41 facilities or units of such facilities that provide services prima-
42 rily to children under twenty-one years of age, for home health care
43 services provided pursuant to article 36 of the public health law by
44 certified home health agencies, long term home health care programs
45 and AIDS home care programs, for personal care services provided
46 pursuant to section 365-a of the social services law, hospice
47 services provided pursuant to article 40 of the public health law,
48 foster care services provided pursuant to article 6 of the social
49 services law, the commissioner of health shall apply no greater than
50 zero trend factors attributable to the 2011 and 2012 calendar year
51 in accordance with paragraph (c) of subdivision 10 of section 2807-c
52 of the public health law, provided, however, that such no greater

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1 than zero trend factors for such calendar years shall also be
2 applied to rates of payment for personal care services for such
3 period provided in those local social service districts, including
4 New York city, whose rates of payment for such services are estab-
5 lished by such local social service districts pursuant to a rate-
6 setting exemption issued by the commissioner of health to such local
7 social service districts in accordance with applicable regulations,
8 and provided further, however, that for rates of payment for
9 assisted living program services provided for the period April 1,
10 2011 through March 31, 2013, trend factors attributable to such 2011
11 and 2012 calendar years shall be established at no greater than zero
12 percent, provided, however, that if this chapter provides sufficient
13 additional funding to cover the cost of trend factor adjustments to
14 the rates enumerated in this section, then provisions of this
15 section shall be deemed null and void as of March 31, 2011.

16 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of
17 the public health law, section 21 of chapter 1 of the laws of 1999,
18 or any other contrary provision of law, in determining rates of
19 payments by state governmental agencies effective for services
20 provided for the period January 1, 2013 through March 31, 2013, for
21 inpatient and outpatient services provided by general hospitals, for
22 inpatient services and adult day health care outpatient services
23 provided by residential health care facilities pursuant to article
24 28 of the public health law, except for residential health care
25 facilities or units of such facilities that provide services prima-
26 rily to children under twenty-one years of age, for home health care
27 services provided pursuant to article 36 of the public health law by
28 certified home health agencies, long term home health care programs
29 and AIDS home care programs, for personal care services provided
30 pursuant to section 365-a of the social services law, hospice
31 services provided pursuant to article 40 of the public health law,
32 foster care services provided pursuant to article 6 of the social
33 services law, the commissioner of health shall apply no greater than
34 zero trend factors attributable to the 2013 calendar year in accord-
35 ance with paragraph (c) of subdivision 10 of section 2807-c of the
36 public health law, provided, however, that such no greater than zero
37 trend factors for such calendar years shall also be applied to rates
38 of payment for personal care services for such period provided in
39 those local social service districts, including New York city, whose
40 rates of payment for such services are established by such local
41 social service districts pursuant to a rate-setting exemption issued
42 by the commissioner of health to such local social service districts
43 in accordance with applicable regulations, and provided further,
44 however, that for rates of payment for assisted living program
45 services provided for the period January 1, 2013 through March 31,
46 2013, trend factors attributable to such 2013 calendar year shall be
47 established at no greater than zero percent, provided, however, that
48 if this chapter provides sufficient additional funding to cover the
49 cost of trend factor adjustments to the rates enumerated in this
50 section, then provisions of this section shall be deemed null and
51 void as of March 31, 2011.

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1 Notwithstanding any provision of law to the contrary and subject to
2 the availability of federal financial participation, for the period
3 April 1, 2011 through March 31, 2013, clinics certified pursuant to
4 articles 16, 31 or 32 of the mental hygiene law shall be subject to
5 targeted medicaid reimbursement rate reductions in accordance with
6 the provisions of this section. Such reductions shall be based on
7 utilization thresholds which may be established either as provider-
8 specific or patient-specific thresholds. Provider specific thresh-
9 olds shall be based on average patient utilization for a given
10 provider in comparison to a peer based standard to be determined for
11 each service. The commissioners of the office of mental health, the
12 office for persons with developmental disabilities, and the office
13 of alcoholism and substance abuse services, in consultation with the
14 commissioner of health, are authorized to waive utilization thresh-
15 olds for patients of clinics certified pursuant to article 16, 31,
16 or 32 of the mental hygiene law who are enrolled in specific treat-
17 ment programs or otherwise meet criteria as may be specified by such
18 commissioners. When applying a provider specific threshold, rates
19 will be reduced on a prospective basis based on the amount any
20 provider is over the determined threshold level. Patient-specific
21 thresholds will be based on annual thresholds determined for each
22 service over which the per visit payment for each visit in excess of
23 the standard during a twelve month period shall be reduced by a
24 predetermined amount. The thresholds, peer based standards and the
25 payment reductions shall be determined by the department of health,
26 with the approval of the division of the budget, and in consultation
27 with the office of mental health, the office for people with devel-
28 opmental disabilities and the office of alcoholism and substance
29 abuse services, and any such resulting rates shall be subject to
30 certification by the appropriate commissioners pursuant to subdivi-
31 sion (a) of section 43.02 of the mental hygiene law. The base period
32 used to establish the thresholds shall be the 2009 calendar year.
33 The total annualized reduction in payments shall be no less than
34 \$10,900,000 for Article 31 clinics, no less than \$2,400,000 for
35 Article 16 clinics, and no less than \$13,250,000 for Article 32
36 clinics. Provided however if this chapter provides sufficient addi-
37 tional funding to cover the cost of targeted medicaid reimbursement
38 rate reductions enumerated in this section, then the provisions of
39 this section shall be deemed null and void as of March 31, 2011.

40 Notwithstanding any inconsistent provision of law, rule or regulation
41 to the contrary, for the period April 1, 2011 through March 31,
42 2013, the commissioner of health is authorized, in consultation with
43 the commissioners of the office of mental health, office of alcohol-
44 ism and substance abuse services, and office for people with devel-
45 opmental disabilities to: establish, in accordance with applicable
46 federal law and regulations, standards for the provision of health
47 home services to enrollees with chronic conditions in the program of
48 medical assistance for needy persons; establish payment methodol-
49 ogies for health home services based on factors including but not
50 limited to the complexity of the conditions providers will be manag-
51 ing, the anticipated amount of patient contact needed to manage such
52 conditions, and the health care cost savings realized by provision

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1 of health home services; establish the criteria under which such an
2 enrollee will be designated as being eligible to receive health home
3 services; and assign any enrollee designated as an eligible individ-
4 ual to a provider of health home services. Until such time as the
5 commissioner of health obtains necessary waivers and/or approvals
6 under the federal social security act, enrollees assigned to provid-
7 ers of health home services will be allowed to opt out of such
8 services. In addition, upon enrollment, an enrollee shall be offered
9 an option of at least two providers of health home services, to the
10 extent practicable. In addition to such payments made for health
11 home services, the commissioner of health is authorized to pay addi-
12 tional amounts to providers of health home services that meet proc-
13 ess or outcome standards specified by the commissioner. Payment for
14 such health home services and such additional payments will be made
15 with state funds only, to the extent that such funds are appropri-
16 ated therefore, until such time as federal financial participation
17 in the costs of such services is available. The commissioner of
18 health is authorized to submit amendments to the state plan for
19 medical assistance and/or submit one or more applications for waiv-
20 ers of the federal social security act, to obtain federal financial
21 participation in the costs of health home services. Notwithstanding
22 any limitations imposed by section 364-1 of the social services law,
23 the commissioner is authorized to allow entities participating in
24 demonstration projects established pursuant to such section to
25 provide health home services. Notwithstanding any law, rule, or
26 regulation to the contrary, the commissioners of the department of
27 health, the office of mental health, and the office of alcoholism
28 and substance abuse services are authorized to jointly establish a
29 single set of operating and reporting requirements and a single set
30 of construction and survey requirements for entities that can demon-
31 strate experience in the delivery of health, and mental health
32 and/or alcohol and substance abuse services and the capacity to
33 offer integrated delivery in each location approved by the commis-
34 sioner, and meet the standards for providing and receiving payment
35 for health home services. In establishing a single set of operating
36 and reporting requirements and a single set of construction and
37 survey requirements for entities described in this subdivision, the
38 commissioners of the department of health, the office of mental
39 health, and the office of alcoholism and substance abuse services
40 are authorized to waive any regulatory requirements as are necessary
41 to avoid duplication of requirements and to allow the integrated
42 delivery of services in a rational and efficient manner. Provided,
43 however, if this chapter appropriates sufficient additional funds to
44 provide coverage for persons with chronic conditions under the
45 program of medical assistance for needy persons without the savings
46 to be achieved through the provision of health home services, then
47 the provisions of this paragraph shall not apply and shall be
48 considered null and void as of March 31, 2011.

49 Notwithstanding any inconsistent provision of law, rule or regulation
50 to the contrary, for the period April 1, 2011 through March 31,
51 2013: coverage under the medicaid program for enteral formula thera-
52 py and nutritional supplement are limited to coverage only for naso-

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1 gastric, jejunostomy, or gastrostomy tube feeding or for treatment
2 of an inborn metabolic disorder or to address growth and develop-
3 mental problems in children, OR, SUBJECT TO STANDARDS ESTABLISHED BY
4 THE COMMISSIONER OF HEALTH, FOR PERSONS WITH A DIAGNOSIS OF HIV
5 INFECTION, AIDS OR HIV-RELATED ILLNESS; coverage under the medicaid
6 program for prescription footwear and inserts is limited to coverage
7 only when used as an integral part of a lower limb orthotic appli-
8 ance, as part of a diabetic treatment plan, or to address growth and
9 development problems in children; coverage under the medicaid
10 program for compression and support stockings is limited to coverage
11 only for pregnancy or treatment of venous stasis ulcers; and the
12 commissioner of health is authorized to require prior authorization
13 for prescriptions of opioid analgesics in excess of four
14 prescriptions in a 30-day period. Provided, however, if this chapter
15 appropriates sufficient additional funds to allow medicaid coverage
16 of such services without imposing such limitations, then the
17 provisions of this paragraph shall not apply and shall be considered
18 null and void as of March 31, 2011.

19 Notwithstanding any inconsistent provision of law, rule or regulation
20 to the contrary, for the period April 1, 2011 through march 31,
21 2013, when Medicaid eligible persons are also beneficiaries under
22 part B of title XVIII of the federal social security act and payment
23 under part B would exceed the amount that would be paid by Medicaid
24 if the person were not eligible under part B or a qualified Medicare
25 beneficiary, the amount payable under the Medicaid program shall be
26 twenty percent of the amount of any coinsurance liability of such
27 eligible person pursuant to federal law if they were not eligible
28 for Medicaid or were not a qualified Medicare beneficiary, but only
29 with respect to services covered under title eleven of article five
30 of the social services law; provided however that amounts payable
31 with respect to items and services covered under such title and
32 provided to eligible persons who are also beneficiaries under part B
33 or to qualified medicare beneficiaries by an ambulance service under
34 the authority of an operating certificate issued pursuant to article
35 thirty of the public health law, a psychologist licensed under arti-
36 cle one hundred fifty-three of the education law, or a facility
37 under the authority of an operating certificate issued pursuant to
38 article sixteen, thirty-one or thirty-two of the mental hygiene law,
39 and with respect to outpatient hospital and clinic items and
40 services covered under such title and provided by a facility under
41 the authority of an operating certificate issued pursuant to article
42 twenty-eight of the public health law, shall not be less than the
43 amount of any co-insurance liability of such eligible persons or
44 such qualified medicare beneficiaries, or for which such eligible
45 persons or such qualified medicare beneficiaries would be liable
46 under federal law were they not eligible for medical assistance or
47 were they not qualified medicare beneficiaries with respect to such
48 benefits under part B.

49 Provided, however, if this chapter appropriates sufficient additional
50 funds to provide medical assistance payments under subparagraph
51 (iii) of paragraph (d) of subdivision one of section three hundred
52 sixty-seven-a of the social services law with respect to services

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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

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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

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- 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

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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

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1 paragraph (d) of subdivision 2-c of section 2808 of the public
2 health law, make such proportional adjustments to such rates as are
3 necessary to reduce such total aggregate rate adjustments within
4 each such year such that the aggregate total for each such year
5 reflects no such increase or decrease, and provided further, howev-
6 er, that adjustments made pursuant to this paragraph shall not be
7 subject to subsequent correction or reconciliation, and provided
8 further, however, that if this chapter provides sufficient addi-
9 tional funding to cover the cost of such rate adjustments to the
10 rates enumerated in this paragraph, then provisions of this para-
11 graph shall be deemed null and void as of March 31, 2011.

12 Notwithstanding any contrary provision of law, rule or regulation, for
13 the period April 1, 2011 through March 31, 2013, the capital cost
14 component of medicaid rates of payment for services provided by
15 residential health care facilities may not include any payment
16 factor for return on or return of equity, and provided further,
17 however, that for that period no adjustment to rates of payment may
18 be made pursuant to paragraph (d) of subdivision 20 of section 2808
19 of the public health law as in effect on March 31, 2011, provided,
20 however, that if this chapter provides sufficient additional funding
21 to cover the cost of the adjustments to the rates enumerated in this
22 section, then provisions of this section shall be deemed null and
23 void as of March 31, 2011.

24 Notwithstanding any inconsistent provision of law or regulation to the
25 contrary, for the period April 1, 2011 through March 31, 2013, the
26 commissioner of health shall not be required to revise certified
27 rates of payment established pursuant to the public health law prior
28 to April 1, 2013, based on consideration of rate appeals filed by
29 residential health care facilities pursuant to section 2808 of the
30 public health law or based upon adjustments to capital cost
31 reimbursement as a result of approval by the commissioner of health
32 of an application for construction under section 2802 of the public
33 health law, in excess of aggregate amount of \$50,000,000 for the
34 state fiscal year beginning April 1, 2011, and \$80,000,000 for the
35 state fiscal year beginning April 1, 2012, provided, however, that
36 in revising such rates within such fiscal limits the commissioner of
37 health may prioritize rate appeals for facilities which the commis-
38 sioner of health determines are facing significant financial hard-
39 ship and, further, the commissioner of health is authorized to enter
40 into agreements with such facilities to resolve multiple pending
41 rate appeals based upon a negotiated aggregate amount and may offset
42 such negotiated aggregate amounts against any amounts owed by the
43 facility to the department of health, including, but not limited to,
44 amounts owed pursuant to section 2807-d of the public health law,
45 provided further, however, that such rate adjustment made pursuant
46 to this section remain fully subject to approval by the director of
47 the budget in accordance with the provisions of subdivision 2 of
48 section 2807 of the public health law.

49 Notwithstanding any inconsistent provision of law, rule or regulation
50 to the contrary, for the period April 1, 2011 through March 31,
51 2013, payments under the medicaid program to reserve a bed in a
52 residential health care facility while a medicaid recipient is

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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

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- 1 needs are limited to nutritional and environmental support func-
2 tions.
- 3 2. The commissioner of health is authorized to adopt standards for the
4 provision and management of personal care services covered by the
5 medicaid program for individuals whose need for such services
6 exceeds a specified level to be determined by the commissioner of
7 health.
- 8 3. The commissioner of health is authorized to provide assistance to
9 persons receiving personal care services covered by the medicaid
10 program who are transitioning to receiving care from a managed long
11 term care plan certified pursuant to section 4403-f of the public
12 health law.
- 13 4. Provided, however, if this chapter appropriates sufficient addi-
14 tional funds to allow for the payment of personal care services at
15 the level provided for in paragraph (e) of subdivision 2 of section
16 365-a of the social services law, then the provisions of this para-
17 graph shall not apply and shall be considered null and void as of
18 March 31, 2011.
- 19 Notwithstanding any inconsistent provision of law or regulation and
20 subject to the availability of federal financial participation, (a)
21 for the period April 1, 2011 through March 31, 2013, rates of
22 payment by government agencies for services provided by certified
23 home health agencies, except for such services provided to children
24 under eighteen years of age and other discrete groups as may be
25 determined by the commissioner, shall reflect ceiling limitations
26 determined in accordance with this section, provided, however, that
27 at the discretion of the commissioner such ceilings may, as an
28 alternative, be applied to payments for services provided for the
29 period April 1, 2011 through March 31, 2012, except for such
30 services provided to children and other discrete groups as may be
31 determined by the commissioner. In determining such payments or
32 rates of payment, agency ceilings shall be established. Such ceil-
33 ings shall be applied to payments or rates of payment for certified
34 home health agency services as established pursuant to this section
35 and applicable regulations. Ceilings shall be based on a blend of:
36 (i) an agency's 2009 average per patient medicaid claims, weighted
37 at a percentage as determined by the commissioner; and (ii) the 2009
38 statewide average per patient medicaid claims adjusted by a regional
39 wage index factor and an agency patient case mix index, weighted at
40 a percentage as determined by the commissioner. Such ceilings will
41 be effective April 1, 2011 through March 31, 2012. An interim
42 payment or rate of payment adjustment effective April 1, 2011, shall
43 be applied to agencies with projected average per patient medicaid
44 claims, as determined by the commissioner, to be over their ceil-
45 ings. Such agencies shall have their payments or rates of payment
46 reduced to reflect the amount by which such claims exceed their
47 ceilings.
- 48 (b) Ceiling limitations determined pursuant to subdivision (a) of this
49 section shall be subject to reconciliation. In determining payment
50 or rate of payment adjustments based on such reconciliation,
51 adjusted agency ceilings shall be established. Such adjusted ceil-
52 ings shall be based on a blend of: (i) an agency's 2009 average per

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1 patient medicaid claims adjusted by the percentage of increase or
2 decrease in such agency's patient case mix from the 2009 calendar
3 year to the annual period April 1, 2011 through March 31, 2012,
4 weighted at a percentage as determined by the commissioner; and (ii)
5 the 2009 statewide average per patient medicaid claims adjusted by a
6 regional wage index factor and the agency's patient case mix index
7 for the annual period April 1, 2011 through March 31, 2012, weighted
8 at a percentage as determined by the commissioner. Such adjusted
9 agency ceiling shall be compared to actual medicaid paid claims for
10 the period April 1, 2011 through March 31, 2012. In those instances
11 when an agency's actual per patient medicaid claims are determined
12 to exceed the agency's adjusted ceiling, the amount of such excess
13 shall be due from each such agency to the state and may be recouped
14 by the department in a lump sum amount or through reductions in the
15 medicaid payments due to the agency. In those instances where an
16 interim payment or rate of payment adjustment was applied to an
17 agency in accordance with paragraph (a), and such agency's actual
18 per patient medicaid claims are determined to be less than the agen-
19 cy's adjusted ceiling, the amount by which such medicaid claims are
20 less than the agency's adjusted ceiling shall be remitted to each
21 such agency by the department in a lump sum amount or through an
22 increase in the medicaid payments due to the agency.

23 (c) Interim payment or rate of payment adjustments pursuant to this
24 section shall be based on medicaid paid claims, as determined by the
25 commissioner, for services provided by agencies in the base year
26 2009. Amounts due from reconciling rate adjustments shall be based
27 on medicaid paid claims, as determined by the commissioner, for
28 services provided by agencies in the base year 2009 and medicaid
29 paid claims, as determined by the commissioner, for services
30 provided by agencies in the reconciliation period April 1, 2011
31 through March 31, 2012. In determining case mix, each patient shall
32 be classified using a system based on measures which may include,
33 but not be limited to, clinical and functional measures, as reported
34 on the federal Outcome and Assessment Information Set (OASIS), as
35 may be amended.

36 (d) The commissioner may require agencies to collect and submit any
37 data required to implement the provisions of this section.

38 (e) Payments or rate of payment adjustments determined pursuant to
39 this section shall, for the period April 1, 2011 through March 31,
40 2012, be retroactively reconciled utilizing the methodology in para-
41 graph (b) of this section and utilizing actual paid claims from such
42 period.

43 (f) Notwithstanding any inconsistent provision of this section,
44 payments or rate of payment adjustments made pursuant to this
45 section shall not result in an aggregate annual decrease in medicaid
46 payments to providers subject to this section that is in excess of
47 \$200,000,000, as determined by the commissioner and not subject to
48 subsequent adjustment, and the commissioner shall make such adjust-
49 ments to such payments or rates of payment as are necessary to
50 ensure that such aggregate limits on payment decreases are not
51 exceeded.

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1 Notwithstanding any inconsistent provision of law or regulation and
2 subject to the availability of federal financial participation, for
3 the period April 1, 2012 through March 31, 2013, payments by govern-
4 ment agencies for services provided by certified home health agen-
5 cies, except for such services provided to children under eighteen
6 years of age and other discreet groups as may be determined by the
7 commissioner, shall be based on episodic payments. In establishing
8 such payments, a statewide base price shall be established for each
9 sixty day episode of care and adjusted by a regional wage index
10 factor and an individual patient case mix index. Such episodic
11 payments may be further adjusted for low utilization cases and to
12 reflect a percentage limitation of the cost for high-utilization
13 cases that exceed outlier thresholds of such payments. Episodic
14 payments shall be based on medicaid paid claims, as determined and
15 adjusted by the commissioner to achieve savings comparable to the
16 prior state fiscal year, for services provided by all certified home
17 health agencies in the base year 2009. The commissioner may require
18 agencies to collect and submit any data required to implement this
19 subdivision.

20 Notwithstanding any contrary law, rule or regulation, for the period
21 April 1, 2011 through March 31, 2013 medicaid rates of payments for
22 services provided by certified home health agencies, by long term
23 home health care programs or by an AIDS home care program, to
24 patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS)
25 shall reflect no separate payment for home care nursing services.

26 Notwithstanding any inconsistent provision of law, rule or regulation
27 to the contrary, for the period April 1, 2011 through March 31,
28 2013:

29 1. The commissioner of health is authorized to submit the appropriate
30 waivers, including but not limited to those authorized pursuant to
31 sections eleven hundred fifteen and nineteen hundred fifteen of the
32 federal social security act or successor provisions, and any other
33 waivers necessary to require, on or after April first, two thousand
34 twelve, medical assistance recipients who are twenty-one years of
35 age or older and who require community-based long term care
36 services, as specified by the commissioner, for more than one
37 hundred and twenty days, to receive such services through a managed
38 long term care plan certified pursuant to section forty-four hundred
39 three-f of the public health law or other program model that meets
40 guidelines specified by the commissioner that support coordination
41 and integration of services. Such other program models may include
42 long term home health care programs that comply with such guide-
43 lines. Copies of such original waiver applications and amendments
44 thereto shall be provided to the chairs of the senate finance
45 committee, the assembly ways and means committee, and the senate and
46 assembly health committees simultaneously with their submission to
47 the federal government.

48 2. With respect to persons in receipt of long term care services prior
49 to enrollment, the guidelines shall require the managed long term
50 care plan to contract with agencies currently providing such
51 services, in order to promote continuity of care. In addition, the
52 guidelines shall require managed long term care plans to offer and

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1 cover consumer directed personal assistance services for eligible
2 individuals who elect such services pursuant to section three
3 hundred sixty-five-f of the social services law. The commissioner
4 shall seek input from representatives of home and community based
5 long term care services providers, recipients, and the Medicaid
6 managed care advisory review panel, among others, to further evalu-
7 ate and promote the transition of persons in receipt of home and
8 community-based long term care services in to managed long term care
9 plans and other care coordination models and to develop guidelines
10 for such care coordination models. The guidelines shall be finalized
11 and posted on the department's website no later than November
12 fifteen, two thousand eleven.

13 3. With respect to persons required to enroll in managed long term
14 care or other care coordination model pursuant to a waiver described
15 in paragraph 1:

16 (a) Medical assistance recipients who are Native Americans shall not
17 be required to enroll in a managed long term care plan or other care
18 coordination model.

19 (b) The following medical assistance recipients shall not be eligible
20 to participate in a managed long term care program or other care
21 coordination model:

22 (i) a person who is expected to be eligible for medical assistance for
23 less than six months, for a reason other than that the person is
24 eligible for medical assistance only through the application of
25 excess income toward the cost of medical care and services;

26 (ii) a person who is eligible for medical assistance benefits only
27 with respect to tuberculosis-related services;

28 (iii) a person receiving hospice services at time of enrollment;

29 (iv) a person who has primary medical or health care coverage avail-
30 able from or under a third-party payor which may be maintained by
31 payment, or part payment, of the premium or cost sharing amounts,
32 when payment of such premium or cost sharing amounts would be cost-
33 effective, as determined by the social services district;

34 (v) a person receiving family planning services pursuant to subpara-
35 graph eleven of paragraph (a) of subdivision one of section three
36 hundred sixty-six of the social services law;

37 (vi) a person who is eligible for medical assistance pursuant to para-
38 graph (v) of subdivision four of section three hundred sixty-six of
39 the social services law.

40 (c) The following medical assistance recipients shall not be eligible
41 to participate in a managed long term care program or other care
42 coordination model until program features and reimbursement rates
43 are approved by the commissioner of health and, where appropriate,
44 the commissioner of the office for persons with developmental disa-
45 bilities:

46 (i) a person enrolled in a managed care plan pursuant to section three
47 hundred sixty-four-j of the social services law;

48 (ii) a participant in the traumatic brain injury waiver program;

49 (iii) a participant in the nursing home transition and diversion waiv-
50 er program;

51 (iv) a person enrolled in the assisted living program;

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- 1 (v) a person enrolled in home and community based waiver programs
2 administered by the office for persons with developmental disabili-
3 ties.
- 4 (d) Persons required to enroll in the managed long term care program
5 or other care coordination model shall have no less than thirty days
6 to select a managed long term care provider, and shall be provided
7 with information to make an informed choice. Where a participant has
8 not selected such a provider, the commissioner of health shall
9 assign such participant to a managed long term care provider, taking
10 into account quality, capacity and geographic accessibility.
- 11 (vii) Managed long term care provided and plans certified or other
12 care coordination model established pursuant to this paragraph shall
13 comply with the provisions of paragraphs (d), (i), and (t) and
14 subparagraphs (a)(iii) and (e)(iv) of subdivision four of section
15 three hundred sixty-four-j of the social services law.
- 16 4. An entity shall not need a designation by the majority leader of
17 the senate, the speaker of the assembly, or the commissioner of
18 health in order to apply for a certificate of authority as a managed
19 long term care plan.
- 20 5. Managed long term care plans may be authorized by the department of
21 health to cover primary care and acute care services. If a managed
22 long term care plan does not cover primary, specialty, and acute
23 care services, it must demonstrate a readiness and capability to
24 coordinate such services.
- 25 6. Managed long term care enrollment applications will be processed by
26 the department of health or its designee, and not by local depart-
27 ments of social services.
- 28 7. The commissioner of health is authorized to issue certificates of
29 authority to up to seventy-five managed long term care plans.
30 Provided, however, if this chapter appropriates sufficient addi-
31 tional funds to allow Medicaid payment for services on a fee-for-
32 service basis without the savings to be achieved by requiring
33 enrollment of Medicaid recipients in managed long term care plans or
34 other care coordination models, and by streamlining the process for
35 enrolling participants in managed long term care plans, then the
36 provisions of this paragraph shall not apply and shall be considered
37 null and void as of March 31, 2011.
- 38 NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, RULE OR REGULATION
39 TO THE CONTRARY, FOR THE PERIOD APRIL 1, 2011 THROUGH MARCH 31,
40 2013, BENEFITS UNDER THE MEDICAL ASSISTANCE PROGRAM SHALL BE
41 FURNISHED TO APPLICANTS IN CASES WHERE, ALTHOUGH SUCH APPLICANT HAS
42 A RESPONSIBLE RELATIVE WITH SUFFICIENT INCOME AND RESOURCES TO
43 PROVIDE MEDICAL ASSISTANCE, THE INCOME AND RESOURCES OF THE RESPON-
44 SIBLE RELATIVE ARE NOT AVAILABLE TO SUCH APPLICANT BECAUSE OF THE
45 ABSENCE OF SUCH RELATIVE AND THE REFUSAL OR FAILURE OF SUCH ABSENT
46 RELATIVE TO PROVIDE THE NECESSARY CARE AND ASSISTANCE. IN SUCH
47 CASES, HOWEVER, THE FURNISHING OF SUCH ASSISTANCE SHALL CREATE AN
48 IMPLIED CONTRACT WITH SUCH RELATIVE, AND THE COST THEREOF MAY BE
49 RECOVERED FROM SUCH RELATIVE IN ACCORDANCE WITH TITLE SIX OF ARTICLE
50 THREE OF THE SOCIAL SERVICES LAW AND OTHER APPLICABLE PROVISIONS OF
51 LAW. PROVIDED, HOWEVER, IF THIS CHAPTER APPROPRIATES SUFFICIENT
52 ADDITIONAL FUNDS TO ALLOW MEDICAL ASSISTANCE TO BE FURNISHED IN

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1 SITUATIONS IN WHICH A RESPONSIBLE RELATIVE WHO IS NOT ABSENT FROM
2 THE HOUSEHOLD FAILS OR REFUSES TO PROVIDE NECESSARY CARE AND ASSIST-
3 ANCE, THEN THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY AND
4 SHALL BE CONSIDERED NULL AND VOID AS OF MARCH 31, 2012.

5 NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, SUBJECT TO THE
6 APPROVAL OF THE DIRECTOR OF THE BUDGET, UPON SUBMISSION OF AN ALLO-
7 CATION PLAN FROM THE COMMISSIONER OF HEALTH, THE AMOUNT APPROPRIATED
8 HEREIN, TOGETHER WITH ANY AVAILABLE FEDERAL MATCHING FUNDS, MAY BE
9 TRANSFERRED TO THE OFFICE OF MENTAL HEALTH, OFFICE OF PEOPLE WITH
10 DEVELOPMENTAL DISABILITY, DIVISION OF HOUSING AND COMMUNITY RENEWAL,
11 NEW YORK STATE HOUSING TRUST FUND CORPORATION, AND OFFICE OF TEMPO-
12 RARY AND DISABILITY ASSISTANCE FOR SERVICES AND EXPENSES RELATED TO
13 PROVIDING AFFORDABLE HOUSING
14 4,459,350,000 (re. \$4,459,350,000)

15 For services and expenses of the medical assistance program including
16 managed care services.

17 Notwithstanding any inconsistent provision of law, rule or regulation
18 to the contrary, for the period April 1, 2011 through March 31,
19 2013:

- 20 1. The following medicaid recipients shall not be required to partic-
21 ipate in a managed care program established pursuant to section
22 364-j of the social services law: (i) individuals with a chronic
23 medical condition who are being treated by a specialist physician
24 that is not associated with a managed care provider in the individ-
25 ual's social services district may defer participation in the
26 managed care program for six months or until the course of treatment
27 is complete, whichever occurs first; and Native Americans.
- 28 2. The following medicaid recipients shall not be eligible to partic-
29 ipate in a managed care program established pursuant to section
30 364-j of the social services law: (i) a person eligible for medicare
31 participating in a capitated demonstration program for long term
32 care; (ii) an infant living with an incarcerated mother in a state
33 or local correctional facility as defined in section 2 of the
34 correction law; (iii) a person who is expected to be eligible for
35 medical assistance for less than six months; (iv) a person who is
36 eligible for medical assistance benefits only with respect to tuber-
37 culosis-related services; (v) individuals receiving hospice services
38 at time of enrollment; (vi) a person who has primary medical or
39 health care coverage available from or under a third-party payor
40 which may be maintained by payment, or part payment, of the premium
41 or costs sharing amounts, when payment of such premium or cost shar-
42 ing amounts would be cost-effective, as determined by the local
43 social services district; (vii) a person receiving family planning
44 services pursuant to subparagraph 11 of paragraph (a) of subdivision
45 1 of section 366 of the social services law; (viii) a person who is
46 eligible for medical assistance pursuant to paragraph (v) of subdi-
47 vision 4 of section 366 of the social services law; and (ix) a
48 person who is medicare/medicaid dually eligible and who is not
49 enrolled in a medicare managed care plan.
- 50 3. The following categories of medicaid recipients may be required to
51 enroll with a managed care program when program features and
52 reimbursement rates are approved by the commissioner of health and,

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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-

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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

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1 the commissioner has been unable to reach a manufacturer agreement,
2 then the provisions of this paragraph shall not apply and shall be
3 considered null and void as of March 31, 2011.

4 Notwithstanding any inconsistent provision of law, rule or regulation
5 to the contrary, for the period April 1, 2011 through March 31,
6 2013, for those drugs which may not be dispensed without a
7 prescription as required by section 6810 of the education law and
8 for which payment is authorized under the medical assistance program
9 pursuant to subdivision 2 of section 365-a of the social services
10 law, payments for such drugs and dispensing fees shall be as
11 follows:

12 1. If the drug dispensed is a multiple source prescription drug for
13 which an upper limit has been set by the federal centers for medi-
14 care and medicaid services, payment for the drug shall be the lower
15 of: (a) an amount equal to the specific upper limit set by such
16 federal agency for the multiple source prescription drug; (b) the
17 estimated acquisition cost of such drug to pharmacies which, for
18 purposes of this subparagraph, shall mean the average wholesale
19 price of a prescription drug based on the package size dispensed
20 from, as reported by the prescription drug pricing service used by
21 the department, less twenty-five percent thereof; (c) the maximum
22 acquisition cost, if any, established pursuant to paragraph (e) of
23 this subdivision; (d) the dispensing pharmacy's usual and customary
24 price charged to the general public; or (e) the average acquisition
25 cost if available.

26 2. If the drug dispensed is a multiple source prescription drug or a
27 brand-name prescription drug for which no specific upper limit has
28 been set by such federal agency, payment for the drug shall be the
29 lower of the estimated acquisition cost of such drug to pharmacies,
30 the average acquisition cost if available, or the dispensing pharma-
31 cy's usual and customary price charged to the general public. For
32 sole and multiple source brand name drugs, estimated acquisition
33 cost means the average wholesale price of a prescription drug based
34 upon the package size dispensed from, as reported by the
35 prescription drug pricing service used by the department, less
36 seventeen percent thereof, or the wholesale acquisition cost of a
37 prescription drug based upon package size dispensed from, as
38 reported by the prescription drug pricing service used by the
39 department, minus zero and forty one hundredths percent thereof, and
40 updated monthly by the department. For multiple source generic
41 drugs, estimated acquisition cost means the lowest of the average
42 acquisition cost if available, the average wholesale price of a
43 prescription drug based on the packaged size dispensed from, as
44 reported by the prescription drug pricing service used by the
45 department, less twenty-five percent thereof, or the maximum acqui-
46 sition cost, if any, established pursuant to paragraph (e) of this
47 subdivision.

48 3. (a) For prescription drugs categorized as generic by the
49 prescription drug pricing service used by the department, the
50 dispensing fee shall be three dollars and fifty cents per
51 prescription.

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(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, for persons eligible for medical assistance who are also bene-

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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,

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- 1 including related special education services and special transporta-
2 tion, furnished to pre-school children with handicapping conditions.
- 3 2. Notwithstanding any inconsistent provision of sections 112 and 163
4 of the state finance law, or section 142 of the economic development
5 law, or any other law, the commissioner of health is authorized to
6 enter into a contract or contracts referenced in paragraph one with-
7 out a competitive bid or request for proposal process; provided,
8 however, that the department of health shall post on its website,
9 for a period of no less than thirty days: a description of the
10 proposed services to be provided pursuant to the contract or
11 contracts; the criteria for selection of a contractor or contrac-
12 tors; the period of time during which a prospective contractor may
13 seek selection, which shall be no less than thirty days after such
14 information is first posted on the website; and the manner by which
15 a prospective contractor may seek such selection, which may include
16 submission by electronic means. All reasonable and responsive
17 submissions that are received from prospective contractors in timely
18 fashion shall be reviewed by the commissioner of health. The commis-
19 sioner of health shall select such contractor or contractors that,
20 in his or her discretion, are best suited to serve the purposes of
21 this section.
- 22 3. The commissioner of health shall evaluate the results of the study
23 or studies referenced in paragraph one to determine, after identifi-
24 cation of actual direct and indirect costs incurred by public school
25 districts, state operated/state supported schools FOR THE BLIND AND
26 THE DEAF, and counties, whether it is advisable to claim federal
27 reimbursement for expenditures under sections 368-d and 368-e of the
28 social services law as certified public expenditures. In the event
29 such claims are submitted, if federal reimbursement received for
30 certified public expenditures on behalf of medical assistance recip-
31 ients whose assistance and care are the responsibility of a social
32 services district in a city with a population of over 2,000,000,
33 results in a decrease in the state share of annual expenditures
34 pursuant to sections 368-d and 368-e of the social services law for
35 such recipients, then to the extent that the amount of any such
36 decrease exceeds \$50,000,000 IN STATE FISCAL YEAR 2011-2012, OR
37 EXCEEDS \$100,000,000 IN STATE FISCAL YEAR 2012-2013, the excess
38 amount shall be transferred to such [city] PUBLIC SCHOOL DISTRICTS
39 AND STATE OPERATED/STATE SUPPORTED SCHOOLS FOR BLIND AND DEAF
40 STUDENTS IN AMOUNTS PROPORTIONAL TO THEIR PERCENTAGE CONTRIBUTION TO
41 THE STATEWIDE SAVINGS. Any such excess amount transferred shall not
42 be considered a revenue received by such social services district in
43 determining the district's actual medical assistance expenditures
44 for purposes of paragraph (b) of section 1 of part C of chapter 58
45 of the laws of 2005.
- 46 4. Provided, however, if this chapter appropriates sufficient addi-
47 tional funds to pay for costs incurred by public school districts,
48 state operated/state supported schools, and counties without claim-
49 ing the actual direct and indirect costs incurred by such entities
50 as certified public expenditures, then the provisions of this para-
51 graph shall not apply and shall be considered null and void as of
52 March 31, 2011.

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1 Notwithstanding any inconsistent provision of law, rule or regulation
 2 to the contrary, for the period April 1, 2011 through March 31,
 3 2013, the medical assistance program shall provide coverage for
 4 medically necessary speech therapy, and when provided at the direc-
 5 tion of a physician or nurse practitioner, physical therapy and
 6 related rehabilitative services, and occupational therapy. Provided,
 7 however, that speech therapy, physical therapy, and occupational
 8 therapy each shall be limited to coverage of twenty visits per year,
 9 with such limitation not applying to persons with developmental
 10 disabilities. Provided, however, if this chapter appropriates suffi-
 11 cient additional funds to allow the medical assistance program to
 12 cover such medically necessary services without a limitation on the
 13 number of visits paid for, then the provisions of this paragraph
 14 shall not apply and shall be considered null and void as of March
 15 31, 2011.

16 Notwithstanding any inconsistent provision of law, rule or regulation
 17 to the contrary, for the period April 1, 2011 through March 31,
 18 2013, the estate of a medical assistance recipient, for purposes of
 19 making any recoveries of the cost of such assistance otherwise
 20 authorized by law, shall include any real and personal property in
 21 which the medical assistance recipient had any legal title or inter-
 22 est at the time of death, including jointly held property, retained
 23 life estates, and interests in trusts, to the extent of such inter-
 24 ests, provided, however, that a claim against a recipient of such
 25 property by distribution or survival shall be limited to the value
 26 of the property received or the amount of medical assistance bene-
 27 fits otherwise recoverable, whichever is less. Provided, however, if
 28 this chapter appropriates sufficient additional funds to permit
 29 limiting recoveries to real and personal property and other assets
 30 passing under the terms of a valid will or by intestacy, then the
 31 provisions of this paragraph shall not apply and shall be considered
 32 null and void as of March 31, 2011.

33 NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, SUBJECT TO THE
 34 APPROVAL OF THE DIRECTOR OF THE BUDGET, THE AMOUNT APPROPRIATED
 35 HEREIN, TOGETHER WITH ANY AVAILABLE FEDERAL MATCHING FUNDS, MAY BE
 36 TRANSFERRED TO THE GENERAL FUND - STATE PURPOSES ACCOUNT FOR
 37 SERVICES AND EXPENSES OF THE MEDICAL ASSISTANCE PROGRAM INCLUDING
 38 SERVICES AND EXPENSES RELATED TO DECREASING THE INCIDENCE OF PRES-
 39 SURE ULCERS, DEVELOPING AN AUTOMATED ELIGIBILITY SYSTEM, CARE
 40 MANAGEMENT AND BENEFIT EXPANSION, DATA COLLECTION TO MEASURE DISPAR-
 41 ITIES, FAIR HEARINGS, ENROLLMENT ASSISTORS, PRIMARY CARE SERVICE
 42 CORPS, MEDICAID ANALYSIS AND EXCHANGE ACTIVITIES, AND THE CERTIF-
 43 ICATE OF PUBLIC ADVANTAGE PROGRAM
 44 1,621,710,000 (re. \$1,621,710,000)

45 Notwithstanding any inconsistent provision of law, subject to the
 46 approval of the director of the budget, up to the amount appropri-
 47 ated herein, together with any available federal matching funds, may
 48 be transferred to the general fund - state purposes account for
 49 services and expenses related to pharmacy best practices initiatives
 50 including prior authorizations and prior approvals
 51 13,600,000 (re. \$13,600,000)

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1 Notwithstanding any inconsistent provision of law, subject to the
2 approval of the director of the budget, up to the amount appropri-
3 ated herein, together with any available federal matching funds, may
4 be transferred to the general fund - state purposes account for
5 services and expenses related to utilization review activities
6 including but not limited to utilization management for radiology
7 and transportation management services
8 21,000,000 (re. \$21,000,000)

9 Notwithstanding any inconsistent provisions of law, subject to the
10 approval of the director of the budget, up to the amount appropri-
11 ated herein, together with any available federal matching funds, may
12 be transferred to the general fund - state purposes account for
13 services and expenses related to education of medicaid eligibles and
14 recipients regarding the medicare part D program and recipient and
15 provider notification and other program information as determined
16 necessary by the commissioner of health. Subject to the approval of
17 the director of the budget, a portion of this appropriation may be
18 suballocated to other state agencies
19 5,000,000 (re. \$5,000,000)

20 Notwithstanding any inconsistent provision of law, subject to the
21 approval of a plan by the director of the budget, up to the amount
22 appropriated herein, together with any available federal matching
23 funds, may be transferred to the general fund - state purposes
24 account for services and expenses related to making improvements in
25 the long-term care system including long-term care restructuring,
26 the nursing home transition and diversion waiver, and point-of-entry
27 initiatives for the purpose of expanding and promoting a more coor-
28 dinated level of care for the delivery of quality services in the
29 community 3,500,000 (re. \$3,500,000)

30 Notwithstanding any inconsistent provision of law, subject to the
31 approval of the director of the budget, up to the amount appropri-
32 ated herein, together with any available federal matching funds, may
33 be transferred to the general fund - state purposes account for
34 services and expenses related to required criminal background checks
35 for non-licensed long-term care employees including employees of
36 nursing homes, certified home health agencies, long term home health
37 care providers, AIDS home care providers, and licensed home care
38 service agencies ... 23,410,000 (re. \$23,410,000)

39 Notwithstanding any inconsistent provision of section 112 or 163 of
40 the state finance law or any other contrary provision of the state
41 finance law or any other contrary provision of law, the commissioner
42 of health may, without a competitive bid or request for proposal
43 process, enter into contracts with one or more certified public
44 accounting firms for the purpose of conducting audits of dispropor-
45 tionate share hospital payments made by the state of New York to
46 general hospitals and for the purpose of conducting audits of hospi-
47 tal cost reports as submitted to the state of New York in accordance
48 with article 28 of the public health law. Notwithstanding any incon-
49 sistent provisions of law, subject to the approval of the director
50 of the budget, up to the amount appropriated herein, together with
51 any available federal matching funds, may be transferred to the

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1 general fund - state purposes account
2 4,600,000 (re. \$4,600,000)
3 Notwithstanding any inconsistent provision of law, subject to a plan
4 developed by the commissioner of health and approved by the director
5 of the budget, up to the amount appropriated herein, together with
6 any available federal matching funds, will be available for demon-
7 strations that develop and evaluate interventions targeted at medi-
8 caid beneficiaries who are otherwise exempt or excluded from manda-
9 tory Medicaid managed care and who have multiple comorbidities.
10 Notwithstanding section 112 and section 163 of the state finance law,
11 for chronic illness demonstration projects authorized by section
12 364-1 of the social services law, the commissioner of health may
13 allocate up to \$2,500,000 of the amount appropriated for contracts
14 without a request for proposal process or any other competitive
15 process ... 12,000,000 (re. \$12,000,000)
16 Notwithstanding any other provision of law, the money herein appropri-
17 ated, together with any available federal matching funds, is avail-
18 able for transfer or suballocation to the state university of New
19 York and its subsidiaries, or to contract without competition for
20 services with the state university of New York research foundation,
21 to provide support for the administration of the medical assistance
22 program including activities such as dental prior approval, retro-
23 spective and prospective drug utilization review, development of
24 evidence based utilization thresholds, data analysis, clinical
25 consultation and peer review, clinical support for the pharmacy and
26 therapeutic committee, and other activities related to utilization
27 management and for health information technology support for the
28 medicaid program ... 12,000,000 (re. \$12,000,000)
29 For grants to the civil service employees association, Local 1000,
30 AFSCME, AFL-CIO to contribute to the union's cost of purchasing
31 health insurance coverage under the family health plus (FHPlus)
32 buy-in for child care providers represented by the union who do not
33 otherwise qualify for coverage under FHPlus
34 12,100,000 (re. \$12,100,000)
35 For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO
36 to contribute to the union's cost of purchasing health insurance
37 coverage under the family health plus (FHPlus) buy-in for child care
38 providers represented by the union who do not otherwise qualify for
39 coverage under FHPlus ... 18,000,000 (re. \$18,000,000)
40 Notwithstanding any inconsistent provision of law, subject to the
41 approval of the director of the budget, moneys appropriated herein
42 may be transferred to the general fund, state purposes account for
43 services and expenses related to the independent audit of the inter-
44 nal controls of the school and preschool supportive health services
45 programs as required by the New York state school supportive health
46 services program compliance agreement with the centers for medicare
47 and medicaid services.
48 Notwithstanding any inconsistent provision of law, subject to the
49 approval of the director of the budget, the amount appropriated
50 herein may be increased or decreased by interchange with any appro-
51 priation of the department of health
52 800,000 (re. \$800,000)

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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.

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1 Notwithstanding any other provision of law, the money hereby appropri-
2 ated may be increased or decreased by interchange, with any appro-
3 priation of the department of health and the office of medicaid
4 inspector general and may be increased or decreased by transfer or
5 suballocation between these appropriated amounts and appropriations
6 of the office of mental health, office for people with developmental
7 disabilities, the office of alcoholism and substance abuse services,
8 the department of family assistance office of temporary and disabili-
9 ty assistance, office of children and family services, the depart-
10 ment of financial services, which shall mean prior to October 3,
11 2011, the department of insurance and THE state office for the aging
12 with the approval of the director of the budget, who shall file such
13 approval with the department of audit and control and copies thereof
14 with the chairman of the senate finance committee and the chairman
15 of the assembly ways and means committee.

16 Notwithstanding any inconsistent provision of law, in lieu of payments
17 authorized by the social services law, or payments of federal funds
18 otherwise due to the local social services districts for programs
19 provided under the federal social security act or the federal food
20 stamp act, funds herein appropriated, in amounts certified by the
21 state commissioner of temporary and disability assistance or the
22 state commissioner of health as due from local social services
23 districts each month as their share of payments made pursuant to
24 section 367-b of the social services law may be set aside by the
25 state comptroller in an interest-bearing account in order to ensure
26 the orderly and prompt payment of providers under section 367-b of
27 the social services law pursuant to an estimate provided by the
28 commissioner of health of each local social services district's
29 share of payments made pursuant to section 367-b of the social
30 services law.

31 Notwithstanding any other provision of law, rule or regulation, to the
32 contrary, for the period April 1, 2011 through March 31, 2013, all
33 medicaid payments made for services provided on and after April 1,
34 2011, shall, except as hereinafter provided, be subject to a uniform
35 2 percent reduction and such reduction shall be applied, to the
36 extent practicable, in equal amounts during the fiscal year,
37 provided, however, that an alternative method may be considered at
38 the discretion of the commissioner of health and the director of the
39 budget based upon consultation with the health care industry includ-
40 ing but not limited to, a uniform reduction in medicaid rates of
41 payment or other reductions provided that any method selected
42 achieves no more than \$702,000,000 in medicaid state share savings,
43 except as hereinafter provided, for services provided on and after
44 April 1, 2011 through March 31, 2013. Any alternative methods to
45 achieve the reduction must be provided in writing and shall be filed
46 with the senate finance committee and the assembly ways and means
47 committee not less than 30 days before the date of which implementa-
48 tion is expected to begin. Nothing in this section shall be deemed
49 to prevent all or part of such alternative reduction plan from
50 taking effect retroactively, to the extent permitted by the federal
51 centers for medicare and medicaid services.

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1 The following shall be exempt from reductions pursuant to this
2 section:

3 (i) any reductions that would violate federal law including, but not
4 limited to, payments required pursuant to the federal medicare
5 program;

6 (ii) any reductions related to payments pursuant to article 32, arti-
7 cle 31 and article 16 of the mental hygiene law;

8 (iii) payments the state is obligated to make pursuant to court orders
9 or judgments;

10 (iv) payments for which the non-federal share does not reflect any
11 state funding; and

12 (v) at the discretion of the commissioner of health and the director
13 of the budget, payments with regard to which it is determined by the
14 commissioner of health and the director of the budget that applica-
15 tion of reductions pursuant to this section would result, by opera-
16 tion of federal law, in a lower federal medical assistance percent-
17 age applicable to such payments.

18 (VI) PAYMENTS MADE WITH REGARD TO THE EARLY INTERVENTION PROGRAM
19 PURSUANT TO PUBLIC HEALTH LAW SECTION 2540.

20 Reductions to medicaid payments or medicaid rates of payments made
21 pursuant to this section shall be subject to the receipt of all
22 necessary federal approvals.

23 Not less than 30 days prior to the conclusion of each state fiscal
24 year in which the provisions of this section apply, the department
25 of health shall prepare and submit a report to the legislature that
26 details the actions taken to implement the medicaid state share
27 reduction established pursuant to this section. Such report shall be
28 provided to the chair of the senate finance committee and the assem-
29 bly ways and means committee. Provided, however, if this chapter
30 appropriates sufficient additional funds to support medicaid
31 payments or medicaid rates of payments, the provisions of this para-
32 graph shall not apply and shall be considered null and void as of
33 March 31, 2011.

34 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of
35 the public health law, section 21 of chapter 1 of the laws of 1999,
36 or any other contrary provision of law, in determining rates of
37 payments by state governmental agencies effective for services
38 provided for the period April 1, 2011 through March 31, 2013, for
39 inpatient and outpatient services provided by general hospitals, for
40 inpatient services and adult day health care outpatient services
41 provided by residential health care facilities pursuant to article
42 28 of the public health law, except for residential health care
43 facilities or units of such facilities that provide services prima-
44 rily to children under twenty-one years of age, for home health care
45 services provided pursuant to article 36 of the public health law by
46 certified home health agencies, long term home health care programs
47 and AIDS home care programs, for personal care services provided
48 pursuant to section 365-a of the social services law, hospice
49 services provided pursuant to article 40 of the public health law,
50 foster care services provided pursuant to article 6 of the social
51 services law, the commissioner of health shall apply no greater than
52 zero trend factors attributable to the 2011 and 2012 calendar years

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1 in accordance with paragraph (c) of subdivision 10 of section 2807-c
2 of the public health law, provided, however, that such no greater
3 than zero trend factors for such calendar years shall also be
4 applied to rates of payment for personal care services for such
5 period provided in those local social service districts, including
6 New York city, whose rates of payment for such services are estab-
7 lished by such local social service districts pursuant to a rate-
8 setting exemption issued by the commissioner of health to such local
9 social service districts in accordance with applicable regulations,
10 and provided further, however, that for rates of payment for
11 assisted living program services provided for the period April 1,
12 2011 through March 31, 2013, trend factors attributable to such 2011
13 and 2012 calendar years shall be established at no greater than zero
14 percent, provided, however, that if this chapter provides sufficient
15 additional funding to cover the cost of trend factor adjustments to
16 the rates enumerated in this section, then provisions of this
17 section shall be deemed null and void as of March 31, 2011.

18 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of
19 the public health law, section 21 of chapter 1 of the laws of 1999,
20 or any other contrary provision of law, in determining rates of
21 payments by state governmental agencies effective for services
22 provided for the period January 1, 2013 through March 31, 2013, for
23 inpatient and outpatient services provided by general hospitals, for
24 inpatient services and adult day health care outpatient services
25 provided by residential health care facilities pursuant to article
26 28 of the public health law, except for residential health care
27 facilities or units of such facilities that provide services prima-
28 rily to children under twenty-one years of age for home health care
29 services provided pursuant to article 36 of the public health law by
30 certified home health agencies, long term home health care programs
31 and AIDS home care programs, for personal care services provided
32 pursuant to section 365-a of the social services law, hospice
33 services provided pursuant to article 40 of the public health law,
34 foster care services provided pursuant to article 6 of the social
35 services law, the commissioner of health shall apply no greater than
36 zero trend factors attributable to the 2013 calendar year in accord-
37 ance with paragraph (c) of subdivision 10 of section 2807-c of the
38 public health law, provided, however, that such no greater than zero
39 trend factors for such calendar years shall also be applied to rates
40 of payment for personal care services for such period provided in
41 those local social service districts, including New York city, whose
42 rates of payment for such services are established by such local
43 social service districts pursuant to a rate-setting exemption issued
44 by the commissioner of health to such local social service districts
45 in accordance with applicable regulations, and provided further,
46 however, that for rates of payment for assisted living program
47 services provided for the period January 1, 2013 through March 31,
48 2013, trend factors attributable to such 2013 calendar year shall be
49 established at no greater than zero percent, provided, however, that
50 if this chapter provides sufficient additional funding to cover the
51 cost of trend factor adjustments to the rates enumerated in this

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1 section, then provisions of this section shall be deemed null and
2 void as of March 31, 2011.

3 Notwithstanding any provision of law to the contrary and subject to
4 the availability of federal financial participation, for the period
5 April 1, 2011 through March 31, 2013, clinics certified pursuant to
6 articles 16, 31 or 32 of the mental hygiene law shall be subject to
7 targeted medicaid reimbursement rate reductions in accordance with
8 the provisions of this section. Such reductions shall be based on
9 utilization thresholds which may be established either as provider-
10 specific or patient-specific thresholds. Provider specific thresh-
11 olds shall be based on average patient utilization for a given
12 provider in comparison to a peer based standard to be determined for
13 each service.

14 The commissioners of the office of mental health, the office for
15 persons with developmental disabilities, and the office of alcohol-
16 ism and substance abuse services, in consultation with the commis-
17 sioner of health, are authorized to waive utilization thresholds for
18 patients of clinics certified pursuant to article 16, 31, or 32 of
19 the mental hygiene law who are enrolled in specific treatment
20 programs or otherwise meet criteria as may be specified by such
21 commissioners. When applying a provider specific threshold, rates
22 will be reduced on a prospective basis based on the amount any
23 provider is over the determined threshold level. Patient-specific
24 thresholds will be based on annual thresholds determined for each
25 service over which the per visit payment for each visit in excess of
26 the standard during a twelve month period may be reduced by a prede-
27 termined amount. The thresholds, peer based standards and the
28 payment reductions shall be determined by the department of health,
29 with the approval of the division of the budget, and in consultation
30 with the office of mental health, the office for people with devel-
31 opmental disabilities and the office of alcoholism and substance
32 abuse services, and any such resulting rates shall be subject to
33 certification by the appropriate commissioners pursuant to subdivi-
34 sion (a) of section 43.02 of the mental hygiene law. The base period
35 used to establish the thresholds shall be the 2009 calendar year.
36 The total annualized reduction in payments shall be no less than
37 \$10,900,000 for Article 31 clinics, no less than \$2,400,000 for
38 Article 16 clinics, and no less than \$13,250,000 for Article 32
39 clinics. Provided, however if this chapter provides sufficient addi-
40 tional funding to cover the cost of targeted medical reimbursement
41 rate reductions enumerated in this section, then the provisions of
42 this section shall be deemed null and void as of March 31, 2011.

43 Notwithstanding any inconsistent provision of law, rule or regulation
44 to the contrary, for the period April 1, 2011 through March 31,
45 2013, the commissioner of health is authorized, in consultation with
46 the commissioners of the office of mental health, office of alcohol-
47 ism and substance abuse services, and office for people with devel-
48 opmental disabilities to: establish, in accordance with applicable
49 federal law and regulations, standards for the provision of health
50 home services to enrollees with chronic conditions in the program of
51 medical assistance for needy persons; establish payment methodol-
52 ogies for health home services based on factors including but not

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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 - 1 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.

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1 Notwithstanding any inconsistent provision of law, rule or regulation
2 to the contrary, for the period April 1, 2011 through March 31,
3 2013: coverage under the Medicaid program for enteral formula thera-
4 py and nutritional supplements are limited to coverage only for
5 nasogastric, jejunostomy, or gastrostomy tube feeding or for treat-
6 ment of an inborn metabolic disorder or to address growth and devel-
7 opmental problems in children, OR, SUBJECT TO STANDARDS ESTABLISHED
8 BY THE COMMISSIONER OF HEALTH, FOR PERSONS WITH A DIAGNOSIS OF HIV
9 INFECTION, AIDS OR HIV-RELATED ILLNESS; coverage under the medicaid
10 program for prescription footwear and inserts is limited to coverage
11 only when used as an integral part of a lower limb orthotic appli-
12 ance, as part of a diabetic treatment plan, or to address growth and
13 development problems in children; coverage under the medicaid
14 program for compression and support stockings is limited to coverage
15 only for pregnancy or treatment of venous stasis ulcers; and the
16 commissioner of health is authorized to require prior authorization
17 for prescriptions of opioid analgesics in excess of four
18 prescriptions in a thirty-day period. Provided, however, if this
19 chapter appropriates sufficient additional funds to allow medicaid
20 coverage of such services without imposing such limitations, then
21 the provisions of this paragraph shall not apply and shall be
22 considered null and void as of March 31, 2011.

23 Notwithstanding any inconsistent provision of law, rule or regulation
24 to the contrary, for the period April 1, 2011 through march 31,
25 2013, when Medicaid eligible persons are also beneficiaries under
26 part B of title XVIII of the federal social security act and payment
27 under part B would exceed the amount that would be paid by Medicaid
28 if the person were not eligible under part B or a qualified Medicare
29 beneficiary, the amount payable under the Medicaid program shall be
30 twenty percent of the amount of any coinsurance liability of such
31 eligible person pursuant to federal law if they were not eligible
32 for Medicaid or were not a qualified Medicare beneficiary, but only
33 with respect to services covered under title eleven of article five
34 of the social services law; provided however that amounts payable
35 with respect to items and services covered under such title and
36 provided to eligible persons who are also beneficiaries under part B
37 or to qualified medicare beneficiaries by an ambulance service under
38 the authority of an operating certificate issued pursuant to article
39 thirty of the public health law, a psychologist licensed under arti-
40 cle one hundred fifty-three of the education law, or a facility
41 under the authority of an operating certificate issued pursuant to
42 article sixteen, thirty-one or thirty-two of the mental hygiene law,
43 and with respect to outpatient hospital and clinic items and
44 services covered under such title and provided by a facility under
45 the authority of an operating certificate issued pursuant to article
46 twenty-eight of the public health law, shall not be less than the
47 amount of any co-insurance liability of such eligible persons or
48 such qualified medicare beneficiaries, or for which such eligible
49 persons or such qualified medicare beneficiaries would be liable
50 under federal law were they not eligible for medical assistance or
51 were they not qualified medicare beneficiaries with respect to such
52 benefits under part B.

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1 Provided, however, if this chapter appropriates sufficient additional
2 funds to provide medical assistance payments under subparagraph
3 (iii) of paragraph (d) of subdivision one of section three hundred
4 sixty-seven-a of the social services law with respect to services
5 not covered under title eleven of article five of the social
6 services law, then the provisions of this paragraph shall not apply
7 and shall be considered null and void as of March 31, 2011.

8 Notwithstanding any inconsistent provision of law, rule or regulation
9 to the contrary, for the period April 1, 2011 through March 31,
10 2013, amounts payable under section three hundred sixty-seven-a of
11 the social services law with respect to hospital outpatient services
12 or diagnostic and treatment center services pursuant to article
13 twenty-eight of the public health law provided to Medicaid eligible
14 persons who are also beneficiaries under part B of title XVIII of
15 the federal social security act OR PROVIDED TO QUALIFIED MEDICARE
16 BENEFICIARIES UNDER PART B OF TITLE XVIII OF SUCH ACT shall not
17 exceed the approved medical assistance payment level less the amount
18 payable under part B. Provided, however, if this chapter appropri-
19 ates sufficient additional funds to provide medical assistance
20 payments under section three hundred sixty-seven-a of the social
21 services law with respect to hospital outpatient services or diag-
22 nostic and treatment center services provided to Medicaid eligible
23 persons who are also beneficiaries under part B without such limita-
24 tion, then the provisions of this paragraph shall not apply and
25 shall be considered null and void as of March 31, 2011.

26 Notwithstanding any inconsistent provision of law, rule or regulation
27 to the contrary, for the period April 1, 2011 through March 31,
28 2013:

- 29 1. (a) The commissioners of the office of mental health and the office
30 of alcoholism and substance abuse services, in consultation with the
31 commissioner of health, the impacted local governmental units, and
32 with the approval of the division of budget, shall have responsibil-
33 ity for jointly designating regional entities to provide administra-
34 tive and management services for the purposes of prior approving and
35 coordinating the provision of behavioral health services, facilitat-
36 ing the continuity of post-hospitalization behavioral health
37 services, and the integration of behavioral health services with
38 other services available under the medical assistance program, for
39 recipients of medical assistance who are not enrolled in managed
40 care, and for approval, coordination, facilitating continuity and
41 integration of behavioral health services that are not provided
42 through managed care programs under the medical assistance program
43 for individuals regardless of whether or not such individuals are
44 enrolled in managed care programs. Such regional entities shall also
45 be responsible for promoting appropriate care and service utiliza-
46 tion while safeguarding against unnecessary utilization of such care
47 and services and assuring that payments are consistent with the
48 efficient and economical delivery of quality care. In exercising
49 this responsibility, the commissioners of the office of mental
50 health and the office of alcoholism and substance abuse services are
51 authorized to contract, after consultation with the commissioner of
52 health and the impacted local governmental units, with regional

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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

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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.

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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

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1 health and the director of the budget shall, upon a determination by
2 such commissioner and such director that such rate adjustments
3 shall, prior to the application of any applicable adjustment for
4 inflation, result in an aggregate increase in total medicaid rates
5 of payment for such services for either such state fiscal year,
6 including payments made pursuant to subparagraph (i) of paragraph
7 (d) of subdivision 2-c of section 2808 of the public health law,
8 make such proportional adjustments to such rates as are necessary to
9 reduce such total aggregate rate adjustments within each such year
10 such that the aggregate total for each such year reflects no such
11 increase or decrease, and provided further, however, that adjust-
12 ments made pursuant to this paragraph shall not be subject to subse-
13 quent correction or reconciliation, and provided further, however,
14 that if this chapter provides sufficient additional funding to cover
15 the cost of such rate adjustments to the rates enumerated in this
16 paragraph, then provisions of this paragraph shall be deemed null
17 and void as of March 31, 2011.

18 Notwithstanding any contrary provision of law, rule or regulation, for
19 the period April 1, 2011 through March 31, 2013, the capital cost
20 component of medicaid rates of payment for services provided by
21 residential health care facilities may not include any payment
22 factor for return on or return of equity, and provided further,
23 however, that for that period no adjustment to rates of payment may
24 be made pursuant to paragraph (d) of subdivision 20 of section 2808
25 of the public health law as in effect on March 31, 2011, provided,
26 however, that if this chapter provides sufficient additional funding
27 to cover the cost of the adjustments to the rates enumerated in this
28 section, then provisions of this section shall be deemed null and
29 void as of March 31, 2011.

30 Notwithstanding any inconsistent provision of law or regulation to the
31 contrary, for the period April 1, 2011 through March 31, 2013, the
32 commissioner of health shall not be required to revise certified
33 rates of payment established pursuant to the public health law prior
34 to April 1, 2013, based on consideration of rate appeals filed by
35 residential health care facilities pursuant to section 2808 of the
36 public health law or based upon adjustments to capital cost
37 reimbursement as a result of approval by the commissioner of health
38 of an application for construction under section 2802 of the public
39 health law, in excess of aggregate amount of \$50,000,000 for the
40 state fiscal year beginning April 1, 2011, and \$80,000,000 for the
41 state fiscal year beginning April 1, 2012, provided, however, that
42 in revising such rates within such fiscal limits the commissioner of
43 health may prioritize rate appeals for facilities which the commis-
44 sioner of health determines are facing significant financial hard-
45 ship and, further, the commissioner of health is authorized to enter
46 into agreements with such facilities to resolve multiple pending
47 rate appeals based upon a negotiated aggregate amount and may offset
48 such negotiated aggregate amounts against any amounts owed by the
49 facility to the department of health, including, but not limited to,
50 amounts owed pursuant to section 2807-d of the public health law,
51 provided further, however, that such rate adjustment made pursuant
52 to this section remain fully subject to approval by the director of

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1 the budget in accordance with the provisions of subdivision two of
2 section 2807 of the public health law.
3 Notwithstanding any inconsistent provision of law, rule or regulation
4 to the contrary, for the period April 1, 2011 through March 31,
5 2013, payments under the medicaid program to reserve a bed in a
6 residential health care facility while a medicaid recipient is
7 temporarily hospitalized or on leave of absence from the facility
8 shall be made as follows: payments for reserved bed days shall be
9 made at 95 percent of the medicaid rate otherwise payable to the
10 facility for services provided on behalf of such recipient; payment
11 for reserved bed days during temporary hospitalizations may not
12 exceed fourteen days in any twelve month period; payment for
13 reserved bed days for non-hospitalization leaves of absence may not
14 exceed ten days in any twelve month period[; and payments for
15 reserved bed days for temporary hospitalizations shall only be made
16 to a residential health care facility if at least 50 percent of the
17 facility's residents eligible to participate in a medicare managed
18 care plan are enrolled in such a plan]. Provided, however, if this
19 chapter appropriates sufficient additional funds to allow medicaid
20 payments for reserved bed days [without regard to the percentage of
21 a residential health care facility's residents that are enrolled in
22 a medicare managed care plan] PURSUANT TO SUBDIVISION 25 OF SECTION
23 2808 OF THE PUBLIC HEALTH LAW, then the provisions of this paragraph
24 shall not apply and shall be considered null and void as of March
25 31, 2011 ... 7,420,543,000 (re. \$7,420,543,000)
26 For services and expenses of the medical assistance program including
27 other long term care services.
28 Notwithstanding any inconsistent provision of law or regulation to the
29 contrary, for the period April 1, 2011 through March 31, 2013, for
30 participating providers, meaning certified home health agencies,
31 long term home health agencies and personal care providers with
32 total medicaid reimbursements exceeding \$50,000,000 per calendar
33 year, every service or item within a claim submitted by a partic-
34 ipating provider shall be reviewed and verified by a verification
35 organization prior to submission of a claim to the department of
36 health provided that the verification organization shall declare
37 each service or item to be verified or unverified and provided that
38 each participating provider shall receive and maintain reports for
39 the verification organization which shall contain data on verified
40 items or services including whether a service appeared on a conflict
41 or exception report before verification and how that conflict or
42 exception was resolved and items or services that were not verified,
43 including conflict and exception report data for these services and
44 provided that every service or item within a claim submitted by a
45 participating provider shall be reviewed and verified by a verifica-
46 tion organization prior to submission of a claim to the department
47 of health provided that the verification organization shall declare
48 each service or item to be verified or unverified. Provided, howev-
49 er, if this chapter appropriates sufficient additional funds to
50 support participating providers of medical assistance program items
51 subject to preclaim review otherwise provided for in the public

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- 1 health law, than the provisions of this section shall be deemed null
2 and void as of March 31, 2011.
- 3 Notwithstanding any inconsistent provision of law, rule or regulation
4 to the contrary, for the period April 1, 2011 through March 31,
5 2013:
- 6 1. The amount of personal care services covered by the medicaid
7 program shall not exceed eight hours per week for individuals whose
8 needs are limited to nutritional and environmental support func-
9 tions.
 - 10 2. The commissioner of health is authorized to adopt standards for the
11 provision and management of personal care services covered by the
12 medicaid program for individuals whose need for such services
13 exceeds a specified level to be determined by the commissioner of
14 health.
 - 15 3. The commissioner of health is authorized to provide assistance to
16 persons receiving personal care services covered by the medicaid
17 program who are transitioning to receiving care from a managed long
18 term care plan certified pursuant to section 4403-f of the public
19 health law.
 - 20 4. Provided, however, if this chapter appropriates sufficient addi-
21 tional funds to allow for the payment of personal care services at
22 the level provided for in paragraph (e) of subdivision 2 of section
23 365-a of the social services law, then the provisions of this para-
24 graph shall not apply and shall be considered null and void as of
25 March 31, 2011.
- 26 Notwithstanding any inconsistent provision of law or regulation and
27 subject to the availability of federal financial participation,
- 28 (a) for the period April 1, 2011 through March 31, 2013, rates of
29 payment by government agencies for services provided by certified
30 home health agencies, except for such services provided to children
31 under eighteen years of age and other discrete groups as may be
32 determined by the commissioner, shall reflect ceiling limitations
33 determined in accordance with this section, provided, however, that
34 at the discretion of the commissioner such ceilings may, as an
35 alternative, be applied to payments for services provided for the
36 period April 1, 2011 through March 31, 2012, except for such
37 services provided to children and other discrete groups as may be
38 determined by the commissioner. In determining such payments or
39 rates of payment, agency ceilings shall be established. Such ceil-
40 ings shall be applied to payments or rates of payment for certified
41 home health agency services as established pursuant to this section
42 and applicable regulations. Ceilings shall be based on a blend of:
43 (i) an agency's 2009 average per patient medicaid claims, weighted
44 at a percentage as determined by the commissioner, and; (ii) the
45 2009 statewide average per patient medicaid claims adjusted by a
46 regional wage index factor and an agency patient case mix index,
47 weighted at a percentage as determined by the commissioner. Such
48 ceilings will be effective April 1, 2011 through March 31, 2012. An
49 interim payment or rate of payment adjustment effective April 1,
50 2011, shall be applied to agencies with projected average per
51 patient medicaid claims, as determined by the commissioner, to be
52 over their ceilings. Such agencies shall have their payments or

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1 rates of payment reduced to reflect the amount by which such claims
2 exceed their ceilings.

3 (b) Ceiling limitations determined pursuant to subdivision (a) of this
4 section shall be subject to reconciliation. In determining payment
5 or rate of payment adjustments based on such reconciliation,
6 adjusted agency ceilings shall be established. Such adjusted ceil-
7 ings shall be based on a blend of: (i) an agency's 2009 average per
8 patient medicaid claims adjusted by the percentage of increase or
9 decrease in such agency's patient case mix from the 2009 calendar
10 year to the annual period April 1, 2011 through March 31, 2012,
11 weighted at a percentage as determined by the commissioner; and (ii)
12 the 2009 statewide average per patient medicaid claims adjusted by a
13 regional wage index factor and the agency's patient case mix index
14 for the annual period April 1, 2011 through March 31, 2012, weighted
15 at a percentage as determined by the commissioner. Such adjusted
16 agency ceiling shall be compared to actual medicaid paid claims for
17 the period April 1, 2011 through March 31, 2012. In those instances
18 when an agency's actual per patient medicaid claims are determined
19 to exceed the agency's adjusted ceiling, the amount of such excess
20 shall be due from each such agency to the state and may be recouped
21 by the department in a lump sum amount or through reductions in the
22 medicaid payments due to the agency. In those instances where an
23 interim payment or rate of payment adjustment was applied to an
24 agency in accordance with paragraph (a), and such agency's actual
25 per patient medicaid claims are determined to be less than the agen-
26 cy's adjusted ceiling, the amount by which such medicaid claims are
27 less than the agency's adjusted ceiling shall be remitted to each
28 such agency by the department in a lump sum amount or through an
29 increase in the medicaid payments due to the agency.

30 (c) Interim payment or rate of payment adjustments pursuant to this
31 section shall be based on medicaid paid claims, as determined by the
32 commissioner, for services provided by agencies in the base year
33 2009. Amounts due from reconciling rate adjustments shall be based
34 on medicaid paid claims, as determined by the commissioner, for
35 services provided by agencies in the base year 2009 and medicaid
36 paid claims, as determined by the commissioner, for services
37 provided by agencies in the reconciliation period April 1, 2011
38 through March 31, 2012. In determining case mix, each patient shall
39 be classified using a system based on measures which may include,
40 but not be limited to, clinical and functional measures, as reported
41 on the federal Outcome and Assessment Information Set (OASIS), as
42 may be amended.

43 (d) The commissioner may require agencies to collect and submit any
44 data required to implement the provisions of this section.

45 (e) Payments or rate of payment adjustments determined pursuant to
46 this section shall, for the period April 1, 2011 through March 31,
47 2012, be retroactively reconciled utilizing the methodology in para-
48 graph (b) of this section and utilizing actual paid claims from such
49 period.

50 (f) Notwithstanding any inconsistent provision of this section,
51 payments or rate of payment adjustments made pursuant to this
52 section shall not result in an aggregate annual decrease in medicaid

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1 payments to providers subject to this section that is in excess of
2 \$200,000,000, as determined by the commissioner and not subject to
3 subsequent adjustment, and the commissioner shall make such adjust-
4 ments to such payments or rates of payment as are necessary to
5 ensure that such aggregate limits on payment decreases are not
6 exceeded.

7 Notwithstanding any inconsistent provision of law or regulation and
8 subject to the availability of federal financial participation, for
9 the period April 1, 2012 through March 31, 2013, payments by govern-
10 ment agencies for services provided by certified home health agen-
11 cies, except for such services provided to children under eighteen
12 years of age and other discreet groups as may be determined by the
13 commissioner, shall be based on episodic payments. In establishing
14 such payments, a statewide base price shall be established for each
15 sixty day episode of care and adjusted by a regional wage index
16 factor and an individual patient case mix index. Such episodic
17 payments may be further adjusted for low utilization cases and to
18 reflect a percentage limitation of the cost for high-utilization
19 cases that exceed outlier thresholds of such payments. Episodic
20 payments shall be based on medicaid paid claims, as determined and
21 adjusted by the commissioner to achieve savings comparable to the
22 prior state fiscal year, for services provided by all certified home
23 health agencies in the base year 2009. The commissioner may require
24 agencies to collect and submit any data required to implement this
25 subdivision.

26 Notwithstanding any contrary law, rule or regulation, for the period
27 April 1, 2011 through March 31, 2013 medicaid rates of payments for
28 services provided by certified home health agencies, by long term
29 home health care programs or by an AIDS home care program, to
30 patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS)
31 shall reflect no separate payment for home care nursing services.

32 Notwithstanding any inconsistent provision of law, rule or regulation
33 to the contrary, for the period April 1, 2011 through March 31,
34 2013:

- 35 1. The commissioner of health is authorized to submit the appropriate
36 waivers, including but not limited to those authorized pursuant to
37 sections eleven hundred fifteen and nineteen hundred fifteen of the
38 federal social security act or successor provisions, and any other
39 waivers necessary to require, on or after April first, two thousand
40 twelve, medical assistance recipients who are twenty-one years of
41 age or older and who require community-based long term care
42 services, as specified by the commissioner, for more than one
43 hundred and twenty days, to receive such services through a managed
44 long term care plan certified pursuant to section forty-four hundred
45 three-f of the public health law or other program model that meets
46 guidelines specified by the commissioner that support coordination
47 and integration of services. Such other program models may include
48 long term home health care programs that comply with such guide-
49 lines. Copies of such original waiver applications and amendments
50 thereto shall be provided to the chairs of the senate finance
51 committee, the assembly ways and means committee, and the senate and

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- 1 assembly health committees simultaneously with their submission to
2 the federal government.
- 3 2. With respect to persons in receipt of long term care services prior
4 to enrollment, the guidelines shall require the managed long term
5 care plan to contract with agencies currently providing such
6 services, in order to promote continuity of care. In addition, the
7 guidelines shall require managed long term care plans to offer and
8 cover consumer directed personal assistance services for eligible
9 individuals who elect such services pursuant to section three
10 hundred sixty-five-f of the social services law. The commissioner
11 shall seek input from representatives of home and community based
12 long term care services providers, recipients, and the Medicaid
13 managed care advisory review panel, among others, to further evalu-
14 ate and promote the transition of persons in receipt of home and
15 community-based long term care services in to managed long term care
16 plans and other care coordination models and to develop guidelines
17 for such care coordination models. The guidelines shall be finalized
18 and posted on the department's website no later than November
19 fifteen, two thousand eleven.
- 20 3. With respect to persons required to enroll in managed long term
21 care or other care coordination model pursuant to a waiver described
22 in paragraph 1:
- 23 (a) Medical assistance recipients who are Native Americans shall not
24 be required to enroll in a managed long term care plan or other care
25 coordination model.
- 26 (b) The following medical assistance recipients shall not be eligible
27 to participate in a managed long term care program or other care
28 coordination model:
- 29 (i) a person who is expected to be eligible for medical assistance for
30 less than six months, for a reason other than that the person is
31 eligible for medical assistance only through the application of
32 excess income toward the cost of medical care and services;
- 33 (ii) a person who is eligible for medical assistance benefits only
34 with respect to tuberculosis-related services;
- 35 (iii) a person receiving hospice services at time of enrollment;
- 36 (iv) a person who has primary medical or health care coverage avail-
37 able from or under a third-party payor which may be maintained by
38 payment, or part payment, of the premium or cost sharing amounts,
39 when payment of such premium or cost sharing amounts would be cost-
40 effective, as determined by the social services district;
- 41 (v) a person receiving family planning services pursuant to subpara-
42 graph eleven of paragraph (a) of subdivision one of section three
43 hundred sixty-six of the social services law;
- 44 (vi) a person who is eligible for medical assistance pursuant to para-
45 graph (v) of subdivision four of section three hundred sixty-six of
46 the social services law.
- 47 (c) The following medical assistance recipients shall not be eligible
48 to participate in a managed long term care program or other care
49 coordination model until program features and reimbursement rates
50 are approved by the commissioner of health and, where appropriate,
51 the commissioner of the office for persons with developmental disa-
52 bilities:

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- (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

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- 1 CASES, HOWEVER, THE FURNISHING OF SUCH ASSISTANCE SHALL CREATE AN
2 IMPLIED CONTRACT WITH SUCH RELATIVE, AND THE COST THEREOF MAY BE
3 RECOVERED FROM SUCH RELATIVE IN ACCORDANCE WITH TITLE SIX OF ARTICLE
4 THREE OF THE SOCIAL SERVICES LAW AND OTHER APPLICABLE PROVISIONS OF
5 LAW. PROVIDED, HOWEVER, IF THIS CHAPTER APPROPRIATES SUFFICIENT
6 ADDITIONAL FUNDS TO ALLOW MEDICAL ASSISTANCE TO BE FURNISHED IN
7 SITUATIONS IN WHICH A RESPONSIBLE RELATIVE WHO IS NOT ABSENT FROM
8 THE HOUSEHOLD FAILS OR REFUSES TO PROVIDE NECESSARY CARE AND ASSIST-
9 ANCE, THEN THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY AND
10 SHALL BE CONSIDERED NULL AND VOID AS OF MARCH 31, 2012
11 5,728,436,000 (re. \$5,728,436,000)
12 For services and expenses of the medical assistance program including
13 managed care services.
14 Notwithstanding any inconsistent provision of law, rule or regulation
15 to the contrary, for the period April 1, 2011 through March 31,
16 2013:
- 17 1. The following medicaid recipients shall not be required to partic-
18 ipate in a managed care program established pursuant to section
19 364-j of the social services law: (i) individuals with a chronic
20 medical condition who are being treated by a specialist physician
21 that is not associated with a managed care provider in the individ-
22 ual's social services district may defer participation in the
23 managed care program for six months or until the course of treatment
24 is complete, whichever occurs first; and Native Americans.
 - 25 2. The following medicaid recipients shall not be eligible to partic-
26 ipate in a managed care program established pursuant to section
27 364-j of the social services law: (i) a person eligible for medicare
28 participating in a capitated demonstration program for long term
29 care; (ii) an infant living with an incarcerated mother in a state
30 or local correctional facility as defined in section 2 of the
31 correction law; (iii) a person who is expected to be eligible for
32 medical assistance for less than six months; (iv) a person who is
33 eligible for medical assistance benefits only with respect to tuber-
34 culosis-related services; (v) individuals receiving hospice services
35 at time of enrollment; (vi) a person who has primary medical or
36 health care coverage available from or under a third-party payor
37 which may be maintained by payment, or part payment, of the premium
38 or costs sharing amounts, when payment of such premium or cost shar-
39 ing amounts would be cost-effective, as determined by the local
40 social services district; (vii) a person receiving family planning
41 services pursuant to subparagraph 11 of paragraph (a) of subdivision
42 1 of section 366 of the social services law; (viii) a person who is
43 eligible for medical assistance pursuant to paragraph (v) of subdi-
44 vision 4 of section 366 of the social services law; and (ix) a
45 person who is Medicare/Medicaid dually eligible and who is not
46 enrolled in a medicare managed care plan.
 - 47 3. The following categories of medicaid recipients may be required to
48 enroll with a managed care program when program features and
49 reimbursement rates are approved by the commissioners of health and,
50 as appropriate, the commissioner of mental health, the office for
51 persons with developmental disabilities, and the office of children
52 and family services: (i) an individual dually eligible for medical

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1 assistance and benefits under the federal medicare program and
2 enrolled in a medicare managed care plan offered by an entity that
3 is also a managed care provider; provided that (notwithstanding
4 paragraph (g) of subdivision 4 of this section): (ii) an individual
5 eligible for supplemental security income; (iii) HIV positive indi-
6 viduals; (iv) persons with serious mental illness and children and
7 adolescents with serious emotional disturbances, as defined in
8 section 4401 of the public health law; (v) a person receiving
9 services provided by a residential alcohol or substance abuse
10 program or facility for the mentally retarded; (vi) a person receiv-
11 ing services provided by an intermediate care facility for the
12 mentally retarded or who has characteristics and needs similar to
13 such persons; (vii) a person with a developmental or physical disa-
14 bility who receives home and community-based services or care-at-
15 home services through existing waivers under section 1915 (c) of the
16 federal social security act or who has characteristics and needs
17 similar to such persons; (viii) a person who is eligible for medical
18 assistance pursuant to subparagraph 12 or subparagraph 13 of para-
19 graph (a) of subdivision 1 of section 366 of the social services
20 law; (ix) a person receiving services provided by a long term home
21 health care program, or a person receiving inpatient services in a
22 state-operated psychiatric facility or a residential treatment
23 facility for children and youth; (x) certified blind or disabled
24 children living or expected to be living separate and apart from the
25 parent for thirty days or more; (xi) residents of nursing facili-
26 ties; (xii) a foster child in the placement of a voluntary agency or
27 in the direct care of the local social services district; (xiii) a
28 person or family that is homeless; and (xiv) individuals for whom a
29 managed care provider is not geographically accessible so as to
30 reasonably provide services to the person. A managed care provider
31 is not geographically accessible if the person cannot access the
32 provider's services in a timely fashion due to distance or travel
33 time.

- 34 4. Applicants for medicaid and pregnant women applying for presumptive
35 eligibility under the medicaid program shall be required to choose a
36 managed care provider at the time of application; if the participant
37 does not choose such a provider, the commissioner of health shall
38 assign the applicant to a managed care provider in accordance with
39 subparagraphs (ii) through (v) of paragraph (f) of subdivision 4 of
40 section 364-j of the social services law. Individuals already in
41 receipt of medicaid shall have no less than thirty days from the
42 date selected by their social services district to enroll in the
43 managed care program to select a managed care provider, and as
44 appropriate, a mental health special needs plan.
- 45 5. The department of health is authorized to contract with an entity
46 offering a comprehensive health services plan, including an entity
47 that has received a certificate of authority pursuant to sections
48 4403, 4403-a or 4408-a of the public health law (as added by chapter
49 639 of the laws of 1996) or a health maintenance organization
50 authorized under article 43 of the insurance law, to eligible indi-
51 viduals residing in the geographic area served by such entity.
52 Cities with a population of over 2,000,000 shall not be authorized

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1 to enter into medicaid managed care contracts with comprehensive
2 health services plans. Such contracts may provide for medicaid
3 payments on a capitated basis for nursing facility, home care or
4 other long term care services of a duration and scope determined by
5 the commissioner of health.

6 6. Provided, however, if this chapter appropriates sufficient addi-
7 tional funds to allow medicaid payment for services on a fee-for-
8 service basis without the savings to be achieved by expanding the
9 populations allowed or required to participate in medicaid managed
10 care, or by streamlining the process for enrolling participants in
11 medicaid managed care plans, then the provisions of this paragraph
12 shall not apply and shall be considered null and void as of March
13 31, 2011 ... 10,023,265,000 (re. \$10,023,265,000)

14 For services and expenses of the medical assistance program including
15 pharmacy services.

16 Notwithstanding any inconsistent provision of law, rule or regulation
17 to the contrary, for the period April 1, 2011 through March 31,
18 2013, payments for drugs which may not be dispensed without a
19 prescription as required by section 6810 of the education law and
20 for which payment is authorized under the medical assistance program
21 pursuant to subdivision 2 of section 365-a of the social services
22 law or under the family health plus program pursuant to subparagraph
23 (v) of paragraph (e) of subdivision 1 of section 369-ee of the
24 social services law may be included in the capitation payment for
25 services or supplies provided to medical assistance or family health
26 plus recipients by managed care organizations or other entities
27 which are certified under article 44 of the public health law or
28 licensed pursuant to article 43 of the insurance law or otherwise
29 authorized by law to offer comprehensive health services plans to
30 medical assistance or family health plus recipients. Provided,
31 however, if this chapter appropriates sufficient additional funds to
32 allow such drugs to continue to be excluded as a benefit available
33 to medical assistance and family health plus recipients through such
34 comprehensive health services plans, then the provisions of this
35 paragraph shall not apply and shall be considered null and void as
36 of March 31, 2011.

37 Notwithstanding any inconsistent provision of law, rule or regulation
38 to the contrary, for the period April 1, 2011 through March 31,
39 2013, the commissioner of health is authorized to designate some or
40 all of the drugs manufactured or marketed by a pharmaceutical
41 manufacturer as non-preferred drugs under the preferred drug program
42 established pursuant to section 272 of the public health law if: the
43 commissioner of health has previously designated such pharmaceutical
44 manufacturer as one with whom the commissioner is negotiating a
45 manufacturer agreement, and included the drugs it manufactures or
46 markets on the preferred drug list; and the commissioner has not
47 reached a manufacturer agreement with such manufacturer. Provided,
48 however, if this chapter appropriates sufficient additional funds to
49 require the commissioner of health to designate as non-preferred all
50 of the drugs manufactured or marketed by a manufacturer with whom
51 the commissioner has been unable to reach a manufacturer agreement,

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1 then the provisions of this paragraph shall not apply and shall be
2 considered null and void as of March 31, 2011.
3 Notwithstanding any inconsistent provision of law, rule or regulation
4 to the contrary, for the period April 1, 2011 through March 31,
5 2013, for those drugs which may not be dispensed without a
6 prescription as required by section 6810 of the education law and
7 for which payment is authorized under the medical assistance program
8 pursuant to subdivision 2 of section 365-a of the social services
9 law, payments for such drugs and dispensing fees shall be as
10 follows:

- 11 1. If the drug dispensed is a multiple source prescription drug for
12 which an upper limit has been set by the federal centers for medi-
13 care and medicaid services, payment for the drug shall be the lower
14 of: (a) an amount equal to the specific upper limit set by such
15 federal agency for the multiple source prescription drug; (b) the
16 estimated acquisition cost of such drug to pharmacies which, for
17 purposes of this subparagraph, shall mean the average wholesale
18 price of a prescription drug based on the package size dispensed
19 from, as reported by the prescription drug pricing service used by
20 the department, less twenty-five percent thereof; (c) the maximum
21 acquisition cost, if any, established pursuant to paragraph (e) of
22 this subdivision; (d) the dispensing pharmacy's usual and customary
23 price charged to the general public; or (e) the average acquisition
24 cost if available.
- 25 2. If the drug dispensed is a multiple source prescription drug or a
26 brand-name prescription drug for which no specific upper limit has
27 been set by such federal agency, payment for the drug shall be the
28 lower of the estimated acquisition cost of such drug to pharmacies,
29 the average acquisition cost if available, or the dispensing pharma-
30 cy's usual and customary price charged to the general public. For
31 sole and multiple source brand name drugs, estimated acquisition
32 cost means the average wholesale price of a prescription drug based
33 upon the package size dispensed from, as reported by the
34 prescription drug pricing service used by the department, less
35 seventeen percent thereof, or the wholesale acquisition cost of a
36 prescription drug based upon package size dispensed from, as
37 reported by the prescription drug pricing service used by the
38 department, minus zero and forty one hundredths percent thereof, and
39 updated monthly by the department. For multiple source generic
40 drugs, estimated acquisition cost means the lowest of the average
41 acquisition cost if available, the average wholesale price of a
42 prescription drug based on the packaged size dispensed from, as
43 reported by the prescription drug pricing service used by the
44 department, less twenty-five percent thereof, or the maximum acqui-
45 sition cost, if any, established pursuant to paragraph (e) of this
46 subdivision.
- 47 3. (a) For prescription drugs categorized as generic by the
48 prescription drug pricing service used by the department, the
49 dispensing fee shall be three dollars and fifty cents per
50 prescription.
51 (b) For prescription drugs categorized as generic by the prescription
52 drug pricing service used by the department, the dispensing fee

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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-

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1 retrovirals used in the treatment of HIV/AIDS; and anti-rejection
2 drugs used for the treatment of organ and tissue transplants.
3 Provided, however, if this chapter appropriates sufficient addi-
4 tional funds to allow such drugs to continue to be exempt from the
5 prior authorization requirements of the preferred drug program, then
6 the provisions of this paragraph shall not apply and shall be
7 considered null and void as of March 31, 2011
8 4,028,430,000 (re. \$4,028,430,000)
9 For services and expenses of the medical assistance program including
10 transportation services ... 349,464,000 (re. \$349,464,000)
11 For services and expenses of the medical assistance program including
12 dental services ... 280,432,000 (re. \$280,432,000)
13 For services and expenses of the medical assistance program including
14 noninstitutional and other spending.
15 Notwithstanding any inconsistent provision of law, rule or regulation
16 to the contrary, for the period April 1, 2011 through March 31,
17 2013, the medical assistance program shall provide coverage for
18 medically necessary speech therapy, and when provided at the direc-
19 tion of a physician or nurse practitioner, physical therapy and
20 related rehabilitative services, and occupational therapy. Provided,
21 however, that speech therapy, physical therapy, and occupational
22 therapy each shall be limited to coverage of twenty visits per year,
23 with such limitation not applying to persons with developmental
24 disabilities. Provided, however, if this chapter appropriates suffi-
25 cient additional funds to allow the medical assistance program to
26 cover such medically necessary services without a limitation on the
27 number of visits paid for, then the provisions of this paragraph
28 shall not apply and shall be considered null and void as of March
29 31, 2011.
30 Notwithstanding any inconsistent provision of law, rule or regulation
31 to the contrary, for the period April 1, 2011 through March 31,
32 2013, the estate of a medical assistance recipient, for purposes of
33 making any recoveries of the cost of such assistance otherwise
34 authorized by law, shall include any real and personal property in
35 which the medical assistance recipient had any legal title or inter-
36 est at the time of death, including jointly held property, retained
37 life estates, and interests in trusts, to the extent of such inter-
38 ests, provided, however, that a claim against a recipient of such
39 property by distribution or survival shall be limited to the value
40 of the property received or the amount of medical assistance bene-
41 fits otherwise recoverable, whichever is less. Provided, however, if
42 this chapter appropriates sufficient additional funds to permit
43 limiting recoveries to real and personal property and other assets
44 passing under the terms of a valid will or by intestacy, then the
45 provisions of this paragraph shall not apply and shall be considered
46 null and void as of March 31, 2011
47 8,543,489,000 (re. \$8,543,489,000)
48 For services and expenses of the medical assistance program including
49 a series of targeted chronic illness demonstration projects.
50 Notwithstanding section 112 and section 163 of the state finance law,
51 for chronic illness demonstration projects authorized by section
52 364-1 of the social services law, the commissioner of health may

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1 allocate up to \$2,500,000 of the amount appropriated for contracts
2 without a request for proposal process or any other competitive
3 process ... 12,000,000 (re. \$12,000,000)
4 Notwithstanding any other provision of law, the money herein appropri-
5 ated, is available for transfer or suballocation to the state
6 university of New York and its subsidiaries, or to contract without
7 competition for services with the state university of New York
8 research foundation, to provide support for the administration of
9 the medical assistance program including activities such as dental
10 prior approval, retrospective and prospective drug utilization
11 review, development of evidence based utilization thresholds, data
12 analysis, clinical consultation and peer review, clinical support
13 for the pharmacy and therapeutic committee, and other activities
14 related to utilization management and for health information tech-
15 nology support for the medicaid program
16 12,000,000 (re. \$12,000,000)
17 Notwithstanding any inconsistent provision of section 112 or 163 of
18 the state finance law or any other contrary provision of the state
19 finance law or any other contrary provision of law, the commissioner
20 of health may, without a competitive bid or request for proposal
21 process, enter into contracts with one or more certified public
22 accounting firms for the purpose of conducting audits of dispropor-
23 tionate share hospital payments made by the state of New York to
24 general hospitals and for the purpose of conducting audits of hospi-
25 tal cost reports as submitted to the state of New York in accordance
26 with article 28 of the public health law. Notwithstanding any incon-
27 sistent provisions of law, subject to the approval of the director
28 of the budget, up to the amount appropriated herein
29 4,600,000 (re. \$4,600,000)
30 For services and expenses of the medical assistance program including
31 medical services provided at state facilities operated by the office
32 of mental health, the office for people with developmental disabili-
33 ties and the office of alcoholism and substance abuse services ...
34 8,500,000,000 (re. \$8,500,000,000)
35 For services and expenses of the medical assistance program including
36 hospital inpatient, hospital outpatient and emergency room, clinic,
37 nursing home, other long term care, managed care, pharmacy, trans-
38 portation, dental, non-institutional and other spending, medical
39 services provided at state facilities operated by the office of
40 mental health, the office for people with developmental disabilities
41 and the office of alcoholism and substance abuse services and for
42 any other medical assistance services resulting from an increase in
43 the federal medical assistance percentage pursuant to the American
44 Recovery and Reinvestment Act. Funds appropriated herein shall be
45 subject to all applicable reporting and accountability requirements
46 contained in such act
47 1,204,000,000 (re. \$1,204,000,000)

48 By chapter 108, section 11, of the laws of 2010:

49 For services and expenses for the medical assistance program, includ-
50 ing administrative expenses for local social services districts,

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1 pursuant to title XIX of the federal social security act or its
2 successor program.

3 The moneys hereby appropriated are to be available for payment of aid
4 heretofore accrued or hereafter to accrue to municipalities, and to
5 providers of medical services pursuant to section 367-b of the
6 social services law, and for payment of state aid to municipalities
7 and to providers of family care where payment systems through the
8 fiscal intermediaries are not operational, shall be available to the
9 department net of disallowances, refunds, reimbursements, and cred-
10 its.

11 Notwithstanding any other provision of law, the money hereby appropri-
12 ated may be increased or decreased by interchange, with any appro-
13 priation of the department of health and the office of medicaid
14 inspector general and may be increased or decreased by transfer or
15 suballocation between these appropriated amounts and appropriations
16 of the office of mental health, office of mental retardation and
17 developmental disabilities, the office of alcoholism and substance
18 abuse services, the department of family assistance office of tempo-
19 rary and disability assistance, office of children and family
20 services, and state office for the aging with the approval of the
21 director of the budget, who shall file such approval with the
22 department of audit and control and copies thereof with the chairman
23 of the senate finance committee and the chairman of the assembly
24 ways and means committee.

25 Notwithstanding any inconsistent provision of law, in lieu of payments
26 authorized by the social services law, or payments of federal funds
27 otherwise due to the local social services districts for programs
28 provided under the federal social security act or the federal food
29 stamp act, funds herein appropriated, in amounts certified by the
30 state commissioner of temporary and disability assistance or the
31 state commissioner of health as due from local social services
32 districts each month as their share of payments made pursuant to
33 section 367-b of the social services law may be set aside by the
34 state comptroller in an interest-bearing account in order to ensure
35 the orderly and prompt payment of providers under section 367-b of
36 the social services law pursuant to an estimate provided by the
37 commissioner of health of each local social services district's
38 share of payments made pursuant to section 367-b of the social
39 services law.

40 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of
41 the public health law, subdivision 2-b of section 2808 of the public
42 health law, section 21 of chapter 1 of the laws of 1999, and any
43 other contrary provision of law, in determining rates of payments by
44 state governmental agencies effective for services provided on and
45 after April 1, 2010 through March 31, 2011, for inpatient and outpa-
46 tient services provided by general hospitals, for inpatient services
47 and adult day health care outpatient services provided by residen-
48 tial health care facilities pursuant to article 28 of the public
49 health law, except for residential health care facilities that
50 provide extensive nursing, medical, psychological and counseling
51 support services to children, for home health care services provided
52 pursuant to article 36 of the public health law by certified home

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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)

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1 For services and expenses of the medical assistance program including
2 other long term care services.

3 Notwithstanding any inconsistent provision of law, rule or regulation
4 to the contrary, for the period April 1, 2010 through March 31,
5 2011, for purposes of operating the long term care assessment center
6 demonstration program pursuant to section 367-w of the social
7 services law, the department of health shall designate one or more
8 long-term care assessment centers to be established in and together
9 serve an entire county within the city of New York and shall desig-
10 nate a long term care assessment center to be established in another
11 region consisting of one or more contiguous counties elsewhere in
12 the state. Provided, however, if this act appropriates sufficient
13 additional funds to support operation of the long term care assess-
14 ment center demonstration program through one assessment center in a
15 county within the city of New York, then the provisions of this
16 appropriation shall be deemed null and void.

17 Notwithstanding any inconsistent provision of law, rule or regulation
18 to the contrary, for the period April 1, 2010 through March 31,
19 2011, continued provision of long term home health care program,
20 AIDS home care program or certified home health agency services paid
21 for by government funds shall be based upon a comprehensive assess-
22 ment of the medical, social and environmental needs of the recipient
23 of the services which shall be performed at least every 180 days by
24 the provider of a long term home health care program, AIDS home care
25 program or the certified home health agency providing services for
26 the patient and the local department of social services; provided,
27 however, if this act appropriates sufficient additional funds to
28 require that such assessments be performed no less frequently than
29 once every 120 days, then the provisions of this paragraph shall not
30 apply and shall be considered null and void as of March 31, 2010 ...
31 3,248,511,000 (re. \$334,100,000)

32 For services and expenses of the medical assistance program including
33 pharmacy services.

34 Notwithstanding any law, rule or regulation to the contrary, for the
35 period April 1, 2010 through March 31, 2011, the commissioner of
36 health shall provide five days public notice on the department's
37 website of any recommendations developed by the pharmacy and thera-
38apeutics committee regarding the preferred drug program; provided
39 however that, if this act appropriates sufficient additional funds
40 to permit the commissioner to provide thirty days public notice on
41 the department's website of any such recommendations, the provisions
42 of this paragraph shall not apply and shall be considered null and
43 void as of March 31, 2010
44 2,525,100,000 (re. \$193,303,000)

45 For services and expenses of the medical assistance program including
46 noninstitutional and other spending.

47 Notwithstanding any inconsistent provision of law, rule or regulation
48 to the contrary, for the period April 1, 2010 through March 31,
49 2011: (i) any utilization controls on occupational therapy or phys-
50 ical therapy services under the Medicaid program, including, but not
51 limited to, prior approval of services, utilization thresholds or
52 other limitations imposed on such therapy services in relation to a

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1 chronic condition in clinics certified under article 28 of the
2 public health law or article 16 of the mental hygiene law shall be
3 developed by the department of health in concurrence with the office
4 of mental retardation and developmental disabilities; (ii) such
5 utilization controls shall be in accord with nationally recognized
6 professional standards and, in the event that nationally recognized
7 standards do not exist, such thresholds shall be based upon reason-
8 ably recognized professional standards of those with a specific
9 expertise in treating individuals served by clinics certified under
10 article 28 of the public health law or article 16 of the mental
11 hygiene law; and (iii) prior approval by the department of health of
12 a physical therapy evaluation or an occupational therapy evaluation
13 by a qualified practitioner practicing within the scope of such
14 practitioner's licensure shall not be required; provided that the
15 department of health may require prior approval for treatment as
16 recommended by such an evaluation and, in the event that prior
17 approval is required, and the department of health fails to make a
18 determination within eight days of presentation of a treatment
19 request for physical or occupational therapy services, the depart-
20 ment of health shall automatically approve four therapy visits; and
21 provided, further, that if, upon completion of such four therapy
22 visits, the department has not yet rendered a determination on the
23 request for physical or occupational therapy services, the depart-
24 ment shall automatically approve an additional four therapy visits
25 and that such subsequent automatic approval shall be issued in the
26 same manner until such time as the department issues a determi-
27 nation, but in no event shall such approvals exceed the number of
28 services or the period of time recommended by the evaluation; and
29 provided further that, in the case of any denial of a prior approval
30 request for physical therapy or occupational therapy, the department
31 of health shall provide a reasonable opportunity for the qualified
32 practitioner to provide his or her assessment of the beneficiary's
33 physical and functional status as documented in a treatment plan
34 with reasonable and obtainable goals; and provided further that, if
35 the qualified practitioner provides documentation that is in accord
36 with reasonably recognized professional standards, the recommended
37 treatment plan shall be final, and the prior approval request shall
38 be approved. Provided, however, if this act appropriates sufficient
39 additional funds to permit payment under the Medicaid program for
40 occupational therapy and physical therapy without the utilization
41 control and prior approval features described in this appropriation,
42 then the provisions of this paragraph shall not apply and shall be
43 considered null and void as of March 31, 2010.

44 Notwithstanding any inconsistent provision of law, rule or regulation
45 to the contrary, for the period April 1, 2010 through March 31,
46 2011, moneys paid by an applicant or recipient of supplemental secu-
47 rity income benefits under section 209 of the social services law or
48 of medical assistance under section 366 of such law, to a funeral
49 firm, funeral director, undertaker, cemetery, or any other person,
50 firm or corporation, under or in connection with an agreement, or
51 any option to enter into an agreement, for the sale of merchandise
52 to be used in connection with a funeral or burial, or for the

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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

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1 HCRA Resources Fund
2 Indigent Care Account

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

5 Notwithstanding section 40 of state finance law or any other law to
6 the contrary, all medical assistance appropriations made from this
7 account shall remain in full force and effect in accordance, IN THE
8 AGGREGATE, with the following schedule: NOT MORE THAN 50 percent for
9 the period April 1, 2011 to March 31, 2012; [50 percent] AND THE
10 REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEM-
11 BER 15, 2013.

12 Notwithstanding section 40 of the state finance law or any provision
13 of law to the contrary, subject to federal approval, department of
14 health state funds medicaid spending, excluding payments for medical
15 services provided at state facilities operated by the office of
16 mental health, the office for people with developmental disabilities
17 and the office of alcoholism and substance abuse services and
18 further excluding any payments which are not appropriated within the
19 department of health, in the aggregate, for the period April 1, 2011
20 through March 31, 2012, shall not exceed \$15,326,576,000 except as
21 provided below and state share medicaid spending, in the aggregate,
22 for the period April 1, 2012 through March 31, 2013, shall not
23 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall
24 department of health state funds medicaid spending for the period
25 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]
26 \$31,243,239,000 provided, however, such aggregate limits may be
27 adjusted by the director of the budget to account for any changes in
28 the New York state federal medical assistance percentage amount
29 established pursuant to the federal social security act, increases
30 in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT
31 PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April
32 1, 2012 the operational costs of the New York state medical indem-
33 nity fund, pursuant to a chapter establishing such fund. The direc-
34 tor of the budget, in consultation with the commissioner of health,
35 shall assess on monthly basis known and projected medicaid expendi-
36 tures by category of service and by geographic region, as determined
37 by the commissioner of health, incurred both prior to and subsequent
38 to such assessment for each such period, and if the director of the
39 budget determines that such expenditures are expected to cause medi-
40 caid spending for such period to exceed the aggregate limit speci-
41 fied herein for such period, the state medicaid director, in consul-
42 tation with the director of the budget and the commissioner of
43 health, shall develop a medicaid savings allocation plan to limit
44 such spending to the aggregate limit specified herein for such peri-
45 od.

46 Such medicaid savings allocation plan shall be designed, to reduce the
47 expenditures authorized by the appropriations herein in compliance
48 with the following guidelines: (1) reductions shall be made in
49 compliance with applicable federal law, including the provisions of
50 the Patient Protection and Affordable Care Act, Public Law No.
51 111-148, and the Health Care and Education Reconciliation Act of

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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.

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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.

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1 Notwithstanding any inconsistent provision of law, the moneys hereby
2 appropriated may be increased or decreased by interchange or trans-
3 fer with any appropriation of the department of health with the
4 approval of the director of the budget, who shall file such approval
5 with the department of audit and control and copies thereof with the
6 chairman of the senate finance committee and the chairman of the
7 assembly ways and means committee
8 1,583,000,000 (re. \$1,583,000,000)

9 Special Revenue Funds - Other
10 HCRA Resources Fund
11 Medical Assistance Account

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

14 Notwithstanding section 40 of state finance law or any other law to
15 the contrary, all medical assistance appropriations made from this
16 account shall remain in full force and effect in accordance, IN THE
17 AGGREGATE, with the following schedule: NOT MORE THAN 46.6 percent
18 for the period April 1, 2011 to March 31, 2012; [53.4 percent] AND
19 THE REMAINING AMOUNT for the period April 1, 2012 to [March 31]
20 SEPTEMBER 15, 2013.

21 Notwithstanding section 40 of the state finance law or any provision
22 of law to the contrary, subject to federal approval, department of
23 health state funds medicaid spending, excluding payments for medical
24 services provided at state facilities operated by the office of
25 mental health, the office for people with developmental disabilities
26 and the office of alcoholism and substance abuse services and
27 further excluding any payments which are not appropriated within the
28 department of health, in the aggregate, for the period April 1, 2011
29 through March 31, 2012, shall not exceed \$15,326,576,000 except as
30 provided below and state share medicaid spending, in the aggregate,
31 for the period April 1, 2012 through March 31, 2013, shall not
32 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall
33 department of health state funds medicaid spending for the period
34 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]
35 \$31,243,239,000 provided, however, such aggregate limits may be
36 adjusted by the director of the budget to account for any changes in
37 the New York state federal medical assistance percentage amount
38 established pursuant to the federal social security act, increases
39 in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT
40 PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April
41 1, 2012 the operational costs of the New York state medical indem-
42 nity fund, pursuant to a chapter establishing such fund. The direc-
43 tor of the budget, in consultation with the commissioner of health,
44 shall assess on a monthly basis known and projected medicaid expend-
45 itures by category of service and by geographic region, as deter-
46 mined by the commissioner of health, incurred both prior to and
47 subsequent to such assessment for each such period, and if the
48 director of the budget determines that such expenditures are
49 expected to cause medicaid spending for such period to exceed the
50 aggregate limit specified herein for such period, the state medicaid

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1 director, in consultation with the director of the budget and the
2 commissioner of health, shall develop a medicaid savings allocation
3 plan to limit such spending to the aggregate limit specified herein
4 for such period.

5 Such medicaid savings allocation plan shall be designed, to reduce the
6 expenditures authorized by the appropriations herein in compliance
7 with the following guidelines: (1) reductions shall be made in
8 compliance with applicable federal law, including the provisions of
9 the Patient Protection and Affordable Care Act, Public Law No.
10 111-148, and the Health Care and Education Reconciliation Act of
11 2010, Public Law No. 111-152 (collectively "Affordable Care Act")
12 and any subsequent amendments thereto or regulations promulgated
13 thereunder; (2) reductions shall be made in a manner that complies
14 with the state medicaid plan approved by the federal centers for
15 medicare and medicaid services, provided, however, that the commis-
16 sioner of health is authorized to submit any state plan amendment or
17 seek other federal approval, including waiver authority, to imple-
18 ment the provisions of the medicaid savings allocation plan that
19 meets the other criteria set forth herein; (3) reductions shall be
20 made in a manner that maximizes federal financial participation, to
21 the extent practicable, including any federal financial partic-
22 ipation that is available or is reasonably expected to become avail-
23 able, in the discretion of the commissioner, under the Affordable
24 Care Act; (4) reductions shall be made uniformly among categories of
25 services and geographic regions of the state, to the extent practi-
26 cable, and shall be made uniformly within a category of service, to
27 the extent practicable, except where the commissioner determines
28 that there are sufficient grounds for non-uniformity, including but
29 not limited to: the extent to which specific categories of services
30 contributed to department of health medicaid state funds spending in
31 excess of the limits specified herein; the need to maintain safety
32 net services in underserved communities; or the potential benefits
33 of pursuing innovative payment models contemplated by the Affordable
34 Care Act, in which case such grounds shall be set forth in the medi-
35 caid savings allocation plan; and (5) reductions shall be made in a
36 manner that does not unnecessarily create administrative burdens to
37 medicaid applicants and recipients or providers.

38 The commissioner shall seek the input of the legislature, as well as
39 organizations representing health care providers, consumers, busi-
40 nesses, workers, health insurers, and others with relevant exper-
41 tise, in developing such medicaid savings allocation plan, to the
42 extent that all or part of such plan, in the discretion of the
43 commissioner, is likely to have a material impact on the overall
44 medicaid program, particular categories of service or particular
45 geographic regions of the states.

46 The commissioner shall post the medicaid savings allocation plan on
47 the department of health's website and shall provide written copies
48 of such plan to the chairs of the senate finance and the assembly
49 ways and means committees at least 30 days before the date on which
50 implementation is expected to begin.

51 The commissioner may revise the medicaid savings allocation plan
52 subsequent to the provisions of notice and prior to implementation

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1 but need provide a new notice pursuant to subparagraph (i) of this
2 paragraph only if the commissioner determines, in his or her
3 discretion, that such revisions materially alter the plan.
4 Notwithstanding the provisions of paragraphs (a) and (b) of this
5 subdivision, the commissioner need not seek the input described in
6 paragraph (a) of this subdivision or provide notice pursuant to
7 paragraph (b) of this paragraph if, in the discretion of the commis-
8 sioner, expedited development and implementation of a medicaid
9 savings allocation plan is necessary due to a public health emergen-
10 cy.
11 For purposes of this section, a public health emergency is defined as:
12 (i) a disaster, natural or otherwise, that significantly increases
13 the immediate need for health care personnel in an area of the
14 state; (ii) an event or condition that creates a widespread risk of
15 exposure to a serious communicable disease, or the potential for
16 such widespread risk of exposure; or (iii) any other event or condi-
17 tion determined by the commissioner to constitute an imminent threat
18 to public health.
19 Nothing in this paragraph shall be deemed to prevent all or part of
20 such medicaid savings allocation plan from taking effect retroac-
21 tively to the extent permitted by the federal centers for medicare
22 and medicaid services.
23 In accordance with the medicaid savings allocation plan, the commis-
24 sioner of the department of health shall reduce department of health
25 state funds medicaid spending by the amount of the projected over-
26 spending through, actions including, but not limited to modifying or
27 suspending reimbursement methods, including but not limited to all
28 fees, premium levels and rates of payment, notwithstanding any
29 provision of law that sets a specific amount or methodology for any
30 such payments or rates of payment; modifying medicaid program bene-
31 fits; seeking all necessary federal approvals, including, but not
32 limited to waivers, waiver amendments; and suspending time frames
33 for notice, approval or certification of rate requirements, notwith-
34 standing any provision of law, rule or regulation to the contrary,
35 including but not limited to sections 2807 and 3614 of the public
36 health law, section 18 of chapter 2 of the laws of 1988, and 18
37 NYCRR 505.14(h).
38 The department of health shall prepare a monthly report that sets
39 forth: (a) known and projected department of health medicaid expend-
40 itures as described in subdivision 1 of this section; and (b) the
41 actions taken to implement any medicaid savings allocation plan
42 implemented pursuant to subdivision 4 of this section, including
43 information concerning the impact of such actions on each category
44 of service and each geographic region of the state. Each such month-
45 ly report shall be provided to the chairs of the senate finance and
46 the assembly ways and means committees and shall be posted on the
47 department of health's website in a timely manner.
48 For the purpose of making payments, the money hereby appropriated is
49 available for payment of aid heretofore accrued or hereafter
50 accrued, to providers of medical care pursuant to section 367-b of
51 the social services law, and for payment of state aid to municipi-
52 palities and the federal government where payment systems through

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 programs, managed long term care plans and approved managed long
2 term care operating demonstrations for recruitment and retention of
3 health care workers ... 100,000,000 (re. \$100,000,000)

4 Special Revenue Funds - Other
5 Miscellaneous Special Revenue Fund
6 Medical Assistance Account

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

9 Notwithstanding section 40 of state finance law or any other law to
10 the contrary, all medical assistance appropriations made from this
11 account shall remain in full force and effect in accordance, IN THE
12 AGGREGATE, with the following schedule: NOT MORE THAN 51.1 percent
13 for the period April 1, 2011 to March 31, 2012; [48.9 percent] AND
14 THE REMAINING AMOUNT for the period April 1, 2012 to [March 31]
15 SEPTEMBER 15, 2013.

16 Notwithstanding section 40 of the state finance law or any provision
17 of law to the contrary, subject to federal approval, department of
18 health state funds medicaid spending, excluding payments for medical
19 services provided at state facilities operated by the office of
20 mental health, the office for people with developmental disabilities
21 and the office of alcoholism and substance abuse services and
22 further excluding any payments which are not appropriated within the
23 department of health, in the aggregate, for the period April 1, 2011
24 through March 31, 2012, shall not exceed \$15,326,576,000 except as
25 provided below and state share medicaid spending, in the aggregate,
26 for the period April 1, 2012 through March 31, 2013, shall not
27 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall
28 department of health state funds medicaid spending for the period
29 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]
30 \$31,243,239,000 provided, however, such aggregate limits may be
31 adjusted by the director of the budget to account for any changes in
32 the New York state federal medical assistance percentage amount
33 established pursuant to the federal social security act, increases
34 in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT
35 PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April
36 1, 2012 the operational costs of the New York state medical indem-
37 nity fund, pursuant to a chapter establishing such fund. The direc-
38 tor of the budget, in consultation with the commissioner of health,
39 shall assess on monthly basis known and projected medicaid expendi-
40 tures by category of service and by geographic region, as determined
41 by the commissioner of health, incurred both prior to and subsequent
42 to such assessment for each such period, and if the director of the
43 budget determines that such expenditures are expected to cause medi-
44 caid spending for such period to exceed the aggregate limit speci-
45 fied herein for such period, the state medicaid director, in consul-
46 tation with the director of the budget and the commissioner of
47 health, shall develop a medicaid savings allocation plan to limit
48 such spending to the aggregate limit specified herein for such peri-
49 od.

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1 Such medicaid savings allocation plan shall be designed, to reduce the
2 expenditures authorized by the appropriations herein in compliance
3 with the following guidelines: (1) reductions shall be made in
4 compliance with applicable federal law, including the provisions of
5 the Patient Protection and Affordable Care Act, Public Law No.
6 111-148, and the Health Care and Education Reconciliation Act of
7 2010, Public Law No. 111-152 (collectively "Affordable Care Act")
8 and any subsequent amendments thereto or regulations promulgated
9 thereunder; (2) reductions shall be made in a manner that complies
10 with the state medicaid plan approved by the federal centers for
11 medicare and medicaid services, provided, however, that the commis-
12 sioner of health is authorized to submit any state plan amendment or
13 seek other federal approval, including waiver authority, to imple-
14 ment the provisions of the medicaid savings allocation plan that
15 meets the other criteria set forth herein; (3) reductions shall be
16 made in a manner that maximizes federal financial participation, to
17 the extent practicable, including any federal financial partici-
18 pation that is available or is reasonably expected to become avail-
19 able, in the discretion of the commissioner, under the Affordable
20 Care Act; (4) reductions shall be made uniformly among categories of
21 services and geographic regions of the state, to the extent practi-
22 cable, and shall be made uniformly within a category of service, to
23 the extent practicable, except where the commissioner determines
24 that there are sufficient grounds for non-uniformity, including but
25 not limited to: the extent to which specific categories of services
26 contributed to department of health medicaid state funds spending in
27 excess of the limits specified herein; the need to maintain safety
28 net services in underserved communities; or the potential benefits
29 of pursuing innovative payment models contemplated by the Affordable
30 Care Act, in which case such grounds shall be set forth in the medi-
31 caid savings allocation plan; and (5) reductions shall be made in a
32 manner that does not unnecessarily create administrative burdens to
33 medicaid applicants and recipients or providers.

34 The commissioner shall seek the input of the legislature, as well as
35 organizations representing health care providers, consumers, busi-
36 nesses, workers, health insurers, and others with relevant exper-
37 tise, in developing such medicaid savings allocation plan, to the
38 extent that all or part of such plan, in the discretion of the
39 commissioner, is likely to have a material impact on the overall
40 medicaid program, particular categories of service or particular
41 geographic regions of the states.

42 The commissioner shall post the medicaid savings allocation plan on
43 the department of health's website and shall provide written copies
44 of such plan to the chairs of the senate finance and the assembly
45 ways and means committees at least 30 days before the date on which
46 implementation is expected to begin.

47 The commissioner may revise the medicaid savings allocation plan
48 subsequent to the provisions of notice and prior to implementation
49 but need provide a new notice pursuant to subparagraph (i) of this
50 paragraph only if the commissioner determines, in his or her
51 discretion, that such revisions materially alter the plan.

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Notwithstanding the provisions of paragraphs (a) and (b) of this
2 subdivision, the commissioner need not seek the input described in
3 paragraph (a) of this subdivision or provide notice pursuant to
4 paragraph (b) of this paragraph if, in the discretion of the commis-
5 sioner, expedited development and implementation of a medicaid
6 savings allocation plan is necessary due to a public health emergen-
7 cy.

8 For purposes of this section, a public health emergency is defined as:

9 (i) a disaster, natural or otherwise, that significantly increases
10 the immediate need for health care personnel in an area of the
11 state; (ii) an event or condition that creates a widespread risk of
12 exposure to a serious communicable disease, or the potential for
13 such widespread risk of exposure; or (iii) any other event or condi-
14 tion determined by the commissioner to constitute an imminent threat
15 to public health.

16 Nothing in this paragraph shall be deemed to prevent all or part of
17 such medicaid savings allocation plan from taking effect retroac-
18 tively to the extent permitted by the federal centers for medicare
19 and medicaid services.

20 In accordance with the medicaid savings allocation plan, the commis-
21 sioner of the department of health shall reduce department of health
22 state funds medicaid spending by the amount of the projected over-
23 spending through, actions including, but not limited to modifying or
24 suspending reimbursement methods, including but not limited to all
25 fees, premium levels and rates of payment, notwithstanding any
26 provision of law that sets a specific amount or methodology for any
27 such payments or rates of payment; modifying medicaid program bene-
28 fits; seeking all necessary federal approvals, including, but not
29 limited to waivers, waiver amendments; and suspending time frames
30 for notice, approval or certification of rate requirements, notwith-
31 standing any provision of law, rule or regulation to the contrary,
32 including but not limited to sections 2807 and 3614 of the public
33 health law, section 18 of chapter 2 of the laws of 1988, and 18
34 NYCRR 505.14(h).

35 The department of health shall prepare a monthly report that sets
36 forth: (a) known and projected department of health medicaid expend-
37 itures as described in subdivision 1 of this section; and (b) the
38 actions taken to implement any medicaid savings allocation plan
39 implemented pursuant to subdivision 4 of this section, including
40 information concerning the impact of such actions on each category
41 of service and each geographic region of the state. Each such month-
42 ly report shall be provided to the chairs of the senate finance and
43 the assembly ways and means committees and shall be posted on the
44 department of health's website in a timely manner.

45 For the purpose of making payments to providers of medical care pursu-
46 ant to section 367-b of the social services law, and for payment of
47 state aid to municipalities and the federal government where payment
48 systems through fiscal intermediaries are not operational, to reim-
49 burse the provision of care to patients eligible for medical assist-
50 ance.

51 For services and expenses of the medical assistance program including
52 nursing home, personal care, certified home health agency, long term

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 home health care program and hospital services
 2 1,700,500,000 (re. \$1,700,500,000)

3 OFFICE OF HEALTH INSURANCE PROGRAMS

4 Special Revenue Funds - Federal
 5 Federal Health and Human Services Fund
 6 Medical Assistance and Survey Account

7 The appropriation made by chapter 50, section 1, of the laws of 2011, to
 8 state operations is amended by a transferring amounts totaling
 9 \$75,000,000 to aid to localities and is amended and reappropriated
 10 to read:

11 For services and expenses for the medical assistance program and
 12 administration of the medical assistance program and survey and
 13 certification program, provided pursuant to title XIX of the federal
 14 social security act.

15 Notwithstanding any inconsistent provision of law and subject to the
 16 approval of the director of the budget, moneys hereby appropriated
 17 may be increased or decreased by transfer or suballocation between
 18 these appropriated amounts and appropriations of other state agen-
 19 cies and appropriations of the department of health. Notwithstand-
 20 ing any inconsistent provision of law and subject to approval of the
 21 director of the budget, moneys hereby appropriated may be trans-
 22 ferred or suballocated to other state agencies for reimbursement to
 23 local government entities for services and expenses related to
 24 administration of the medical assistance program.

25 [Personal service 406,279,000
 26 Nonpersonal service 216,681,000
 27 Fringe benefits 195,014,000
 28 Indirect costs 28,440,000]
 29 75,000,000 (re. \$75,000,000)

30 By chapter 54, section 1, of the laws of 2010, as amended by chapter 53,
 31 section 1, of the laws of 2011:

32 For services and expenses for the medical assistance program and
 33 administration of the medical assistance program and survey and
 34 certification program, provided pursuant to title XIX of the federal
 35 social security act.

36 Notwithstanding any inconsistent provision of law and subject to the
 37 approval of the director of the budget, moneys hereby appropriated
 38 may be increased or decreased by transfer or suballocation between
 39 these appropriated amounts and appropriations of other state agen-
 40 cies and appropriations of the department of health. Notwithstand-
 41 ing any inconsistent provision of law and subject to approval of the
 42 director of the budget, moneys hereby appropriated may be trans-
 43 ferred or suballocated to other state agencies for reimbursement to
 44 local government entities for services and expenses related to
 45 administration of the medical assistance program

46 75,000,000 (re. \$75,000,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 54, section 1, of the laws of 2009, as amended by chapter 54,
2 section 1, of the laws of 2010:
3 For services and expenses for the medical assistance program and
4 administration of the medical assistance program and survey and
5 certification program, provided pursuant to title XIX of the federal
6 social security act.
7 Notwithstanding any inconsistent provision of law and subject to the
8 approval of the director of the budget, moneys hereby appropriated
9 may be increased or decreased by transfer or suballocation between
10 these appropriated amounts and appropriations of other state agen-
11 cies and appropriations of the department of health.
12 Notwithstanding any inconsistent provision of law and subject to
13 approval of the director of the budget, moneys hereby appropriated
14 may be transferred or suballocated to other state agencies for
15 reimbursement to local government entities for services and expenses
16 related to administration of the medical assistance program
17 75,000,000 (re. \$23,000,000)

18 Special Revenue Funds - Other
19 Miscellaneous Special Revenue Fund
20 Federal State Health Reform Partnership Account

21 By chapter 50, section 1, of the laws of 2011:
22 Notwithstanding any inconsistent provision of law, the money appropri-
23 ated herein shall be available for services and expenses including
24 grants related to the federal-state health reform partnership
25 program and/or its successor program, provided, however, that the
26 section 1115 waiver demonstration which is entitled the federal-
27 state health reform partnership, is in effect in accordance with the
28 terms and conditions approved by the secretary of the federal
29 department of health and human services, and further provided that
30 funds appropriated for the federal-state health reform partnership
31 program are disbursed only in accordance with those terms and condi-
32 tions. Subject to the approval of the director of the budget, moneys
33 appropriated herein may be transferred or suballocated to the state
34 office for the aging and other state agencies
35 300,000,000 (re. \$300,000,000)

36 By chapter 54, section 1, of the laws of 2010:
37 Notwithstanding any inconsistent provision of law, the money appropri-
38 ated herein shall be available for services and expenses including
39 grants related to the federal-state health reform partnership
40 program and/or its successor program, provided, however, that the
41 section 1115 waiver demonstration which is entitled the federal-
42 state health reform partnership, is in effect in accordance with the
43 terms and conditions approved by the secretary of the federal
44 department of health and human services, and further provided that
45 funds appropriated for the federal-state health reform partnership
46 program are disbursed only in accordance with those terms and condi-
47 tions. Subject to the approval of the director of the budget, moneys
48 appropriated herein may be transferred or suballocated to the state

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 office for the aging and other state agencies
2 300,000,000 (re. \$300,000,000)

3 By chapter 54, section 1, of the laws of 2009:

4 Notwithstanding any inconsistent provision of law, the money appropri-
5 ated herein shall be available for services and expenses including
6 grants related to the federal-state health reform partnership
7 program and/or its successor program, provided, however, that the
8 section 1115 waiver demonstration which is entitled the federal-
9 state health reform partnership, is in effect in accordance with the
10 terms and conditions approved by the secretary of the federal
11 department of health and human services, and further provided that
12 funds appropriated for the federal-state health reform partnership
13 program are disbursed only in accordance with those terms and condi-
14 tions. Subject to the approval of the director of the budget, moneys
15 appropriated herein may be transferred or suballocated to the state
16 office for the aging and other state agencies
17 300,000,000 (re. \$230,000,000)

18 By chapter 54, section 1, of the laws of 2008:

19 Notwithstanding any inconsistent provision of law, the money appropri-
20 ated herein shall be available for services and expenses including
21 grants related to the federal-state health reform partnership
22 program and/or its successor program, provided, however, that the
23 section 1115 waiver demonstration which is entitled the federal-
24 state health reform partnership, is in effect in accordance with the
25 terms and conditions approved by the secretary of the federal
26 department of health and human services, and further provided that
27 funds appropriated for the federal-state health reform partnership
28 program are disbursed only in accordance with those terms and condi-
29 tions. Subject to the approval of the director of the budget, moneys
30 appropriated herein may be transferred or suballocated to the state
31 office for the aging and other state agencies
32 300,000,000 (re. \$170,000,000)

33 By chapter 54, section 1, of the laws of 2007, as transferred by chapter
34 54, section 1, of the laws of 2009:

35 Notwithstanding any inconsistent provision of the law, the money
36 appropriated herein shall be available for services and expenses
37 including grants related to the federal-state health reform partner-
38 ship program and/or its successor program, provided, however, that
39 the section 1115 waiver demonstration which is entitled the feder-
40 al-state health reform partnership, is in effect in accordance with
41 the terms and conditions approved by the secretary of the federal
42 department of health and human services, and further provided that
43 funds appropriated for the federal-state health reform partnership
44 program are disbursed only in accordance with those terms and condi-
45 tions. Subject to the approval of the director of the budget, moneys
46 appropriated herein may be transferred or suballocated to the state
47 office for the aging and other state agencies
48 300,000,000 (re. \$60,000,000)

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1 By chapter 54, section 1, of the laws of 2006, as transferred by chapter
2 54, section 1, of the laws of 2009:
3 Notwithstanding any inconsistent provision of law, the money appropri-
4 ated herein shall be available for services and expenses including
5 grants related to the federal-state health reform partnership
6 program and/or its successor program, provided, however, that the
7 section 1115 waiver demonstration which is entitled federal-state
8 health reform partnership, is in effect in accordance with the terms
9 and conditions approved by the secretary of the federal department
10 of health and human services and accepted by the state, and further
11 provided that funds appropriated for the federal-state health reform
12 partnership program are disbursed only in accordance with those
13 terms and conditions. Subject to the approval of the director of the
14 budget, moneys appropriated herein may be transferred or suballo-
15 cated to the state office for the aging and other state agencies ...
16 500,000,000 (re. \$200,000,000)

17 OFFICE OF HEALTH SYSTEMS MANAGEMENT

18 Special Revenue Funds - Federal
19 Federal Operating Grants Fund
20 United States Department of Justice Account

21 By chapter 53, section 1, of the laws of 2011:
22 For expenses incurred in the administration of the prescription drug
23 monitoring program relating to the prescribing and dispensing of
24 controlled substances ... 400,000 (re. \$400,000)

25 By chapter 54, section 1, of the laws of 2010:
26 For expenses incurred in the administration of the prescription drug
27 monitoring program relating to the prescribing and dispensing of
28 controlled substances ... 400,000 (re. \$400,000)

29 By chapter 54, section 1, of the laws of 2007, as transferred by chapter
30 54, section 1, of the laws of 2009:
31 For expenses incurred in the administration of the prescription drug
32 monitoring program relating to the prescribing and dispensing of
33 controlled substances.
34 For grants beginning on or after November 1, 2007
35 400,000 (re. \$262,000)

36 OFFICE OF LONG TERM CARE

37 Special Revenue Funds
38 HCRA Resources Fund
39 Health Services Account

40 By chapter 54, section 1, of the laws of 2009:
41 For services and expenses related to adult home initiatives including
42 but not limited to, social and recreational services; programs to
43 support wellness including smoking cessation; falls prevention;

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	993,757,000	0
4	Special Revenue Funds - Other	32,000,000	0
5		-----	-----
6	All Funds	1,025,757,000	0
7		=====	=====

8 SCHEDULE

9 STUDENT GRANT AND AWARD PROGRAMS 1,025,757,000
 10 -----

11 General Fund
 12 Local Assistance Account

13 For tuition assistance awards, including
 14 part-time TAP, provided to eligible
 15 students as defined in section 667 of the
 16 education law and as further defined in
 17 rules and regulations adopted by the
 18 regents upon the recommendation of the
 19 commissioner of education and distributed
 20 in accordance with rules and regulations
 21 adopted by the trustees of the higher
 22 education services corporation upon the
 23 recommendation of the president and
 24 approval of the director of the budget.

25 The moneys hereby appropriated shall be
 26 available for expenses already accrued or
 27 to accrue and shall include refunds,
 28 reimbursements, credits and moneys
 29 received by the higher education services
 30 corporation as repayments of past tuition
 31 assistance program disbursements in
 32 accordance with audit allowances, upon
 33 approval of the director of the budget,
 34 for transfer to the federal department of
 35 education fund appropriation of the state
 36 grant programs in order to reduce state
 37 cost should additional federal assistance
 38 become available in the 2012-2013 state
 39 fiscal year.

40 Notwithstanding any other provision of law,
 41 during the fiscal year commencing April 1,
 42 2012, additional awards due and payable to
 43 eligible students for accelerated study
 44 shall be deferred until October 1, 2013.
 45 Such additional awards shall be adjusted
 46 on a pro rata basis pursuant to section

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1 667 of the education law. However, nothing
2 contained herein shall prevent the payment
3 of such awards prior to October 1, 2013
4 should additional funds be provided there-
5 for 930,614,000
6 For the payment of tuition awards to part-
7 time students pursuant to section 666 of
8 education law, as amended by chapter 947
9 of the laws of 1990 14,357,000
10 For the payment of scholarship awards
11 including New York state math and science
12 teaching initiative scholarship pursuant
13 to section 669-d of the education law,
14 veteran's tuition assistance program
15 pursuant to section 669-a of the education
16 law, military enhanced recognition, incen-
17 tive and tribute (MERIT) scholarships
18 pursuant to section 668-e of the education
19 law, world trade center memorial scholar-
20 ships pursuant to section 668-d of the
21 education law, memorial scholarships for
22 children and spouses of deceased fire-
23 fighters, volunteer firefighters and
24 police officers, peace officers and emer-
25 gency medical service workers pursuant to
26 section 668-b of the education law, Ameri-
27 can airlines flight 587 memorial scholar-
28 ships and program grants pursuant to
29 section 668-f of the education law, schol-
30 arships for academic excellence pursuant
31 to section 670-b of the education law,
32 regents health care opportunity scholar-
33 ships pursuant to section 678 of the
34 education law, regents professional oppor-
35 tunity scholarships pursuant to section
36 679 of the education law, regents awards
37 for children of deceased and disabled
38 veterans pursuant to section 668 of the
39 education law, regents physician loan
40 forgiveness awards pursuant to section 677
41 of the education law, and Continental
42 Airline flight 3407 memorial scholarships
43 pursuant to section 668-g of the education
44 law.
45 A portion of the moneys hereby appropriated
46 shall be available for expenses already
47 accrued for payment of awards approved,
48 but not fully disbursed, prior to the
49 2012-13 academic year for the regents
50 physician loan forgiveness program pursu-
51 ant to section 677 of the education law.

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1 Notwithstanding any other provision of law,
 2 no portion of this appropriation is avail-
 3 able for payment of regents college schol-
 4 arships, regents professional education in
 5 nursing scholarships, empire state chal-
 6 lenger scholarships for teachers, empire
 7 state challenger fellowships for teachers,
 8 or empire state scholarships of excel-
 9 lence. Notwithstanding any other provision
 10 of law, no portion of this appropriation
 11 is available for the payment of interest
 12 on federal loans on behalf of students
 13 ineligible to have such payment paid by
 14 the federal government 43,875,000
 15 For payment of scholarship and loan forgive-
 16 ness awards of the senator Patricia K.
 17 McGee nursing faculty scholarship program
 18 and the nursing faculty loan forgiveness
 19 incentive program awarded pursuant to
 20 chapter 63 of the laws of 2005 as amended
 21 by chapters 161 and 746 of the laws of
 22 2005.
 23 A portion of the moneys hereby appropriated
 24 shall be available for expenses already
 25 accrued for payment of awards approved,
 26 but not fully disbursed, prior to the
 27 2012-13 academic year for the senator
 28 Patricia K. McGee nursing facility schol-
 29 arship program pursuant to chapter 63 of
 30 the laws of 2005 as amended by chapters
 31 161 and 746 of the laws of 2005 3,933,000
 32 For payment of loan forgiveness awards of
 33 the regents licensed social worker loan
 34 forgiveness program awarded pursuant to
 35 chapter 57 of the laws of 2005 as amended
 36 by chapter 161 of the laws of 2005 978,000
 37 -----
 38 Program account subtotal 993,757,000
 39 -----
 40 Special Revenue Funds - Other
 41 Miscellaneous Special Revenue Fund
 42 HESC-Insurance Premium Payments Account
 43 For additional tuition assistance awards,
 44 including part-time TAP, provided to
 45 eligible students as defined in section
 46 667 of the education law and as further
 47 defined in rules and regulations adopted
 48 by the regents upon the recommendation of
 49 the commissioner of education and distrib-
 50 uted in accordance with rules and regu-

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1	lations adopted by the trustees of the	
2	higher education services corporation upon	
3	the recommendation of the president and	
4	approval of the director of the budget	32,000,000
5		-----
6	Program account subtotal	32,000,000
7		-----

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	153,300,000	123,611,000
4	Special Revenue Funds - Federal	1,218,363,000	2,839,563,000
5	Special Revenue Funds - Other	91,388,000	121,966,400
6		-----	-----
7	All Funds	1,463,051,000	3,085,140,400
8		=====	=====

9 SCHEDULE

10 DISASTER ASSISTANCE PROGRAM 750,000,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For payment of the state's share of costs
 15 resulting from natural or man-made disas-
 16 ters including aid requested by and
 17 provided to member states of the emergency
 18 management assistance compact, and includ-
 19 ing liabilities incurred prior to April 1,
 20 2012. The director of the budget is hereby
 21 authorized to transfer such amounts as are
 22 necessary to any eligible state department
 23 or agency, including transfers to the
 24 general fund - state purposes account or
 25 the capital projects fund, to accomplish
 26 the purpose of this appropriation.
 27 Notwithstanding any law to the contrary,
 28 funds appropriated herein that are trans-
 29 ferred or interchanged shall lapse on the
 30 same date as funds not transferred or
 31 interchanged from this appropriation 150,000,000
 32 -----
 33 Program account subtotal 150,000,000
 34 -----

35 Special Revenue Funds - Federal
 36 Federal Operating Grants Fund
 37 Federal Grants for Disaster Assistance Account

38 For payment of the federal government's
 39 share of costs resulting from natural or
 40 man-made disasters, including liabilities
 41 incurred prior to April 1, 2012. The
 42 director of the budget is hereby author-
 43 ized to transfer and/or interchange such
 44 amounts as are necessary to any eligible

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1 state department or agency, including
2 transfers to other federal funds, to
3 accomplish the purpose of this appropri-
4 ation. Notwithstanding any law to the
5 contrary, funds appropriated herein that
6 are transferred or interchanged shall
7 lapse on the same date as funds not trans-
8 ferred or interchanged from this appropri-
9 ation 600,000,000
10 -----
11 Program account subtotal 600,000,000
12 -----

13 COUNTER-TERRORISM PROGRAM 600,000,000
14 -----

15 Special Revenue Funds - Federal
16 Federal Operating Grants Fund
17 Domestic Incident Preparedness Account

18 For services and expenses related to home-
19 land security grant programs to support
20 emergency preparedness and to combat
21 terrorism and weapons of mass destruction.
22 Funds appropriated herein may be transferred
23 and/or interchanged to other state agen-
24 cies federal fund - state operations and
25 aid to localities appropriations to
26 support state agency and local expendi-
27 tures associated with the implementation
28 of a comprehensive statewide antiterrorism
29 program. Funds appropriated herein may be
30 transferred or suballocated to state agen-
31 cies or distributed to localities in
32 accordance with a plan developed by the
33 director of the office of homeland securi-
34 ty and approved by the director of the
35 budget. Notwithstanding any law to the
36 contrary, funds appropriated herein that
37 are transferred or interchanged shall
38 lapse on the same date as funds not trans-
39 ferred or interchanged from this appropri-
40 ation 600,000,000
41 -----

42 EMERGENCY MANAGEMENT PROGRAM 24,663,000
43 -----

44 General Fund
45 Local Assistance Account

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1	For services and expenses associated with	
2	red cross emergency response preparedness,	
3	including support for capital projects and	
4	ensuring an adequate blood supply. Funds	
5	shall be allocated from this appropriation	
6	pursuant to a plan prepared by the commis-	
7	sioner of the division of homeland securi-	
8	ty and emergency services and approved by	
9	the director of the budget	3,300,000
10		-----
11	Program account subtotal	3,300,000
12		-----
13	Special Revenue Funds - Federal	
14	Federal Operating Grants Fund	
15	Federal Grants for Emergency Management Performance	
16	Account	
17	For costs associated with emergency manage-	
18	ment	18,363,000
19		-----
20	Program account subtotal	18,363,000
21		-----
22	Special Revenue Funds - Other	
23	Miscellaneous Special Revenue Fund	
24	Radiological Emergency Preparedness Account	
25	For services and expenses of counties and	
26	municipalities participating in radiologi-	
27	cal preparedness activities related to	
28	section 29-c of the executive law	3,000,000
29		-----
30	Program account subtotal	3,000,000
31		-----
32	FIRE PREVENTION AND CONTROL PROGRAM	4,088,000
33		-----
34	Special Revenue Funds - Other	
35	Combined Gifts, Grants and Bequests Fund	
36	Emergency Services Revolving Loan Account	
37	For services and expenses, including prior	
38	year liabilities, of the emergency	
39	services revolving loan account pursuant	
40	to section 97-pp of the state finance law	3,788,000
41		-----
42	Program account subtotal	3,788,000
43		-----
44	Special Revenue Funds - Other	

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1	Miscellaneous Special Revenue Fund	
2	Volunteer Firefighting Recruitment and Retention Account	
3	For services and expenses associated with	
4	the volunteer firefighting and emergency	
5	services recruitment and retention fund	
6	pursuant to section 99-q of the state	
7	finance law	300,000
8		-----
9	Program account subtotal	300,000
10		-----
11	INTEROPERABLE COMMUNICATIONS PROGRAM	84,300,000
12		-----
13	Special Revenue Funds - Other	
14	Miscellaneous Special Revenue Fund	
15	Statewide Public Safety Communications Account	
16	For expenses of local wireless public safety	
17	answering points associated with eligible	
18	wireless 911 service costs, including but	
19	not limited to financing and acquisition	
20	costs. Funds appropriated herein shall be	
21	allocated in a manner consistent with	
22	section 332 of the county law	9,300,000
23		-----
24	Program account subtotal	9,300,000
25		-----
26	Special Revenue Funds - Other	
27	Miscellaneous Special Revenue Fund	
28	Statewide Public Safety Communications Account	
29	For the provision of grants or reimbursement	
30	to counties for the development, consol-	
31	idation or operation of public safety	
32	communications systems or networks	
33	designed to support statewide interopera-	
34	ble communications for first responders or	
35	to support the effective operation of	
36	public safety answering points	75,000,000
37		-----
38	Program account subtotal	75,000,000
39		-----

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COUNTER-TERRORISM PROGRAM

2 Special Revenue Funds - Federal
3 Federal Operating Grants Fund
4 Domestic Incident Preparedness Account

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

7 For services and expenses related to homeland security grant programs
8 to support emergency preparedness and to combat terrorism and weap-
9 ons of mass destruction.

10 Funds appropriated herein may be transferred AND/OR INTERCHANGED to
11 [state operations appropriations and] other state agencies federal
12 fund - state operations and aid to localities APPROPRIATIONS to
13 support state agency and local expenditures associated with the
14 implementation of a comprehensive statewide antiterrorism program.
15 NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN
16 THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS
17 FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds
18 appropriated herein may be transferred or suballocated to state
19 agencies or distributed to localities in accordance with a plan
20 developed by the director of the office of homeland security and
21 approved by the director of the budget
22 600,000,000 (re. \$600,000,000)

23 DISASTER ASSISTANCE PROGRAM

24 General Fund
25 Local Assistance Account

26 The appropriation made by chapter 50, section 1, of the laws of 2009, as
27 transferred by chapter 50, section 1, of the laws of 2010, is hereby
28 amended and reappropriated to read:

29 For payment of the state's share of costs resulting from natural or
30 man-made disasters, including aid requested by and provided to
31 member states of the emergency management assistance compact. The
32 director of the budget is hereby authorized to transfer such amounts
33 as are necessary to any eligible state department or agency, includ-
34 ing transfers to the general fund - state purposes account or the
35 capital projects fund, to accomplish the purpose of this appropri-
36 ation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED
37 HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME
38 DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRI-
39 ATION ... 90,000,000 (re. \$81,000,000)

40 The appropriation made by chapter 50, section 1, of the laws of 2007, as
41 transferred by chapter 50, section 1, of the laws of 2010, is hereby
42 amended and reappropriated to read:

43 For payment of the state's share of costs resulting from natural or
44 man-made disasters [prior to April 1, 2009], including aid requested
45 by and provided to member states of the emergency management assist-
46 ance compact, and including liabilities incurred prior to April 1,

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

accounts, to accomplish the purpose of this appropriation. NOTWITH-
STANDING 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 depart-
ment or agency, including transfers to other federal funds and
accounts, to accomplish the purpose of this appropriation. NOTWITH-
STANDING 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 appropri-
ation pursuant to a plan prepared by the commissioner of the divi-
sion 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

1 For costs associated with emergency management
2 18,363,000 (re. \$18,363,000)

3 By chapter 50, section 1, of the laws of 2010:
4 For costs associated with emergency management
5 18,363,000 (re. \$18,204,000)

6 By chapter 50, section 1, of the laws of 2009, as transferred by chapter
7 50, section 1, of the laws of 2010:
8 For costs associated with emergency management
9 18,930,000 (re. \$15,117,000)

10 FIRE PREVENTION AND CONTROL PROGRAM

11 Special Revenue Funds - Other
12 Combined Gifts, Grants and Bequests Fund
13 Emergency Services Revolving Loan Account

14 By chapter 53, section 1, of the laws of 2011:
15 For services and expenses, including prior year liabilities, of the
16 emergency services revolving loan account pursuant to section 97-pp
17 of the state finance law ... 3,787,700 (re. \$3,787,700)

18 By chapter 50, section 1, of the laws of 2010:
19 For services and expenses, including prior year liabilities, of the
20 emergency services revolving loan account pursuant to section 97-pp
21 of the state finance law ... 3,787,700 (re. \$3,787,700)

22 By chapter 55, section 1, of the laws of 2009, as transferred by chapter
23 50, section 1, of the laws of 2010:
24 For services and expenses, including prior year liabilities, of the
25 emergency services revolving loan account pursuant to section 97-pp
26 of the state finance law ... 3,787,700 (re. \$465,000)

27 By chapter 55, section 1, of the laws of 2008:
28 For services and expenses, including prior year liabilities, of the
29 emergency services revolving loan account pursuant to section 97-pp
30 of the state finance law ... 3,787,700 (re. \$700,000)

31 By chapter 55, section 1, of the laws of 2007, as transferred by chapter
32 50, section 1, of the laws of 2010:
33 For services and expenses, including prior year liabilities, of the
34 emergency services revolving loan account pursuant to section 97-pp
35 of the state finance law. Up to 5 percent of this appropriation may
36 be transferred to state operations for administration of the loan
37 fund ... 4,100,000 (re. \$26,000)

38 Special Revenue Funds - Other
39 Miscellaneous Special Revenue Fund
40 Statewide Public Safety Communications Account

41 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-

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 director of the budget
2 600,000,000 (re. \$600,000,000)

3 The appropriation made by chapter 50, section 1, of the laws of 2009, is
4 hereby amended and reappropriated to read:

5 For services and expenses related to homeland security grant programs
6 to support emergency preparedness and to combat terrorism and weap-
7 ons of mass destruction.

8 Funds appropriated herein may be transferred AND/OR INTERCHANGED to
9 state operations appropriations and other state agencies federal
10 fund - state operations and aid to localities to support state agen-
11 cy and local expenditures associated with the implementation of a
12 comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY
13 LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED
14 OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED
15 OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein
16 may be transferred or suballocated to state agencies or distributed
17 to localities in accordance with a plan developed by the director of
18 the office of homeland security and approved by the director of the
19 budget ... 500,000,000 (re. \$475,738,000)

20 The appropriation made by chapter 50, section 1, of the laws of 2008, is
21 hereby amended and reappropriated to read:

22 For services and expenses related to homeland security grant programs
23 to support emergency preparedness and to combat terrorism and weap-
24 ons of mass destruction.

25 Funds appropriated herein may be transferred AND/OR INTERCHANGED to
26 state operations appropriations and other state agencies federal
27 fund - state operations and aid to localities to support state agen-
28 cy and local expenditures associated with the implementation of a
29 comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY
30 LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED
31 OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANS-
32 FERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated
33 herein may be transferred or suballocated to state agencies or
34 distributed to localities in accordance with a plan developed by the
35 director of the office of homeland security and approved by the
36 director of the budget
37 350,000,000 (re. \$306,000,000)

38 The appropriation made by chapter 50, section 1, of the laws of 2007, as
39 amended by chapter 50, section 1, of the laws of 2008, is hereby
40 amended and reappropriated to read:

41 For services and expenses related to homeland security grant programs
42 to support emergency preparedness and to combat terrorism and weap-
43 ons of mass destruction. Funds appropriated herein may be trans-
44 ferred AND/OR INTERCHANGED to state operations and other state agen-
45 cies federal fund - state operations and aid to localities to
46 support state agency and local expenditures associated with the
47 implementation of a comprehensive statewide anti-terrorism program.
48 NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN
49 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

1 FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds
2 appropriated herein may be transferred or suballocated to state
3 agencies or distributed to localities in accordance with a plan
4 developed by the director of the office of homeland security and
5 approved by the director of the budget.
6 For the grant period October 1, 2007 to September 30, 2008
7 350,000,000 (re. \$250,327,000)

8 The appropriation made by chapter 50, section 1, of the laws of 2006, as
9 amended by chapter 50, section 1, of the laws of 2008, is hereby
10 amended and reappropriated to read:

11 For services and expenses related to homeland security grant programs
12 to support emergency preparedness and to combat terrorism and weap-
13 ons of mass destruction. Funds appropriated herein may be trans-
14 ferred AND/OR INTERCHANGED to state operations and other state agen-
15 cies federal fund - state operations and aid to localities to
16 support state agency and local expenditures associated with the
17 implementation of a comprehensive statewide anti-terrorism program.
18 NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN
19 THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS
20 FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds
21 appropriated herein may be transferred or suballocated to state
22 agencies or distributed to localities in accordance with a plan
23 development by the director of the office of homeland security and
24 approved by the director of the budget.
25 For the grant period October 1, 2006 to September 30, 2007
26 350,000,000 (re. \$143,000,000)

27 INTEROPERABLE COMMUNICATIONS PROGRAM

28 Special Revenue Funds - Other
29 Miscellaneous Special Revenue Fund
30 Statewide Public Safety Communications Account

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

32 For expenses of local wireless public safety answering points associ-
33 ated with eligible wireless 911 service costs, including but not
34 limited to financing and acquisition costs. Funds appropriated here-
35 in shall be allocated in a manner consistent with section 332 of the
36 county law ... 9,300,000 (re. \$9,300,000)
37 For the provision of grants or reimbursement to counties for the
38 development, consolidation or operation of public safety communi-
39 cations systems or networks designed to support statewide interoper-
40 able communications for first responders or to support the effective
41 operation of public safety answering points
42 45,000,000 (re. \$45,000,000)

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

44 For the provision of grants or reimbursement to counties for the
45 development, consolidation or operation of public safety communi-
46 cations systems or networks designed to support statewide interoper-

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	able communications for first responders	
2	20,000,000	(re. \$20,000,000)

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	29,100,000	17,686,200
4	Special Revenue Funds - Federal	82,500,000	94,732,000
5	Special Revenue Funds - Other	8,227,000	16,127,000
6		-----	-----
7	All Funds	119,827,000	128,545,200
8		=====	=====

9 SCHEDULE

10 OFFICE OF COMMUNITY RENEWAL (OCR)

11 OCR-SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM .. 40,000,000
 12 -----

13 Special Revenue Funds - Federal
 14 Federal Operating Grants Fund
 15 HUD Small Cities Community Development Account

16 For apportionment as follows: For direct
 17 deposit of federal funds into the housing
 18 trust fund account created pursuant to
 19 section 59-a of the private housing
 20 finance law for services and expenses of a
 21 small cities community development block
 22 grant program transferred to the state
 23 pursuant to public law 106.74 to be admin-
 24 istered in accordance with federal laws
 25 and regulations by the housing trust fund
 26 corporation created by section 45-a of the
 27 private housing finance law 40,000,000
 28 -----

29 OFFICE OF HOUSING PRESERVATION (OHP)

30 OHP-LOW INCOME WEATHERIZATION PROGRAM 42,500,000
 31 -----

32 Special Revenue Funds - Federal
 33 Federal Operating Grants Fund
 34 Department of Energy Weatherization Account

35 For low income weatherization grants to be
 36 apportioned in accordance with federal
 37 rules and regulations. Notwithstanding any
 38 other rule, regulation or law, moneys
 39 hereby appropriated are to be available
 40 for payment of contract obligations here-
 41 tofore accrued or hereafter to accrue and

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

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

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

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

1 OCR-NEIGHBORHOOD PRESERVATION PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For additional funds for carrying out the provisions of article XVI of
6 the private housing finance law. Funds expended from this appropri-
7 ation shall be for the purpose of increasing annual contract amounts
8 for neighborhood preservation companies, and each neighborhood pres-
9 ervation company that receives a contract amount may spend such
10 money on its operational expenses as it determines most useful to
11 its program based on allowable expenses authorized pursuant to arti-
12 cle XVI of the private housing finance law. The commissioner of the
13 division of housing and community renewal shall enter into a
14 contract, in an amount not less than \$150,000, with the neighborhood
15 preservation coalition to provide technical assistance and services
16 to companies funded pursuant to article XVI of the private housing
17 finance law. No funds shall be expended from this appropriation
18 until the director of the budget has approved a spending plan
19 submitted by the division of housing and community renewal ...
20 4,239,000 (re. \$4,200,000)

21 [NEIGHBORHOOD PRESERVATION PROGRAM

22 General Fund

23 Local Assistance Account]

24 By chapter 53, section 1, of the laws of 2009:

25 For carrying out the provisions of article XVI of the private housing
26 finance law. No funds shall be expended from this appropriation
27 until the director of the budget has approved a spending plan
28 submitted by the division of housing and community renewal in such
29 detail as the director of the budget may require. Funds appropriated
30 herein are supported by savings resulting from the increased Federal
31 Medical Assistance Percentage (FMAP) provided pursuant to the Ameri-
32 can Recovery and Reinvestment Act of 2009
33 1,492,000 (re. \$94,000)

34 OCR-RURAL PRESERVATION PROGRAM

35 General Fund

36 Local Assistance Account

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

38 For additional funds for carrying out the provisions of article XVII
39 of the private housing finance law. Funds expended from this appro-
40 priation shall be for the purpose of increasing annual contract
41 amounts for not-for-profit corporations, and each not-for-profit
42 corporation that receives a contract amount may spend such money on
43 its operational expenses as it determines most useful to its program
44 based on allowable expenses authorized pursuant to article XVII of

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 [LOW INCOME WEATHERIZATION PROGRAM

2 Special Revenue Funds - Federal
3 Federal Operating Grants Fund
4 Department of Energy Weatherization Account]

5 By chapter 20, section 8, of the laws of 2010:

6 For low income weatherization grants to be apportioned in accordance
7 with federal rules and regulations of the American Recovery and
8 Reinvestment Act of 2009. Funds appropriated herein shall be subject
9 to all applicable reporting and accountability requirements
10 contained in such act.

11 The sum of one hundred thirty-one million dollars (\$131,000,000), or
12 so much thereof as shall be sufficient to accomplish the purpose
13 designated, is hereby appropriated to the division of housing and
14 community renewal out of any moneys in the federal operating grants
15 fund-290 department of energy weatherization account for payments to
16 eligible grantees ... 131,000,000 (re. \$39,000,000)

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

18 For low income weatherization grants to be apportioned in accordance
19 with federal rules and regulations. Notwithstanding any other rule,
20 regulation or law, moneys hereby appropriated are to be available
21 for payment of contract obligations heretofore accrued or hereafter
22 to accrue and are subject to the approval of the director of the
23 budget ... 42,500,000 (re. \$28,200,000)

24 By chapter 53, section 1, of the laws of 2009:

25 For low income weatherization grants to be apportioned in accordance
26 with federal rules and regulations of the American Recovery and
27 Reinvestment Act of 2009 (Public Law 111-5), including administra-
28 tive costs for purposes consistent with this act. Funds appropriated
29 herein shall be subject to all applicable reporting and accountabil-
30 ity requirements contained in such act.

31 Notwithstanding any other rule, regulation or law, moneys hereby
32 appropriated may be transferred to state operations as needed and
33 are to be available for payment for contract obligations heretofore
34 accrued or hereafter to accrue and are subject to the approval of
35 the director of the budget ... 263,125,000 (re. \$20,000,000)

36 OHP- PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

37 General Fund
38 Local Assistance Account

39 By chapter 55, section 1, of the laws of 2011:

40 For payment of periodic subsidies to cities, towns, villages and hous-
41 ing authorities in accordance with the public housing law. No funds
42 shall be expended from this appropriation until the director of the
43 budget has approved a spending plan submitted by the division of
44 housing and community renewal in such detail as the director of the
45 budget may require. Notwithstanding any law, rule, regulation or

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 agreement between the division of housing and community renewal and
2 any public housing authority to the contrary, funds shall be
3 expended solely for payment of debt service or debt service
4 reimbursement and may not be used for any other purpose
5 10,219,000 (re. \$2,700,000)

6 [PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

7 General Fund
8 Local Assistance Account]

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

10 For payment of periodic subsidies to cities, towns, villages and hous-
11 ing authorities in accordance with the public housing law. No funds
12 shall be expended from this appropriation until the director of the
13 budget has approved a spending plan submitted by the division of
14 housing and community renewal in such detail as the director of the
15 budget may require. Notwithstanding any law, rule, regulation or
16 agreement between the division of housing and community renewal and
17 any public housing authority to the contrary, funds shall be
18 expended solely for payment of debt service or debt service
19 reimbursement and may not be used for any other purpose
20 11,591,000 (re. \$1,690,000)

21 OHP-RURAL RENTAL ASSISTANCE PROGRAM

22 General Fund
23 Local Assistance Account

24 By chapter 55, section 1, of the laws of 2011:

25 For carrying out the provisions of article XVII-A of the private hous-
26 ing finance law in relation to providing assistance to sponsors of
27 housing for persons of low income.

28 Notwithstanding any other provision of law, such funds may be used by
29 the commissioner of housing and community renewal in support of
30 contracts scheduled to expire in 2011-12 for as many as 10 addi-
31 tional years; in support of contracts for new eligible projects for
32 a period not to exceed 5 years; and in support of contracts which
33 reach their 25 year maximum in and/or prior to 2011-12 for an addi-
34 tional one year period.

35 Notwithstanding any other rule, regulation or law, moneys hereby
36 appropriated are to be available for payment of contract obligations
37 heretofore accrued or hereafter to accrue and are subject to the
38 approval of the director of the budget
39 14,802,000 (re. \$2,700,000)

40 [RURAL RENTAL ASSISTANCE PROGRAM

41 General Fund
42 Local Assistance Account]

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

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For carrying out the provisions of article XVII-A of the private hous-
2 ing finance law in relation to providing assistance to sponsors of
3 housing for persons of low income.

4 Notwithstanding any other provision of law, such funds may be used by
5 the commissioner of housing and community renewal in support of
6 contracts scheduled to expire in 2010-11 for as many as 10 addi-
7 tional years; in support of contracts for new eligible projects for
8 a period not to exceed 5 years; and in support of contracts which
9 reach their 25 year maximum in and/or prior to 2010-11 for an addi-
10 tional one year period.

11 Notwithstanding any other rule, regulation or law, moneys hereby
12 appropriated are to be available for payment of contract obligations
13 heretofore accrued or hereafter to accrue and are subject to the
14 approval of the director of the budget
15 14,802,000 (re. \$1,072,000)

16 By chapter 55, section 1, of the laws of 2008:

17 For carrying out the provisions of article XVII-A of the private hous-
18 ing finance law in relation to providing assistance to sponsors of
19 housing for persons of low income.

20 Notwithstanding any other provision of law, such funds may be used by
21 the commissioner of housing and community renewal in support of
22 contracts scheduled to expire in 2008-09 for as many as 10 addi-
23 tional years; in support of contracts for new eligible projects for
24 a period not to exceed 5 years; and in support of contracts that
25 will reach the 25 year maximum in 2008-09 for an additional one year
26 period.

27 Notwithstanding any other rule, regulation or law, moneys hereby
28 appropriated are to be available for payment of contract obligations
29 heretofore accrued or hereafter to accrue and are subject to the
30 approval of the director of the budget
31 392,000 (re. \$392,000)

32 By chapter 55, section 1, of the laws of 2008, as amended by chapter
33 496, section 6, of the laws of 2008:

34 For carrying out the provisions of article XVII-A of the private hous-
35 ing finance law in relation to providing assistance to sponsors of
36 housing for persons of low income.

37 Notwithstanding any other provision of law, such funds may be used by
38 the commissioner of housing and community renewal in support of
39 contracts scheduled to expire in 2008-09 for as many as 10 addi-
40 tional years; in support of contracts for new eligible projects for
41 a period not to exceed 5 years; and in support of contracts that
42 will reach the 25 year maximum in 2008-09 for an additional one year
43 period.

44 Notwithstanding any other rule, regulation or law, moneys hereby
45 appropriated are to be available for payment of contract obligations
46 heretofore accrued or hereafter to accrue and are subject to the
47 approval of the director of the budget, provided, however, that the
48 amount of this appropriation available for expenditure and disburse-
49 ment on and after September 1, 2008 shall be reduced by six percent

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 of the amount that was undisbursed as of August 15, 2008
2 19,212,000 (re. \$339,000)

3 By chapter 55, section 1, of the laws of 2007:

4 For carrying out the provisions of article XVII-A of the private hous-
5 ing finance law in relation to providing assistance to sponsors of
6 housing for persons of low income.

7 Notwithstanding any other provision of law, such funds may be used by
8 the commissioner of housing and community renewal in support of
9 contracts scheduled to expire in 2007-08 for as many as 10 addi-
10 tional years and in support of contracts for new eligible projects
11 for a period not to exceed 15 years. Notwithstanding any other rule,
12 regulation or law, moneys hereby appropriated are to be available
13 for payment of contract obligations heretofore accrued or hereafter
14 to accrue and are subject to the approval of the director of the
15 budget ... 19,604,000 (re. \$1,200,000)

16 F&D-HOUSING DEVELOPMENT FUND PROGRAM

17 Special Revenue Funds - Other
18 Housing Development Fund
19 Housing Development Account

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

21 For carrying out the provisions of article XI of the private housing
22 finance law, in relation to providing assistance to not-for-profit
23 housing companies. No funds shall be expended from this appropri-
24 ation until the director of the budget has approved a spending plan
25 submitted by the division of housing and community renewal in such
26 detail as the director of the budget may require
27 8,227,000 (re. \$7,900,000)

28 [HOUSING DEVELOPMENT FUND PROGRAM

29 Special Revenue Funds - Other
30 Housing Development Fund
31 Housing Development Account]

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

33 For carrying out the provisions of article XI of the private housing
34 finance law, in relation to providing assistance to not-for-profit
35 housing companies. No funds shall be expended from this appropri-
36 ation until the director of the budget has approved a spending plan
37 submitted by the division of housing and community renewal in such
38 detail as the director of the budget may require
39 8,227,000 (re. \$8,227,000)

40 FORECLOSURE PREVENTION PROGRAM

41 General Fund
42 Local Assistance Account

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,
2 section 1, of the laws of 2011:
3 For services and expenses of the subprime foreclosure prevention
4 services program set forth in section 2 of part NN of chapter 57 of
5 the laws of 2008 ... 1,000,000 (re. \$1,000,000)

6 NEW YORK CITY HOUSING AUTHORITY TENANT PILOT PROGRAM

7 General Fund
8 Local Assistance Account

9 By chapter 55, section 1, of the laws of 2008, as amended by chapter 1,
10 section 4, of the laws of 2009:
11 For payment to the New York city housing authority for a tenant pilot
12 program consistent with the public housing law
13 742,000 (re. \$74,200)

14 By chapter 55, section 1, of the laws of 2007:
15 For payment to the New York city housing authority for a tenant pilot
16 program consistent with the public housing law
17 1,200,000 (re. \$120,000)

STATE OF NEW YORK MORTGAGE AGENCY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	91,665,000	0
4		-----	-----
5	All Funds	91,665,000	0
6		=====	=====

7 SCHEDULE

8 MORTGAGE INSURANCE FUND REIMBURSEMENT PROGRAM 91,665,000
 9 -----

10 General Fund
 11 Local Assistance Account

12 For payment subject to the provisions of
 13 chapters 13 and 59 of the laws of 1987. No
 14 expenditures shall be made from this
 15 appropriation until a certificate of allo-
 16 cation has been approved by the director
 17 of the budget and copies thereof filed
 18 with the state comptroller and with the
 19 chairmen of the senate finance and assem-
 20 bly ways and means committees. Notwith-
 21 standing section 40 of the state finance
 22 law, this appropriation shall remain in
 23 effect until a subsequent appropriation is
 24 made available 91,665,000
 25 -----

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	77,000,000	87,420,000
4		-----	-----
5	All Funds	77,000,000	87,420,000
6		=====	=====

7 SCHEDULE

8	INDIGENT LEGAL SERVICES PROGRAM	77,000,000
9		-----

10 Special Revenue Funds - Other
 11 Indigent Legal Services Fund
 12 Indigent Legal Services Account

13 For payments to counties and the city of New
 14 York related to indigent legal services
 15 pursuant to section 98-b of the state
 16 finance law and sections 832 and 833 of
 17 the executive law 77,000,000
 18 -----

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 INDIGENT LEGAL SERVICES PROGRAM

2 Special Revenue Funds - Other
3 Indigent Legal Services Fund
4 Indigent Legal Services Fund Account

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

6 For payments to counties and the city of New York related to indigent
7 legal services pursuant to section 98-b of the state finance law and
8 sections 832 and 833 of the executive law
9 77,000,000 (re. \$77,000,000)

10 By chapter 50, section 1, of the laws of 2010, as amended by chapter 53,
11 section 1, of the laws of 2011:

12 For payments to counties and the city of New York related to indigent
13 legal services pursuant to section 98-b of the state finance law and
14 sections 832 and 833 of the executive law
15 77,000,000 (re. \$10,420,000)

INTEREST ON LAWYER ACCOUNT

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	45,000,0000	0
4		-----	-----
5	All Funds	45,000,000	0
6		=====	=====

7 SCHEDULE

8	NEW YORK INTEREST ON LAWYER ACCOUNT	45,000,000
9		-----

10 Special Revenue Funds - Other
 11 New York Interest on Lawyer Fund
 12 IOLA Private Contributions Account

13 For payment of grants pursuant to the
 14 provisions of section 97-v of the state
 15 finance law 45,000,000
 16 -----

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	0	34,761,947
4	Special Revenue Funds - Federal	224,207,000	171,747,000
5	Special Revenue Funds - Other	419,000	0
6	Enterprise Funds	4,250,000,000	3,400,000,000
7		-----	-----
8	All Funds	4,474,626,000	3,606,508,947
9		=====	=====

SCHEDULE

11 ADMINISTRATION PROGRAM 20,000,000
 12 -----

13 Special Revenue Funds - Federal
 14 Unemployment Insurance Administration Fund
 15 Unemployment Insurance Administration Account

16 For services and expenses of administering
 17 unemployment insurance programs, job
 18 service programs, workforce investment act
 19 programs, employability development
 20 programs, other miscellaneous programs,
 21 and a reserve for unanticipated funding,
 22 pursuant to federal grants and contracts.
 23 A portion of this appropriation may be
 24 transferred to state operations 15,000,000
 25 For payment of unemployment insurance bene-
 26 fits as authorized by the federal govern-
 27 ment through the disaster unemployment
 28 assistance program 5,000,000
 29 -----

30 EMPLOYMENT AND TRAINING PROGRAM 182,707,000
 31 -----

32 Special Revenue Funds - Federal
 33 Federal Workforce Investment Act Fund
 34 Federal Emergency Employment Act Account

35 For the administration and operation of
 36 employment and training programs as funded
 37 by grants under the workforce investment
 38 act, public law 105-220, including grants
 39 to other governmental units, community-
 40 based organizations, non-profit and for
 41 profit organizations, suballocations to
 42 state departments and agencies and a

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

1 portion may be transferred to state oper-
2 ations, according to the following:
3 For services and expenses of statewide
4 activities, including but not limited to
5 state administration and technical assist-
6 ance to local workforce investment areas,
7 pursuant to an expenditure plan approved
8 by the director of the budget. Of the
9 moneys appropriated herein for statewide
10 activities, the state workforce investment
11 board shall assist the governor in devel-
12 oping programs and identifying activities
13 to be funded through the statewide reserve
14 pursuant to section 134 of the federal
15 workforce investment act, PL 105-220, and
16 the commissioner of labor shall period-
17 ically report to the state workforce
18 investment board on such programs and
19 activities which shall be developed giving
20 consideration to the strategic training
21 alliance program and other existing
22 programs.
23 Of the amount appropriated herein, subject
24 to the approval of the director of the
25 budget, up to \$1,500,000 may be made
26 available through transfer or suballo-
27 cation to the office of children and fami-
28 ly services, in accordance with a memoran-
29 dum of understanding with the office of
30 children and family services, to award to
31 selected county youth bureaus for eligible
32 workforce development programs including
33 activities for at-risk youth.
34 Statewide employment and training activities
35 may include one-to-one business advisement
36 and training for qualified enrollees of
37 the self-employment assistance program
38 which may be operated by the state's small
39 business development centers or the entre-
40 preneurial assistance program 200,000
41 For services and expenses of adult, youth
42 and dislocated worker employment and
43 training local workforce investment area
44 programs and statewide rapid response
45 activities 162,507,000
46 For services and expenses of miscellaneous
47 workforce investment act, public law 105-
48 220 national reserve grants and other
49 federal employment and training grants and
50 federally administered programs 20,000,000
51 -----

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

1	OCCUPATIONAL SAFETY AND HEALTH PROGRAM	419,000
2		-----
3	Special Revenue Funds - Other	
4	Miscellaneous Special Revenue Fund	
5	Hazard Abatement Account	
6	For payment of state aid to local govern-	
7	ments pursuant to the provisions of chap-	
8	ter 729 of the laws of 1980 for the	
9	purposes of hazard abatement	419,000
10		-----
11	UNEMPLOYMENT INSURANCE BENEFIT PROGRAM	4,271,500,000
12		-----
13	Special Revenue Funds - Federal	
14	Unemployment Insurance Occupational Training Fund	
15	Unemployment Insurance Occupational Training Account	
16	For the payment of expenses and allowances	
17	to authorized enrollees under approved	
18	employment and training programs	21,500,000
19		-----
20	Program account subtotal	21,500,000
21		-----
22	Enterprise Funds	
23	Unemployment Insurance Benefit Fund	
24	Unemployment Insurance Benefit Account	
25	For payment of unemployment insurance bene-	
26	fits pursuant to article 18 of the labor	
27	law or as authorized by the federal	
28	government through the disaster unemploy-	
29	ment assistance program, the emergency	
30	unemployment compensation program, the	
31	extended benefit program, the federal	
32	additional compensation program or any	
33	other federally funded unemployment bene-	
34	fit program	4,250,000,000
35		-----
36	Program account subtotal	4,250,000,000
37		-----

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2 Special Revenue Funds - Federal
3 Unemployment Insurance Administration Fund
4 Unemployment Insurance Administration Account

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

6 For services and expenses of administering unemployment insurance
7 programs, job service programs, workforce investment act programs,
8 employability development programs, other miscellaneous programs,
9 and a reserve for unanticipated funding, pursuant to federal grants
10 and contracts. A portion of this appropriation may be transferred to
11 state operations ... 15,000,000 (re. \$15,000,000)

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

13 For services and expenses of administering unemployment insurance
14 programs, job service programs, workforce investment act programs,
15 employability development programs, other miscellaneous programs,
16 and a reserve for unanticipated funding, pursuant to federal grants
17 and contracts. A portion of this appropriation may be transferred to
18 state operations ... 9,660,000 (re. \$7,900,000)

19 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,
20 section 1, of the laws of 2010:

21 For services and expenses of administering unemployment insurance
22 programs, job service programs, workforce investment act programs,
23 employability development programs, other miscellaneous programs,
24 and a reserve for unanticipated funding, pursuant to federal grants
25 and contracts. A portion of this appropriation may be used to
26 provide information and advice regarding unemployment insurance
27 benefit appeals and hearing assistance. A portion of this appropri-
28 ation may be transferred to state operations
29 9,660,000 (re. \$6,096,000)

30 EMPLOYMENT AND TRAINING PROGRAM

31 General Fund
32 Local Assistance Account

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

34 For services and expenses of the Work Force Development Institute
35 1,800,000 (re. \$1,800,000)
36 For services and expenses of the Summer of Opportunity Youth Employ-
37 ment Program - Rochester ... 250,000 (re. \$250,000)
38 For services and expenses of Hillside Works
39 100,000 (re. \$100,000)

40 The appropriation made by chapter 53, section 1, of the laws of 2011, as
41 added by chapter 55, section 2, of the laws of 2011 is hereby
42 amended and reappropriated to read:

43 For allocation to local social services districts, notwithstanding any
44 inconsistent provision of law, and without [state or] local finan-

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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)

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1 sub-schedule

2 Henry Street Settlement 155,747
 3 Laguardia Community College 141,061
 4 Research Foundation of SUNY 208,700
 5 Southeast Bronx Neighborhood
 6 Centers, Inc 208,700
 7 Syracuse Model Neighborhood
 8 Facility, Inc. 186,896
 9 YWCA of Western New York 186,896

10 For services and expenses of the Workforce Development Institute AFL-
 11 CIO for workforce Training, education and program development Initi-
 12 atives; provided, however, that the amount of this appropriation
 13 available for expenditure and disbursement on and after November 1,
 14 2009 shall be reduced by 12.5 percent of the amount that was undis-
 15 bursed as of November 1, 2009 ... 4,823,000 (re. \$519,000)

16 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,
 17 section 2, of the laws of 2009:
 18 For services and expenses of the On-the-Job Chamber training program
 19 to assist employers in providing occupational, hands-on training for
 20 their current employees ... 216,000 (re. \$59,000)

21	Project Schedule	
22	PROJECT	AMOUNT
23	-----	-----
24	Greater Olean Chamber of Commerce - Catta-	
25	raugus County	27,000
26	Hornell Chamber of Commerce - Steuben County	
27	.....	27,000
28	Plattsburgh North Country Chamber of	
29	Commerce	27,000
30	Tompkins County Chamber of Commerce	27,000
31	Jamaica Chamber of Commerce - Queens County	
32	.....	27,000
33	Greater Binghamton Chamber of Commerce -	
34	Broome County	27,000
35	Amherst Chamber of Commerce - Niagara County	
36	.....	27,000
37	Brooklyn Chamber of Commerce - Kings County	
38	.....	27,000
39		-----
40	Total	216,000
41		-----

42 For the services and expenses of the NYS AFL-CIO Workforce Development
 43 Institute including Upstate, Erie Canal Corridor and Long Island for
 44 workforce training, education, and program development
 45 1,354,000 (re. \$1,020,000)
 46 For services and expenses of NYS AFL-CIO Workforce Development Insti-
 47 tute in conjunction with ATU training and education at Albany, Syra-

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1 cuse, Rochester and Buffalo locations
 2 307,000 (re. \$209,000)
 3 For services and expenses of the NYS AFL-CIO Workforce Development
 4 Institution in conjunction with the New York State Building and
 5 Construction Trades Council/ Syracuse and Rochester Building Trades
 6 Councils for education, training, and program development
 7 325,000 (re. \$24,000)

8 By chapter 53, section 1, of the laws of 2007, as amended by chapter 53,
 9 section 1, of the laws of 2008:
 10 For services and expenses of the jobs for non-TANF recipients program
 11 ... 198,216 (re. \$198,216)
 12 NYS AFL CIO Cornell Leadership Institute ... 123,391 .. (re. \$123,300)
 13 Domestic Violence Program of the Cornell University Labor Extension
 14 School in partnership with NYS AFL CIO ... 123,391 .. (re. \$123,300)
 15 IBEW Training ... 98,713 (re. \$98,700)
 16 Westchester Putnam Counties Consortium for Worker Education and Train-
 17 ing ... 123,391 (re. \$123,300)

18 By chapter 53, section 1, of the laws of 2007, as amended by chapter
 19 496, section 3, of the laws of 2008:
 20 For the services and expenses of the United Auto Worker (UAW) American
 21 Axle and United Auto Worker (UAW) Perrys Ice Cream workforce train-
 22 ing, education and program development, provided, however, that the
 23 amount of this appropriation available for expenditure and disburse-
 24 ment on and after September 1, 2008 shall be reduced by six percent
 25 of the amount that was undisbursed as of August 15, 2008
 26 987,131 (re. \$987,131)
 27 For services and expenses of the On-the-Job training program to assist
 28 employers in providing occupational, hands-on training for their
 29 current employees, provided, however, that the amount of this appro-
 30 priation available for expenditure and disbursement on and after
 31 September 1, 2008 shall be reduced by six percent of the amount that
 32 was undisbursed as of August 15, 2008 ... 789,705 ... (re. \$190,000)

33	Project Schedule	
34	PROJECT	AMOUNT
35	-----	-----
36	Greater Olean Chamber of	
37	Commerce - Cattaraugus County	98,713
38	Hornell Chamber of Commerce -	
39	Steuben County	98,713
40	Plattsburgh North Country	
41	Chamber of Commerce	98,713
42	Tompkins County Chamber of	
43	Commerce	98,713
44	Jamaica Chamber of Commerce -	
45	Queens County	98,713
46	Greater Binghamton Chamber of	
47	Commerce - Broome County	98,713
48	Amherst Chamber of Commerce -	

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	Niagara County	98,713
2	Brooklyn Chamber of Commerce -	
3	Kings County	98,713
4		-----
5	Total	789,705
6		-----
7	By chapter 53, section 1, of the laws of 2006, as amended by chapter 53,	
8	section 1, of the laws of 2011:	
9	For Senate Majority Labor Initiatives ...	1,800,000 ... (re. \$150,000)
10	By chapter 53, section 1, of the laws of 2006, as amended by chapter	
11	496, section 3, of the laws of 2008:	
12	For the services and expenses of the United Auto Worker (UAW) American	
13	Axle and United Auto Worker (UAW) Perry's Ice Cream workforce train-	
14	ing, education and program development, provided, however, that the	
15	amount of this appropriation available for expenditure and disburse-	
16	ment on and after September 1, 2008 shall be reduced by six percent	
17	of the amount that was undisbursed as of August 15, 2008	
18	1,000,000	(re. 104,000)
19	By chapter 53, section 1, of the laws of 1999:	
20	For services and expenses of the strategic training alliance program.	
21	The amount appropriated herein may be suballocated to the Urban Devel-	
22	opment Corporation according to the following sub-schedule	
23	34,000,000	(re. \$725,000)
24	sub-schedule	
25	For the Delphi Harrison ther-	
26	mal systems project	4,000,000
27	For the American axle project	1,000,000
28	For the Delphi Automotive,	
29	Rochester New York oper-	
30	ations	725,000
31	For additional projects relat-	
32	ing to the strategic train-	
33	ing alliance program	28,275,000
34		-----
35	Total of sub-schedule	34,000,000
36		-----
37	Special Revenue Funds - Federal	
38	Federal Workforce Investment Act Fund	
39	Federal Emergency Employment Act Account	
40	By chapter 53, section 1, of the laws of 2011:	
41	For the administration and operation of employment and training	
42	programs as funded by grants under the workforce investment act,	
43	public law 105-220, including grants to other governmental units,	
44	community-based organizations, non-profit and for profit organiza-	
45	tions, suballocations to state departments and agencies and a	

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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

1 For the administration and operation of employment and training
2 programs as funded by grants under the workforce investment act,
3 public law 105-220, including grants to other governmental units,
4 community-based organizations, non-profit and for profit organiza-
5 tions, suballocations to state departments and agencies and a
6 portion may be transferred to state operations, according to the
7 following:

8 For services and expenses of statewide activities, including but not
9 limited to state administration and technical assistance to local
10 workforce investment areas, pursuant to an expenditure plan approved
11 by the director of the budget. Of the moneys appropriated herein for
12 statewide activities, the state workforce investment board shall
13 assist the governor in developing programs and identifying activ-
14 ities to be funded through the statewide reserve pursuant to section
15 134 of the federal workforce investment act, PL 105-220, and the
16 commissioner of labor shall periodically report to the state work-
17 force investment board on such programs and activities which shall
18 be developed giving consideration to the strategic training alliance
19 program and other existing programs.

20 Of the amount appropriated herein, subject to the approval of the
21 director of the budget, up to \$1,500,000 may be made available
22 through transfer or suballocation to the office of children and
23 family services, in accordance with a memorandum of understanding
24 with the office of children and family services, to award to
25 selected county youth bureaus for eligible workforce development
26 programs including activities for at-risk youth.

27 Statewide employment and training activities may include one-to-one
28 business advisement and training for qualified enrollees of the
29 self-employment assistance program which may be operated by the
30 state's small business development centers or the entrepreneurial
31 assistance program ... [2,000,000] 6,496,000 (re. \$6,496,000)

32 The appropriation made by chapter 53, section 1, of the laws of 2010, as
33 amended by chapter 53, section 1, of the laws of 2011, is hereby
34 amended by transferring \$9,797,000 to state operations:

35 For the administration and operation of employment and training
36 programs as funded by grants under the workforce investment act,
37 public law 105-220, including grants to other governmental units,
38 community-based organizations, non-profit and for profit organiza-
39 tions, suballocations to state departments and agencies and a
40 portion may be transferred to state operations, according to the
41 following:

42 For services and expenses of adult, youth and dislocated worker
43 employment and training local workforce investment area programs and
44 statewide rapid response activities
45 [175,027,000] 165,230,000 (re. \$11,229,000)

46 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,
47 section 1, of the laws of 2011:

48 For the administration and operation of employment and training
49 programs as funded by grants under the workforce investment act,
50 public law 105-220, including grants to other governmental units,

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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-

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

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 work-
force investment act, public law 105-220 national reserve grants and
other federal employment and training grants and federally adminis-
tered programs, including WIA National Activities. A portion of this
appropriation may be transferred to state operations. Funds appro-
priated 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-

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ance benefit appropriation subject to the approval of the director
2 of the budget.
3 [Contractual services] ... 2,500,000,000 (re. \$550,000,000)
4 For payment of unemployment insurance benefits pursuant to article 18
5 of the labor law or as authorized by the federal government through
6 the disaster unemployment assistance program, the emergency unem-
7 ployment compensation program, the extended benefit program, the
8 federal additional compensation program or any other federally fund-
9 ed unemployment benefit program.
10 [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

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	36,878,000	0
4	Special Revenue Funds - Federal	135,000,000	176,017,000
5	Special Revenue Funds - Other	285,618,000	0
6		-----	-----
7	All Funds	457,496,000	176,017,000
8		=====	=====

9 SCHEDULE

10 COMMUNITY TREATMENT SERVICES PROGRAM 378,493,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For payment, net of disallowances, of state
 15 financial assistance in accordance with
 16 the mental hygiene law related to treat-
 17 ment services.

18 Notwithstanding any other provisions of law,
 19 no payment shall be made from this appro-
 20 priation until the recipient agency has
 21 demonstrated that it has applied for and
 22 received, or received formal notification
 23 of refusal of, all forms of third-party
 24 reimbursement, including federal aid and
 25 patient fees. The moneys hereby appropri-
 26 ated are available to reimburse or advance
 27 to localities and voluntary nonprofit
 28 agencies for expenditures heretofore
 29 accrued or hereafter to accrue during
 30 local fiscal periods commencing January 1,
 31 2012 or July 1, 2012 and for advances for
 32 the period beginning January 1, 2013.

33 The commissioner, pursuant to such contract
 34 and/or funding authorization letter, may
 35 pay from this appropriation all or a
 36 portion of the expenses incurred by such
 37 voluntary agencies arising out of loans
 38 obtained from the proceeds of bonds and
 39 notes issued by the dormitory authority of
 40 the state of New York or another author-
 41 ized entity approved by the division of
 42 the budget. Such expenses may include, but
 43 shall not be limited to, amounts relating

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 to principal and interest and any other
2 fees and charges arising from such loans.
3 Notwithstanding any other provision of law,
4 subject to the approval of the director of
5 the budget, a portion of the money appro-
6 priated herein may be made available for
7 obligations and payments heretofore or
8 hereafter accrued by the department of
9 health for community alcoholism, chemical
10 dependence, and substance abuse treatment
11 services, including the state share of
12 medical assistance payments.
13 Notwithstanding any inconsistent provision
14 of law, a portion of the money appropri-
15 ated herein may be made available for
16 transfer to the department of health for
17 the state share of disproportionate share
18 payments to voluntary nonprofit general
19 hospitals pursuant to chapter 119 of the
20 laws of 1997, as amended.
21 Payment limitations set forth in paragraph 2
22 of subdivision 6 of section 1 of chapter
23 119 of the laws of 1997 as amended by
24 section 1 of part S2 of chapter 62 of the
25 laws of 2003 related to costs incurred by
26 general hospitals in providing services to
27 uninsured patients and patients eligible
28 for medical assistance pursuant to title
29 11 of article 5 of the social services
30 law, for state fiscal year 2012-13, shall
31 be based initially on reported reconciled
32 data from 2009-10, and further reconciled
33 to actual reported data from such payment
34 year.
35 Notwithstanding any inconsistent provisions
36 of law, moneys from this appropriation may
37 be used for expenses of localities,
38 nonprofit and for-profit agencies that may
39 arise from the assumption of operational
40 responsibilities for programs when operat-
41 ing certificates for such programs cease
42 to be in effect and/or programs are placed
43 into receivership pursuant to section
44 19.41 of the mental hygiene law.
45 Notwithstanding any inconsistent provision
46 of law, including section 1 of part C of
47 chapter 57 of the laws of 2006, as amended
48 by section 1 of part F of chapter 59 of
49 the laws of 2011, for the period commenc-
50 ing on April 1, 2012 and ending March 31,

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 2013 the commissioner shall not apply any
2 cost of living adjustment for the purpose
3 of establishing rates of payments,
4 contracts or any other form of reimburse-
5 ment.

6 No expenditure shall be made for such
7 program until a certificate of allocation
8 has been approved by the director of the
9 budget and copies thereof filed with the
10 state comptroller and chairs of the senate
11 finance committee and the assembly ways
12 and means committee.

13 Notwithstanding any provision of law to the
14 contrary, the commissioner of the office
15 of alcoholism and substance abuse services
16 shall be authorized to continue contracts
17 which were executed on or before March 31,
18 2012 with entities providing services for
19 problem gambling and chemical dependency
20 prevention, treatment and recovery
21 services, without any additional require-
22 ments that such contracts be subject to
23 competitive bidding, a request for
24 proposal process or other administrative
25 procedures.

26 Notwithstanding any other provision of law,
27 the money hereby appropriated may be
28 transferred to state operations and/or any
29 appropriation of the office of alcoholism
30 and substance abuse services, with the
31 approval of the director of the budget who
32 shall file such approval with the depart-
33 ment of audit and control and copies ther-
34 eof with the chairman of the senate
35 finance committee and the chairman of the
36 assembly ways and means committee.

37 The state comptroller is hereby authorized
38 to receive funds from the office of alco-
39 holism and substance abuse services that
40 were returned from providers in the
41 current fiscal year in respect of a
42 settlement of local assistance funds from
43 prior fiscal years and is authorized to
44 refund such moneys to the credit of the
45 local assistance account of the general
46 fund for the purpose of reimbursing the
47 2012-13 appropriation.

48 Funds appropriated herein shall be available
49 in accordance with the following:

50 For services and expenses related to the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1	administration of chemical dependency	
2	services by local governmental units	4,198,000
3	For the state share of medical assistance	
4	payments for outpatient services and the	
5	state share of disproportionate share	
6	payments	32,680,000
7		-----
8	Program account subtotal	36,878,000
9		-----

10 Special Revenue Funds - Federal
 11 Federal Health and Human Services Fund
 12 SAPT Block Grant Account

13 For services and expenses related to
 14 prevention, intervention, and treatment
 15 programs provided by the substance abuse
 16 prevention and treatment (SAPT) block
 17 grant.

18 Notwithstanding any inconsistent provision
 19 of law, including section 1 of part C of
 20 chapter 57 of the laws of 2006, as amended
 21 by section 1 of part F of chapter 59 of
 22 the laws of 2011, for the period commenc-
 23 ing on April 1, 2012 and ending March 31,
 24 2013 the commissioner shall not apply any
 25 cost of living adjustment for the purpose
 26 of establishing rates of payments,
 27 contracts or any other form of reimburse-
 28 ment.

29 Notwithstanding any inconsistent provision
 30 of law, a portion of the funds hereby
 31 appropriated may, subject to the approval
 32 of the director of the budget, be trans-
 33 ferred to state operations and/or any
 34 appropriation of the office of alcoholism
 35 and substance abuse services consistent
 36 with the terms and conditions of the SAPT
 37 block grant award.

38 Notwithstanding any inconsistent provision
 39 of law, \$5,000,000 of the funds hereby
 40 appropriated may, subject to the approval
 41 of the director of the budget, be used for
 42 services and expenses associated with
 43 federal grant awards yet to be allocated
 44 by the federal department of health and
 45 human services.

46 Notwithstanding any provision of law to the
 47 contrary, the commissioner of the office
 48 of alcoholism and substance abuse services

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 shall be authorized to continue contracts
 2 which were executed on or before March 31,
 3 2012 with entities providing services for
 4 problem gambling and chemical dependency
 5 prevention, treatment and recovery
 6 services, without any additional require-
 7 ments that such contracts be subject to
 8 competitive bidding, a request for
 9 proposal process or other administrative
 10 procedures.
 11 Funds appropriated herein shall be available
 12 in accordance with the following:
 13 For services and expenses related to problem
 14 gambling and chemical dependence outpa-
 15 tient services 17,900,000
 16 For services and expenses related to resi-
 17 dential services 61,200,000
 18 For services and expenses related to crisis
 19 services 7,900,000
 20 -----
 21 Program account subtotal 87,000,000
 22 -----

23 Special Revenue Funds - Federal
 24 Federal Operating Grants Fund
 25 Shelter Plus Care Account

26 For services and expenses related to home-
 27 less grants. Subject to a plan approved by
 28 the director of the budget, the amount
 29 appropriated herein may be made available
 30 to other state agencies for services and
 31 expenses related to federal homeless
 32 grants. The director of the budget is
 33 hereby authorized to transfer appropri-
 34 ation authority contained herein to state
 35 operations and/or any appropriation of the
 36 office of alcoholism and substance abuse
 37 services and/or any other federal fund in
 38 which federal homeless grants are actually
 39 received.
 40 Notwithstanding any inconsistent provision
 41 of law, \$5,000,000 of the funds hereby
 42 appropriated may, subject to the approval
 43 of the director of the budget, be used for
 44 federal grant awards yet to be allocated.
 45 Appropriation authority contained herein
 46 may be transferred to state operations
 47 and/or any appropriation of the office of
 48 alcoholism and substance abuse services.

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1 Notwithstanding any inconsistent provision
 2 of law, including section 1 of part C of
 3 chapter 57 of the laws of 2006, as amended
 4 by section 1 of part F of chapter 59 of
 5 the laws of 2011, for the period commenc-
 6 ing on April 1, 2012 and ending March 31,
 7 2013 the commissioner shall not apply any
 8 cost of living adjustment for the purpose
 9 of establishing rates of payments,
 10 contracts or any other form of reimburse-
 11 ment 19,000,000
 12 -----
 13 Program account subtotal 19,000,000
 14 -----

15 Special Revenue Funds - Other
 16 Miscellaneous Special Revenue Fund
 17 Mental Hygiene Program Fund Account

18 For payment, net of disallowances, of state
 19 financial assistance in accordance with
 20 the mental hygiene law related to treat-
 21 ment services.

22 Notwithstanding any other provisions of law,
 23 no payment shall be made from this appro-
 24 priation until the recipient agency has
 25 demonstrated that it has applied for and
 26 received, or received formal notification
 27 of refusal of, all forms of third-party
 28 reimbursement, including federal aid and
 29 patient fees. The moneys hereby appropri-
 30 ated are available to reimburse or advance
 31 to localities and voluntary nonprofit
 32 agencies for expenditures heretofore
 33 accrued or hereafter to accrue during
 34 local fiscal periods commencing January 1,
 35 2012 or July 1, 2012 and for advances for
 36 the period beginning January 1, 2013.

37 The commissioner, pursuant to such contract
 38 and/or funding authorization letter, may
 39 pay from this appropriation all or a
 40 portion of the expenses incurred by such
 41 voluntary agencies arising out of loans
 42 obtained from the proceeds of bonds and
 43 notes issued by the dormitory authority of
 44 the state of New York or another author-
 45 ized entity approved by the division of
 46 the budget. Such expenses may include, but
 47 shall not be limited to, amounts relating

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1 to principal and interest and any other
2 fees and charges arising from such loans.
3 Notwithstanding any inconsistent provisions
4 of law, moneys from this appropriation may
5 be used for expenses of localities,
6 nonprofit and for-profit agencies that may
7 arise from the assumption of operational
8 responsibilities for programs when operat-
9 ing certificates for such programs cease
10 to be in effect and/or programs are placed
11 into receivership pursuant to section
12 19.41 of the mental hygiene law.
13 Notwithstanding any inconsistent provision
14 of law, including section 1 of part C of
15 chapter 57 of the laws of 2006, as amended
16 by section 1 of part F of chapter 59 of
17 the laws of 2011, for the period commenc-
18 ing on April 1, 2012 and ending March 31,
19 2013 the commissioner shall not apply any
20 cost of living adjustment for the purpose
21 of establishing rates of payments,
22 contracts or any other form of reimburse-
23 ment.
24 No expenditure shall be made for such
25 program until a certificate of allocation
26 has been approved by the director of the
27 budget and copies thereof filed with the
28 state comptroller and chairs of the senate
29 finance committee and the assembly ways
30 and means committee.
31 Notwithstanding any provision of law to the
32 contrary, the commissioner of the office
33 of alcoholism and substance abuse services
34 shall be authorized to continue contracts
35 which were executed on or before March 31,
36 2012 with entities providing services for
37 problem gambling and chemical dependency
38 prevention, treatment and recovery
39 services, without any additional require-
40 ments that such contracts be subject to
41 competitive bidding, a request for
42 proposal process or other administrative
43 procedures.
44 Notwithstanding any other provision of law,
45 the money hereby appropriated may be
46 transferred to state operations and/or any
47 appropriation of the office of alcoholism
48 and substance abuse services, with the
49 approval of the director of the budget who
50 shall file such approval with the depart-

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AID TO LOCALITIES 2012-13

1 ment of audit and control and copies ther-
2 eof with the chairman of the senate
3 finance committee and the chairman of the
4 assembly ways and means committee.

5 Notwithstanding any other provision of law,
6 the department of motor vehicles is hereby
7 authorized to transfer the alcohol and
8 drug rehabilitation program established
9 pursuant to section 1196 of the vehicle
10 and traffic law to the office of alcohol-
11 ism and substance abuse services;
12 provided, however, that oversight and
13 responsibility for the operation of such
14 program shall be assumed by the office and
15 any regulations necessary for the contin-
16 ued operation and oversight of the program
17 shall be promulgated by the commissioner
18 of the office of alcoholism and substance
19 abuse services in consultation with the
20 commissioner of the department of motor
21 vehicles.

22 Notwithstanding any other provision of law,
23 up to \$3,375,000 of the funds hereby
24 appropriated may, subject to the approval
25 of the director of the budget, be avail-
26 able for services and expenses for
27 supportive housing for chronically home-
28 less families, or families at serious risk
29 of becoming chronically homeless, in which
30 the head of the household suffers from a
31 substance abuse disorder, a disabling
32 medical condition, or HIV/AIDS provided
33 under the joint project between the state
34 and the city of New York, known as the New
35 York New York III supportive housing
36 agreement.

37 The state comptroller is hereby authorized
38 and directed to loan money in accordance
39 with the provisions set forth in subdivi-
40 sion 5 of section 4 of the state finance
41 law to the mental hygiene program fund
42 account.

43 The state comptroller is hereby authorized
44 to receive funds from the office of alco-
45 holism and substance abuse services that
46 were returned from providers in the
47 current fiscal year in respect of a
48 settlement of local assistance funds from
49 prior fiscal years and is authorized to
50 refund such moneys to the credit of this

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1 fund for the purpose of reimbursing the
 2 2012-13 appropriation.
 3 Funds appropriated herein shall be available
 4 in accordance with the following:
 5 For services and expenses related to inpa-
 6 tient rehabilitation services 189,000
 7 For services and expenses related to resi-
 8 dential services 87,534,000
 9 For services and expenses related to crisis
 10 services 14,184,000
 11 For services and expenses related to problem
 12 gambling and chemical dependence outpa-
 13 tient services 104,394,000
 14 For expenses related to debt service
 15 payments for capital projects funded by
 16 the proceeds of bonds and notes issued by
 17 the dormitory authority of the state of
 18 New York 29,314,000
 19 -----
 20 Program account subtotal 235,615,000
 21 -----
 22 PREVENTION AND PROGRAM SUPPORT 79,003,000
 23 -----
 24 Special Revenue Funds - Federal
 25 Federal Health and Human Services Fund
 26 SAPT Block Grant Account
 27 For services and expenses related to
 28 prevention, intervention and treatment
 29 programs provided by the substance abuse
 30 prevention and treatment (SAPT) block
 31 grant.
 32 Notwithstanding any inconsistent provision
 33 of law, including section 1 of part C of
 34 chapter 57 of the laws of 2006, as amended
 35 by section 1 of part F of chapter 59 of
 36 the laws of 2011, for the period commenc-
 37 ing on April 1, 2012 and ending March 31,
 38 2013 the commissioner shall not apply any
 39 cost of living adjustment for the purpose
 40 of establishing rates of payments,
 41 contracts or any other form of reimburse-
 42 ment.
 43 Notwithstanding any inconsistent provision
 44 of law, a portion of the funds hereby
 45 appropriated may, subject to the approval
 46 of the director of the budget, be trans-
 47 ferred to state operations and/or any

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1 appropriation of the office of alcoholism
 2 and substance abuse services consistent
 3 with the terms and conditions of the SAPT
 4 block grant award.
 5 Notwithstanding any provision of law to the
 6 contrary, the commissioner of the office
 7 of alcoholism and substance abuse services
 8 shall be authorized to continue contracts
 9 which were executed on or before March 31,
 10 2012 with entities providing services for
 11 problem gambling and chemical dependency
 12 prevention, treatment and recovery
 13 services, without any additional require-
 14 ments that such contracts be subject to
 15 competitive bidding, a request for
 16 proposal process or other administrative
 17 procedures 29,000,000
 18 -----
 19 Program account subtotal 29,000,000
 20 -----

21 Special Revenue Funds - Other
 22 Miscellaneous Special Revenue Fund
 23 Mental Hygiene Program Fund Account

24 For payment, net of disallowances, of state
 25 financial assistance in accordance with
 26 the mental hygiene law related to problem
 27 gambling and chemical dependency school
 28 and community-based prevention, education,
 29 and recovery programs, and program
 30 support.
 31 Notwithstanding any other provisions of law,
 32 no payment shall be made from this appro-
 33 priation until the recipient agency has
 34 demonstrated it has applied for and
 35 received, or received formal notification
 36 of refusal of, all forms of third-party
 37 reimbursement, including federal aid and
 38 patient fees. The moneys hereby appropri-
 39 ated are available to reimburse or advance
 40 to localities and voluntary nonprofit
 41 agencies for expenditures heretofore
 42 accrued or hereafter to accrue during
 43 local fiscal periods commencing January 1,
 44 2012 or July 1, 2012 and for advances for
 45 the period beginning January 1, 2013.
 46 No expenditure shall be made for such
 47 program until a certificate of allocation
 48 has been approved by the director of the

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1 budget and copies thereof filed with the
2 state comptroller and chairs of the senate
3 finance committee and the assembly ways
4 and means committee.

5 Notwithstanding any other provision of law,
6 the money hereby appropriated may be
7 transferred to state operations and/or any
8 appropriation of the office of alcoholism
9 and substance abuse services, with the
10 approval of the director of the budget who
11 shall file such approval with the depart-
12 ment of audit and control and copies ther-
13 eof with the chairman of the senate
14 finance committee and the chairman of the
15 assembly ways and means committee. The
16 state comptroller is hereby authorized and
17 directed to loan money in accordance with
18 the provisions set forth in subdivision 5
19 of section 4 of the state finance law to
20 the mental hygiene program fund account.

21 The state comptroller is hereby authorized
22 to receive funds from the office of alco-
23 holism and substance abuse services that
24 were returned from providers in the
25 current fiscal year in respect of a
26 settlement of local assistance funds from
27 prior fiscal years and is authorized to
28 refund such moneys to the credit of this
29 fund for the purpose of reimbursing the
30 2012-13 appropriation.

31 Notwithstanding any inconsistent provision
32 of law, including section 1 of part C of
33 chapter 57 of the laws of 2006, as amended
34 by section 1 of part F of chapter 59 of
35 the laws of 2011, for the period commenc-
36 ing on April 1, 2012 and ending March 31,
37 2013 the commissioner shall not apply any
38 cost of living adjustment for the purpose
39 of establishing rates of payments,
40 contracts or any other form of reimburse-
41 ment.

42 Notwithstanding any provision of law to the
43 contrary, the commissioner of the office
44 of alcoholism and substance abuse services
45 shall be authorized to continue contracts
46 which were executed on or before March 31,
47 2012 with entities providing services for
48 problem gambling and chemical dependency
49 prevention and treatment services, without

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1	any additional requirements that such	
2	contracts be subject to competitive	
3	bidding, a request for proposal process or	
4	other administrative procedures	42,553,000
5	For services and expenses of chemical	
6	dependence treatment and prevention	
7	services programs including services and	
8	expenses related to staff training, evalu-	
9	ation, and workforce development activ-	
10	ities	7,413,000
11	For services and expenses related to	
12	prevention efforts targeted at youth	37,000
13		-----
14	Program account subtotal	50,003,000
15		-----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY TREATMENT SERVICES PROGRAM

2 Special Revenue Funds - Federal
3 Federal Health and Human Services Fund
4 SAPT Block Grant Account

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

6 For services and expenses related to prevention, intervention, and
7 treatment programs provided by the substance abuse prevention and
8 treatment (SAPT) block grant.

9 Notwithstanding any inconsistent provision of law, including section 1
10 of part C of chapter 57 of the laws of 2006, as amended by section 1
11 of part F of chapter 111 of the laws of 2010, for the period
12 commencing on April 1, 2011 and ending March 31, 2012 the commis-
13 sioner shall not apply any cost of living adjustment for the purpose
14 of establishing rates of payments, contracts or any other form of
15 reimbursement.

16 Notwithstanding any inconsistent provision of law, a portion of the
17 funds hereby appropriated may, subject to the approval of the direc-
18 tor of the budget, be transferred to state operations and/or any
19 appropriation of the office of alcoholism and substance abuse
20 services consistent with the terms and conditions of the SAPT block
21 grant award.

22 Notwithstanding any inconsistent provision of law, \$5,000,000 of the
23 funds hereby appropriated may, subject to the approval of the direc-
24 tor of the budget, be used for services and expenses associated with
25 federal grant awards yet to be allocated by the federal department
26 of health and human services.

27 Notwithstanding any provision of law to the contrary, the commissioner
28 of the office of alcoholism and substance abuse services shall be
29 authorized to continue contracts which were executed on or before
30 March 31, 2011 with entities providing services for problem gambling
31 and chemical dependency prevention, treatment and recovery services,
32 without any additional requirements that such contracts be subject
33 to competitive bidding, a request for proposal process or other
34 administrative procedures.

35 Funds appropriated herein shall be available in accordance with the
36 following:

37 For services and expenses related to problem gambling and chemical
38 dependence outpatient services ... 17,900,000 (re. \$17,900,000)
39 For services and expenses related to residential services
40 61,200,000 (re. \$61,200,000)
41 For services and expenses related to crisis services
42 7,900,000 (re. \$7,900,000)

43 By chapter 110, section 17, of the laws of 2010:

44 For services and expenses of prevention, intervention, and treatment
45 programs provided by the SAPT block grants.

46 Notwithstanding any inconsistent provision of law, including section 1
47 of part C of chapter 57 of the laws of 2006, as amended by section 2

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 of part I of chapter 58 of the laws of 2008 and part L of chapter 58
2 of the laws of 2009, for the period commencing on April 1, 2010 and
3 ending March 31, 2011 the commissioner shall not apply any cost of
4 living adjustment for the purpose of establishing rates of payments,
5 contracts or any other form of reimbursement.

6 Notwithstanding any inconsistent provision of law, a portion of the
7 funds hereby appropriated may, subject to the approval of the direc-
8 tor of the budget, be transferred to state operations and/or any
9 appropriation of the office of alcoholism and substance abuse
10 services consistent with the terms and conditions of the SAPT block
11 grant award.

12 Notwithstanding any provision of law to the contrary, the commissioner
13 of the office of alcoholism and substance abuse services shall be
14 authorized to continue contracts which were executed on or before
15 March 31, 2010 with entities providing services for problem gambling
16 and chemical dependency prevention, treatment and recovery services,
17 without any additional requirements that such contracts be subject
18 to competitive bidding, a request for proposal process or other
19 administrative procedures ... 82,000,000 (re. \$253,000)

20 For services and expenses associated with federal grant awards yet to
21 be allocated by the federal department of health and human services.
22 Notwithstanding any inconsistent provision of law, the director of
23 the budget is hereby authorized to transfer appropriation authority
24 contained herein to state operations and/or any appropriation of the
25 office of alcoholism and substance abuse services
26 5,000,000 (re. \$5,000,000)

27 Special Revenue Funds - Federal
28 Federal Operating Grants Fund
29 Shelter Plus Care Account

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

31 For services and expenses related to homeless grants. Subject to a
32 plan approved by the director of the budget, the amount appropriated
33 herein may be made available to other state agencies for services
34 and expenses related to federal homeless grants. The director of the
35 budget is hereby authorized to transfer appropriation authority
36 contained herein to state operations and/or any appropriation of the
37 office of alcoholism and substance abuse services and/or any other
38 federal fund in which federal homeless grants are actually received.

39 Notwithstanding any inconsistent provision of law, \$5,000,000 of the
40 funds hereby appropriated may, subject to the approval of the direc-
41 tor of the budget, be used for federal grant awards yet to be allo-
42 cated. Appropriation authority contained herein may be transferred
43 to state operations and/or any appropriation of the office of alco-
44 holism and substance abuse services.

45 Notwithstanding any inconsistent provision of law, including section 1
46 of part C of chapter 57 of the laws of 2006, as amended by section 1
47 of part F of chapter 111 of the laws of 2010, for the period
48 commencing on April 1, 2011 and ending March 31, 2012 the commis-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 sioner shall not apply any cost of living adjustment for the purpose
2 of establishing rates of payments, contracts or any other form of
3 reimbursement ... 19,000,000 (re. \$19,000,000)

4 By chapter 110, section 17, of the laws of 2010:

5 For services and expenses related to homeless grants. Subject to a
6 plan approved by the director of the budget, the amount appropriated
7 herein may be made available to other state agencies for services
8 and expenses related to federal homeless grants. The director of the
9 budget is hereby authorized to transfer appropriation authority
10 contained herein to state operations and/or any appropriation of the
11 office of alcoholism and substance abuse services and/or any other
12 federal fund in which federal homeless grants are actually received.

13 Notwithstanding any inconsistent provision of law, including section 1
14 of part C of chapter 57 of the laws of 2006, as amended by section 2
15 of part I of chapter 58 of the laws of 2008 and part L of chapter 58
16 of the laws of 2009, for the period commencing on April 1, 2010 and
17 ending March 31, 2011 the commissioner shall not apply any cost of
18 living adjustment for the purpose of establishing rates of payments,
19 contracts or any other form of reimbursement
20 14,000,000 (re. \$12,053,000)

21 For services and expenses associated with federal grant awards yet to
22 be allocated. Notwithstanding any inconsistent provision of law, the
23 director of the budget is hereby authorized to transfer appropri-
24 ation authority contained herein to state operations and/or any
25 appropriation of the office of alcoholism and substance abuse
26 services ... 5,000,000 (re. \$5,000,000)

27 By chapter 54, section 1, of the laws of 2009:

28 For services and expenses related to homeless grants. Subject to a
29 plan approved by the director of the budget, the amount appropriated
30 herein may be made available to other state agencies for services
31 and expenses related to federal homeless grants. The director of the
32 budget is hereby authorized to transfer appropriation authority
33 contained herein to state operations and/or any appropriation of the
34 office of alcoholism and substance abuse services and/or any other
35 federal fund in which federal homeless grants are actually received
36 ... 11,000,000 (re. \$2,946,000)

37 For services and expenses associated with federal grant awards yet to
38 be allocated. Notwithstanding any inconsistent provision of law, the
39 director of the budget is hereby authorized to transfer appropri-
40 ation authority contained herein to state operations and/or any
41 appropriation of the office of alcoholism and substance abuse
42 services ... 5,000,000 (re. \$5,000,000)

43 By chapter 54, section 1, of the laws of 2008:

44 For services and expenses related to homeless grants. Subject to a
45 plan approved by the director of the budget, the amount appropriated
46 herein may be made available to other state agencies for services
47 and expenses related to federal homeless grants. The director of the

DEPARTMENT OF MENTAL HYGIENE

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 budget is hereby authorized to transfer appropriation authority
2 contained herein to any other federal fund in which federal homeless
3 grants are actually received ... 11,000,000 (re. \$1,633,000)
4 For services and expenses associated with federal grant awards yet to
5 be allocated. Notwithstanding any inconsistent provision of law, the
6 director of the budget is hereby authorized to transfer appropri-
7 ation authority contained herein to state operations and/or any
8 appropriation of the office of alcoholism and substance abuse
9 services ... 5,000,000 (re. \$2,500,000)

10 By chapter 54, section 1, of the laws of 2007:

11 For services and expenses related to homeless grants. Subject to a
12 plan approved by the director of the budget, the amount appropriated
13 herein may be made available to other state agencies for services
14 and expenses related to federal homeless grants. The director of the
15 budget is hereby authorized to transfer appropriation authority
16 contained herein to any other federal fund in which federal homeless
17 grants are actually received.

18 For grants beginning prior to April 1, 2007
19 11,000,000 (re. \$6,000,000)

20 PREVENTION AND PROGRAM SUPPORT

21 Special Revenue Funds - Federal
22 Federal Health and Human Services Fund
23 SAPT Block Grant Account

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

25 For services and expenses related to prevention, intervention and
26 treatment programs provided by the substance abuse prevention and
27 treatment (SAPT) block grant.

28 Notwithstanding any inconsistent provision of law, including section 1
29 of part C of chapter 57 of the laws of 2006, as amended by section 1
30 of part F of chapter 111 of the laws of 2010, for the period
31 commencing on April 1, 2011 and ending March 31, 2012 the commis-
32 sioner shall not apply any cost of living adjustment for the purpose
33 of establishing rates of payments, contracts or any other form of
34 reimbursement.

35 Notwithstanding any inconsistent provision of law, a portion of the
36 funds hereby appropriated may, subject to the approval of the direc-
37 tor of the budget, be transferred to state operations and/or any
38 appropriation of the office of alcoholism and substance abuse
39 services consistent with the terms and conditions of the SAPT block
40 grant award.

41 Notwithstanding any provision of law to the contrary, the commissioner
42 of the office of alcoholism and substance abuse services shall be
43 authorized to continue contracts which were executed on or before
44 March 31, 2011 with entities providing services for problem gambling
45 and chemical dependency prevention, treatment and recovery services,
46 without any additional requirements that such contracts be subject

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 to competitive bidding, a request for proposal process or other
2 administrative procedures ... 29,000,000 (re. \$29,000,000)

3 By chapter 110, section 17, of the laws of 2010:

4 For services and expenses related to prevention, intervention and
5 treatment programs provided by the substance abuse prevention and
6 treatment (SAPT) block grant.

7 Notwithstanding any inconsistent provision of law, including section 1
8 of part C of chapter 57 of the laws of 2006, as amended by section 2
9 of part I of chapter 58 of the laws of 2008 and part L of chapter 58
10 of the laws of 2009, for the period commencing on April 1, 2010 and
11 ending March 31, 2011 the commissioner shall not apply any cost of
12 living adjustment for the purpose of establishing rates of payments,
13 contracts or any other form of reimbursement.

14 Notwithstanding any inconsistent provision of law, a portion of the
15 funds hereby appropriated may, subject to the approval of the direc-
16 tor of the budget, be transferred to state operations and/or any
17 appropriation of the office of alcoholism and substance abuse
18 services consistent with the terms and conditions of the SAPT block
19 grant award.

20 Notwithstanding any provision of law to the contrary, the commissioner
21 of the office of alcoholism and substance abuse services shall be
22 authorized to continue contracts which were executed on or before
23 March 31, 2010 with entities providing services for problem gambling
24 and chemical dependency prevention, treatment and recovery services,
25 without any additional requirements that such contracts be subject
26 to competitive bidding, a request for proposal process or other
27 administrative procedures ... 29,000,000 (re. \$632,000)

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

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1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	420,982,000	0
4	Special Revenue Funds - Federal	51,414,000	39,763,000
5	Special Revenue Funds - Other	826,038,000	0
6		-----	-----
7	All Funds	1,298,434,000	39,763,000
8		=====	=====

9 SCHEDULE

10 ADULT SERVICES PROGRAM 1,047,822,000
 11 -----

12 General Fund
 13 Local Assistance Account

14 For services and expenses of various adult
 15 community mental health services, includ-
 16 ing transfer to the department of health
 17 to reimburse the department for the state
 18 share of medical assistance for various
 19 community mental health services.

20 For payment of state financial assistance,
 21 net of disallowances, for community mental
 22 health programs pursuant to article 41 and
 23 other provisions of the mental hygiene
 24 law. The moneys hereby appropriated for
 25 allocation to local governments and volun-
 26 tary agencies for services are available
 27 to reimburse or advance funds to local
 28 governments and voluntary agencies for
 29 expenditures made or to be made during
 30 local program years commencing January 1,
 31 2012 or July 1, 2012 and for advances for
 32 the period beginning January 1, 2013 for
 33 local governments and voluntary agencies
 34 with program years beginning January 1.

35 Notwithstanding any provision of law to the
 36 contrary, the commissioner of the office
 37 of mental health shall be authorized to
 38 continue contracts which were executed on
 39 or before March 31, 2012 with entities
 40 providing services to persons with mental
 41 illness, without any additional require-
 42 ments that such contracts be subject to
 43 competitive bidding, a request for

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 proposals process or other administrative
2 procedures.

3 No expenditures shall be made for such
4 program prior to the approval of a method-
5 ology for allocation in accordance with a
6 plan approved by the commissioner and the
7 director of the budget with copies to be
8 filed with the chairpersons of the senate
9 finance committee and assembly ways and
10 means committee. Furthermore, no expendi-
11 ture shall be made until a certificate of
12 allocation has been approved by the direc-
13 tor of the budget with copies to be filed
14 with the chairpersons of the senate
15 finance committee and the assembly ways
16 and means committee. The state comptroller
17 is hereby authorized to receive funds from
18 the office of mental health that were
19 returned from providers in the current
20 fiscal year in respect of a settlement of
21 local assistance funds from prior fiscal
22 years, and is authorized to refund such
23 moneys to the credit of the local assist-
24 ance account of the general fund for the
25 purpose of reimbursing the 2012-13 appro-
26 priation.

27 Notwithstanding any inconsistent provision
28 of law, including section 1 of part C of
29 chapter 57 of the laws of 2006, as amended
30 by section 1 of part F of chapter 59 of
31 the laws of 2011, for the period commenc-
32 ing on April 1, 2012 and ending March 31,
33 2013 the commissioner shall not apply any
34 cost of living adjustment for the purpose
35 of establishing rates of payments,
36 contracts or any other form of reimburse-
37 ment.

38 Notwithstanding any inconsistent provision
39 of law, rule or regulation to the contra-
40 ry, for the period April 1, 2012 through
41 March 31, 2013, the commissioners of the
42 office of mental health and the office of
43 alcoholism and substance abuse services,
44 in consultation with the commissioner of
45 health and with the approval of the divi-
46 sion of budget, shall have continuing
47 responsibility to administer and manage
48 behavioral health services in accordance
49 with the provisions of subdivisions 1, 2
50 and 3 of section 365-m of the social

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 services law through jointly designated
2 regional behavioral health organizations
3 which provide administrative and manage-
4 ment services for the purposes of concur-
5 rent review and coordinating the provision
6 of behavioral health services, and inte-
7 grating behavioral health services with
8 other services available under the medical
9 assistance program, for recipients of
10 medical assistance who are not enrolled in
11 managed care, and for approval, coordi-
12 nation, and integration of behavioral
13 health services that are not provided
14 through managed care programs under the
15 medical assistance program for individuals
16 regardless of whether or not such individ-
17 uals are enrolled in managed care
18 programs. Such regional behavioral health
19 organizations shall also be responsible
20 for safeguarding against unnecessary
21 utilization of such care and services and
22 assuring that payments are consistent with
23 the efficient and economical delivery of
24 quality care.

25 In exercising this responsibility, the
26 commissioners of the office of mental
27 health and the office of alcoholism and
28 substance abuse services have continuing
29 authority to contract, after consultation
30 with the commissioner of health, with
31 regional behavioral health organizations
32 or other entities. Such contracts may
33 include responsibility for: concurrent
34 review for behavioral health care and
35 services, consistent with criteria estab-
36 lished or approved by the commissioners of
37 mental health and alcoholism and substance
38 abuse services, and authorization of
39 appropriate care and services based on
40 documented patient medical need.

41 The commissioners of the office of mental
42 health, the office of alcoholism and
43 substance abuse services and the depart-
44 ment of health, shall have the responsi-
45 bility for jointly designating on a
46 regional basis, after consultation with
47 the city of New York's local government
48 unit, as such term is defined in the
49 mental hygiene law, and its local social
50 services district, and with the prior

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1 consultation of other affected counties, a
2 limited number of specialized managed care
3 plans, special need managed care plans,
4 and/or integrated physical and behavioral
5 health provider systems capable of manag-
6 ing the behavioral and physical health
7 needs of medical assistance enrollees with
8 significant behavioral health needs.
9 Initial designations of such plans or
10 provider systems should be made no later
11 than April 1, 2013, provided, however,
12 such designations shall be contingent upon
13 a determination by such state commission-
14 ers that the entities to be designated
15 have the capacity and financial ability to
16 provide services in such plans or provider
17 systems, and that the region has a suffi-
18 cient population and service base to
19 support such plans and systems.

20 Notwithstanding any inconsistent provision
21 of sections 112 and 163 of the state
22 finance law, or section 142 of the econom-
23 ic development law, or any other law to
24 the contrary, the designations of such
25 plans, providers or provider systems, and
26 any resulting contracts with such plans,
27 providers or provider systems are to be
28 authorized by the state commissioners
29 without a competitive bid or request for
30 proposal process; provided, however, that
31 the office of mental health and the office
32 of alcoholism and substance abuse services
33 shall post on their websites, for a period
34 of no less than 30 days: a description of
35 the proposed services to be provided
36 pursuant to the contractor contracts; the
37 criteria for selection of a contractor or
38 contractors; the period of time during
39 which a prospective contractor may seek
40 selection, which shall be no less than 30
41 days after such information is first post-
42 ed on the website; and the manner by which
43 a prospective contractor may seek such
44 selection, which may include submission by
45 electronic means. All reasonable and
46 responsive submissions that are received
47 from prospective contractors in timely
48 fashion shall be reviewed by the commis-
49 sioners of the office of mental health and
50 the office of alcoholism and substance

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1 abuse services. The commissioners of the
2 office of mental health and the office of
3 alcoholism and substance abuse services,
4 in consultation with commissioner of
5 health, shall select such contractor or
6 contractors that, in their discretion, are
7 best suited to provide the required
8 services.

9 Once designated, the commissioner of health
10 shall make arrangements to enroll such
11 enrollees in such plans, providers or
12 provider systems, and to pay such plans or
13 provider systems on a capitated or other
14 basis to manage, coordinate, and pay for
15 behavioral health and physical health
16 medical assistance services for such
17 enrollees.

18 Oversight of such contracts with such plans,
19 providers or provider systems shall be
20 joint responsibility of the commissioners
21 of mental health and office of alcoholism
22 and substance abuse services, in consulta-
23 tion with the commissioner of health, and
24 for contracts affecting the city of New
25 York, also with the city's local govern-
26 ment unit, as such term is defined in the
27 mental hygiene law, and its local social
28 services district.

29 Notwithstanding any other provision of law
30 to the contrary, any of the amounts appro-
31 priated herein may be increased or
32 decreased by interchange or transfer with-
33 out limit, with any appropriation of the
34 office of mental health or by transfer or
35 suballocation to any department, agency or
36 public authority for expenditures incurred
37 in the operation of such programs with the
38 approval of the director of the budget who
39 shall file such approval with the depart-
40 ment of audit and control and copies ther-
41 eof with the chairman of the senate
42 finance committee and the chairman of the
43 assembly ways and means committee:

44 For transfer to the department of health to
45 reimburse the department for the state
46 share of medical assistance payments for
47 various mental health services. Notwith-
48 standing any inconsistent provision of
49 law, a portion of the money herein appro-
50 priated may be made available for transfer

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1 to the department of health for the state
 2 share of disproportionate share payments
 3 to voluntary nonprofit general hospitals
 4 pursuant to chapter 119 of the laws of
 5 1997 as amended. For the period April 1,
 6 2012 through March 31, 2013, the office of
 7 mental health is authorized to recover
 8 from community residences and family-based
 9 treatment providers licensed by the office
 10 of mental health, consistent with contrac-
 11 tual obligations of such providers and
 12 notwithstanding any other inconsistent
 13 provision of law to the contrary, for the
 14 period January 1, 2003 through December
 15 31, 2009 and January 1, 2011 through June
 16 30, 2013 for programs located outside of
 17 the city of New York and for the period
 18 July 1, 2003 through June 30, 2010 and
 19 July 1, 2011 through June 30, 2013 for
 20 programs located in the city of New York,
 21 in an amount equal to 50 percent of the
 22 income received by such providers which
 23 exceed the fixed amount of annual medicaid
 24 revenue limitations, as established by the
 25 commissioner of mental health 295,979,000

26 -----
 27 Program account subtotal 295,979,000
 28 -----

29 Special Revenue Funds - Federal
 30 Federal Health and Human Services Fund
 31 Federal Health and Human Services Account

32 For programs to assist and transition from
 33 homelessness (PATH) grants. Notwithstand-
 34 ing any inconsistent provision of law, a
 35 portion of this appropriation, consistent
 36 with the terms and conditions of the PATH
 37 grant, may be transferred to other
 38 programs within the office of mental
 39 health for aid to localities, administra-
 40 tive and support services, including
 41 fringe benefits, associated with the grant ... 5,569,000

42 For services and expenses related to adult
 43 mental health services funded by the
 44 community mental health services block
 45 grant. Notwithstanding any inconsistent
 46 provision of law, a portion of this appro-
 47 priation, consistent with the terms and
 48 conditions of the block grant, may be

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1 transferred to other programs within the
 2 office of mental health for aid to locali-
 3 ties, administrative and support services,
 4 including fringe benefits, associated with
 5 the federal block grant 17,206,000
 6 For services and expenses associated with
 7 federal grant awards yet to be allocated
 8 by the federal department of health and
 9 human services. Notwithstanding any incon-
 10 sistent provision of law, the director of
 11 the budget is hereby authorized to trans-
 12 fer appropriation authority contained
 13 herein to any other federal fund or
 14 program within the office of mental health
 15 services for aid to localities, adminis-
 16 trative and support services, including
 17 fringe benefits, associated with the
 18 awarded grant 5,000,000
 19 For services and expenses associated with
 20 the federal New York makes work pay grant
 21 allocated by the federal department of
 22 health and human services. Notwithstanding
 23 any inconsistent provision of law, the
 24 director of the budget is hereby author-
 25 ized to transfer appropriation authority
 26 contained herein to any other federal fund
 27 or program within the office of mental
 28 health services for aid to localities,
 29 administrative and support services,
 30 including fringe benefits, associated with
 31 the awarded grant 9,838,000
 32 -----
 33 Program account subtotal 37,613,000
 34 -----
 35 Special Revenue Funds - Federal
 36 Federal Operating Grants Fund
 37 Federal Operating Grants Account
 38 For services and expenses related to home-
 39 less and shelter plus care grants. Subject
 40 to a plan approved by the director of the
 41 budget, the amount appropriated herein may
 42 be made available to other state agencies
 43 for services and expenses related to
 44 federal homeless and shelter plus care
 45 grants 8,000,000
 46 -----
 47 Program account subtotal 8,000,000
 48 -----

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1 Special Revenue Funds - Other

2 Miscellaneous Special Revenue Fund

3 Medication Reimbursement Account

4 For services and expenses related to adult
5 mental health services, including assisted
6 outpatient treatment pursuant to article 9
7 and other provisions of the mental hygiene
8 law 7,580,000

9 -----
10 Program account subtotal 7,580,000

12 Special Revenue Funds - Other

13 Miscellaneous Special Revenue Fund

14 Mental Hygiene Program Fund Account

15 The state comptroller is hereby authorized
16 and directed to loan money in accordance
17 with the provisions set forth in subdivi-
18 sion 5 of section 4 of the state finance
19 law to the mental hygiene program fund
20 account.

21 For payment of state financial assistance,
22 net of disallowances, for community mental
23 health programs pursuant to article 41,
24 community mental health support and work-
25 force reinvestment services pursuant to
26 chapter 62 of the laws of 2003 and other
27 provisions of the mental hygiene law. The
28 moneys hereby appropriated for allocation
29 to local governments and voluntary agen-
30 cies for services are available to reim-
31 burse or advance funds to local govern-
32 ments and voluntary agencies for
33 expenditures made or to be made during
34 local program years commencing January 1,
35 2012 or July 1, 2012 and for advances for
36 the period beginning January 1, 2013 for
37 local governments and voluntary agencies
38 with program years beginning January 1.

39 Notwithstanding any other provision of law,
40 and except for transfers to the department
41 of health to reimburse the department for
42 the state share of medical assistance
43 payments and as modified below, this
44 appropriation shall be available for obli-
45 gations for the period commencing July 1,
46 2012 and ending June 30, 2013 and shall be

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1 available for expenditure from July 1,
2 2012 through September 15, 2013.
3 Notwithstanding chapter 62 of the laws of
4 2003, chapter 111 of the laws of 2010, or
5 any provision of law to the contrary, a
6 portion of the appropriations included
7 within this special revenue fund shall be
8 deemed to satisfy the full and complete
9 obligation of the state and the office of
10 mental health community mental health
11 support workforce reinvestment program in
12 fiscal year 2011-12.
13 Notwithstanding any provision of law to the
14 contrary, the commissioner of the office
15 of mental health shall be authorized to
16 continue contracts which were executed on
17 or before March 31, 2012 with entities
18 providing services to persons with mental
19 illness, without any additional require-
20 ments that such contracts be subject to
21 competitive bidding, a request for
22 proposals process or other administrative
23 procedures.
24 Notwithstanding any provision of law to the
25 contrary, the commissioners of department
26 of health, office of mental health, office
27 of alcoholism and substance abuse
28 services, and office for people with
29 developmental disabilities shall have the
30 regulatory flexibility to more efficiently
31 and effectively integrate health and
32 behavioral health services, including the
33 authority to jointly establish operating,
34 reporting, construction requirements,
35 joint survey requirements and procedures,
36 and joint operating standards at locations
37 as may be approved by two or more of the
38 respective commissioners. Such commission-
39 ers shall be authorized to waive any regu-
40 latory requirements, or to determine that
41 compliance with another commissioner's
42 regulatory requirements shall be deemed to
43 meet the regulatory requirements of his or
44 her agency, as may be necessary or desira-
45 ble to avoid duplication and/or to permit
46 the integrated delivery of health and
47 behavioral health services in an efficient
48 and effective manner.
49 No expenditures shall be made for such
50 program prior to the approval of a method-

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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

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1 mental hygiene law, including but not
2 limited to sections 41.13, 41.18, and
3 41.47. Notwithstanding any other provision
4 of law to the contrary, up to \$7,000,000
5 of this appropriation may be made avail-
6 able to the Research Foundation for Mental
7 Hygiene, Inc. pursuant to a contract with
8 the office of mental health for two mental
9 health demonstration programs. One program
10 shall be a behavioral health care manage-
11 ment program for persons with serious
12 mental illness, and the other program
13 shall be a mental health and health care
14 coordination demonstration program for
15 persons with mental illness who are
16 discharged from impacted adult homes in
17 the city of New York. An amount from this
18 appropriation when combined with the
19 appropriation for the miscellaneous
20 special revenue fund medication reimburse-
21 ment account shall provide up to
22 \$15,000,000 for grants to the counties and
23 city of New York to provide medication,
24 and other services necessary to prescribe
25 and administer medication pursuant to a
26 plan approved by the commissioner of
27 mental health, as authorized under chapter
28 408 of the laws of 1999 as amended 293,188,000
29 For services and expenses associated with
30 the provision of education, assessments,
31 training, in-reach, care coordination,
32 supported housing and the services needed
33 by mentally ill residents of adult homes,
34 which were identified in the 2009 federal
35 district court case Disability Advocates,
36 Inc. v. Paterson provided, however, no
37 funds from this appropriation shall be
38 used to pay for the services of a monitor
39 appointed by such district court 16,800,000
40 For services and expenses associated with
41 the provision of care coordination,
42 supported housing and the services needed
43 by qualified current and future mentally
44 ill residents of nursing homes to imple-
45 ment settlement of 2011 federal litigation
46 Joseph S. v. Hogan 10,000,000
47 For services and expenses of various commu-
48 nity mental health emergency programs
49 including comprehensive psychiatric emer-
50 gency programs pursuant to section 41.51

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1 of the mental hygiene law which shall be
 2 authorized until June 30, 2013 6,823,000
 3 For services and expenses of various commu-
 4 nity mental health residential programs,
 5 including but not limited to community
 6 residences pursuant to sections 41.44 and
 7 41.38 of the mental hygiene law. Notwith-
 8 standing the provisions of section 31.03
 9 of the mental hygiene law and any other
 10 inconsistent provision of law, moneys
 11 appropriated for family care shall be
 12 available for, but not limited to, the
 13 purchase of substitute caretakers up to a
 14 maximum of 14 days and payments limited to
 15 \$686 per year based upon financial need
 16 for the personal needs of each client
 17 residing in the family care home 371,839,000
 18 -----
 19 Program account subtotal 698,650,000
 20 -----
 21 CHILDREN AND YOUTH SERVICES PROGRAM 250,612,000
 22 -----
 23 General Fund
 24 Local Assistance Account
 25 For services and expenses of various chil-
 26 dren and families community mental health
 27 services, including transfer to the
 28 department of health to reimburse the
 29 department for the state share of medical
 30 assistance for various community mental
 31 health services.
 32 This appropriation anticipates the transfer
 33 of funds from the state education depart-
 34 ment to the office of mental health of
 35 tuition funds advanced in previous years
 36 and reimbursed by the child's school
 37 district of origin to the state of New
 38 York pursuant to chapter 810 of the laws
 39 of 1986 and applicable provisions of the
 40 education law.
 41 For payment of state financial assistance,
 42 net of disallowances, for community mental
 43 health programs pursuant to article 41 and
 44 other provisions of the mental hygiene
 45 law. The moneys hereby appropriated for
 46 allocation to local governments and volun-
 47 tary agencies for services are available

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1 to reimburse or advance funds to local
2 governments and voluntary agencies for
3 expenditures made or to be made during
4 local program years commencing January 1,
5 2012 or July 1, 2012 and for advances for
6 the period beginning January 1, 2013 for
7 local governments and voluntary agencies
8 with program years beginning January 1.

9 Notwithstanding any provision of law to the
10 contrary, the commissioner of the office
11 of mental health shall be authorized to
12 continue contracts which were executed on
13 or before March 31, 2012 with entities
14 providing services to persons with mental
15 illness, without any additional require-
16 ments that such contracts be subject to
17 competitive bidding, a request for
18 proposals process or other administrative
19 procedures.

20 No expenditures shall be made for such
21 program prior to the approval of a method-
22 ology for allocation in accordance with a
23 plan approved by the commissioner and the
24 director of the budget with copies to be
25 filed with the chairpersons of the senate
26 finance committee and assembly ways and
27 means committee. Furthermore, no expendi-
28 ture shall be made until a certificate of
29 allocation has been approved by the direc-
30 tor of the budget with copies to be filed
31 with the chairpersons of the senate
32 finance committee and the assembly ways
33 and means committee. The state comptroller
34 is hereby authorized to receive funds from
35 the office of mental health that were
36 returned from providers in the current
37 fiscal year in respect of a settlement of
38 local assistance funds from prior fiscal
39 years, and is authorized to refund such
40 moneys to the credit of the local assist-
41 ance account of the general fund for the
42 purpose of reimbursing the 2012-13 appro-
43 priation.

44 Notwithstanding any inconsistent provision
45 of law, including section 1 of part C of
46 chapter 57 of the laws of 2006, as amended
47 by section 1 of part F of chapter 59 of
48 the laws of 2011, for the period commenc-
49 ing on April 1, 2012 and ending March 31,
50 2013 the commissioner shall not apply any

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1 cost of living adjustment for the purpose
2 of establishing rates of payments,
3 contracts or any other form of reimburse-
4 ment.

5 Notwithstanding any inconsistent provision
6 of law, rule or regulation to the contra-
7 ry, for the period April 1, 2012 through
8 March 31, 2013, the commissioners of the
9 office of mental health and the office of
10 alcoholism and substance abuse services,
11 in consultation with the commissioner of
12 health and with the approval of the divi-
13 sion of budget, shall have continuing
14 responsibility to administer and manage
15 behavioral health services in accordance
16 with the provisions of subdivisions 1, 2
17 and 3 of section 365-m of the social
18 services law through jointly designated
19 regional behavioral health organizations
20 which provide administrative and manage-
21 ment services for the purposes of concur-
22 rent review and coordinating the provision
23 of behavioral health services, and inte-
24 grating behavioral health services with
25 other services available under the medical
26 assistance program, for recipients of
27 medical assistance who are not enrolled in
28 managed care, and for approval, coordi-
29 nation, and integration of behavioral
30 health services that are not provided
31 through managed care programs under the
32 medical assistance program for individuals
33 regardless of whether or not such individ-
34 uals are enrolled in managed care
35 programs. Such regional behavioral health
36 organizations shall also be responsible
37 for safeguarding against unnecessary
38 utilization of such care and services and
39 assuring that payments are consistent with
40 the efficient and economical delivery of
41 quality care.

42 In exercising this responsibility, the
43 commissioners of the office of mental
44 health and the office of alcoholism and
45 substance abuse services have continuing
46 authority to contract, after consultation
47 with the commissioner of health, with
48 regional behavioral health organizations
49 or other entities. Such contracts may
50 include responsibility for: concurrent

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1 review for behavioral health care and
2 services, consistent with criteria estab-
3 lished or approved by the commissioners of
4 mental health and alcoholism and substance
5 abuse services, and authorization of
6 appropriate care and services based on
7 documented patient medical need.

8 The commissioners of the office of mental
9 health, the office of alcoholism and
10 substance abuse services, and the depart-
11 ment of health, shall have the responsi-
12 bility for jointly designating on a
13 regional basis, after consultation with
14 the city of New York's local government
15 unit, as such term is defined in the
16 mental hygiene law, and its local social
17 services district, and with the prior
18 consultation of other affected counties, a
19 limited number of specialized managed care
20 plans, special need managed care plans,
21 and/or integrated physical and behavioral
22 health provider systems capable of manag-
23 ing the behavioral and physical health
24 needs of medical assistance enrollees with
25 significant behavioral health needs.
26 Initial designations of such plans or
27 provider systems should be made no later
28 than April 1, 2013, provided, however,
29 such designations shall be contingent upon
30 a determination by such state commission-
31 ers that the entities to be designated
32 have the capacity and financial ability to
33 provide services in such plans or provider
34 systems, and that the region has a suffi-
35 cient population and service base to
36 support such plans and systems.

37 Notwithstanding any inconsistent provision
38 of sections 112 and 163 of the state
39 finance law, or section 142 of the econom-
40 ic development law, or any other law to
41 the contrary, the designations of such
42 plans, providers or provider systems, and
43 any resulting contracts with such plans,
44 providers or provider systems are to be
45 authorized by the state commissioners
46 without a competitive bid or request for
47 proposal process; provided, however, that
48 the office of mental health and the office
49 of alcoholism and substance abuse services
50 shall post on their websites, for a period

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1 of no less than 30 days: a description of
2 the proposed services to be provided
3 pursuant to the contractor contracts; the
4 criteria for selection of a contractor or
5 contractors; the period of time during
6 which a prospective contractor may seek
7 selection, which shall be no less than 30
8 days after such information is first post-
9 ed on the website; and the manner by which
10 a prospective contractor may seek such
11 selection, which may include submission by
12 electronic means. All reasonable and
13 responsive submissions that are received
14 from prospective contractors in timely
15 fashion shall be reviewed by the commis-
16 sioners of the office of mental health and
17 the office of alcoholism and substance
18 abuse services. The commissioners of the
19 office of mental health and the office of
20 alcoholism and substance abuse services,
21 in consultation with commissioner of
22 health, shall select such contractor or
23 contractors that, in their discretion, are
24 best suited to provide the required
25 services.

26 Once designated, the commissioner of health
27 shall make arrangements to enroll such
28 enrollees in such plans, providers or
29 provider systems, and to pay such plans or
30 provider systems on a capitated or other
31 basis to manage, coordinate, and pay for
32 behavioral health and physical health
33 medical assistance services for such
34 enrollees.

35 Oversight of such contracts with such plans,
36 providers or provider systems shall be
37 joint responsibility of the commissioners
38 of mental health and office of alcoholism
39 and substance abuse services, in consulta-
40 tion with the commissioner of health, and
41 for contracts affecting the city of New
42 York, also with the city's local govern-
43 ment unit, as such term is defined in the
44 mental hygiene law, and its local social
45 services district.

46 Notwithstanding any other provision of law
47 to the contrary, any of the amounts appro-
48 priated herein may be increased or
49 decreased by interchange or transfer with-
50 out limit, with any appropriation of the

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1 office of mental health or by transfer or
 2 suballocation to any department, agency or
 3 public authority for expenditures incurred
 4 in the operation of such programs with the
 5 approval of the director of the budget who
 6 shall file such approval with the depart-
 7 ment of audit and control and copies ther-
 8 eof with the chairman of the senate
 9 finance committee and the chairman of the
 10 assembly ways and means committee:
 11 For transfer to the department of health to
 12 reimburse the department for the state
 13 share of medical assistance payments for
 14 various mental health services. Notwith-
 15 standing any inconsistent provision of
 16 law, a portion of the money herein appro-
 17 priated may be made available for transfer
 18 to the department of health for the state
 19 share of disproportionate share payments
 20 to voluntary nonprofit general hospitals
 21 pursuant to chapter 119 of the laws of
 22 1997 as amended. Notwithstanding any
 23 provision of law to the contrary, the
 24 state comptroller is hereby authorized to
 25 refund moneys from the department of
 26 health to the office of mental health,
 27 consisting of medicaid reimbursement for
 28 expenses previously incurred by the office
 29 of mental health in prior fiscal years to
 30 fund services provided by residential
 31 treatment facilities for children and
 32 youth. Such funds shall be credited to the
 33 local assistance account of the general
 34 fund for the purpose of reimbursing the
 35 2012-13 appropriation 125,003,000
 36 -----
 37 Program account subtotal 125,003,000
 38 -----

39 Special Revenue Funds - Federal
 40 Federal Health and Human Services Fund
 41 Federal Health and Human Services Account

42 For services and expenses related to chil-
 43 dren's mental health services funded by
 44 the community mental health services block
 45 grant. Notwithstanding any inconsistent
 46 provision of law, a portion of this appro-
 47 priation, consistent with the terms and
 48 conditions of the block grant, may be

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transferred to other programs within the
 office of mental health for aid to locali-
 ties, 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 subdivi-
 sion 5 of section 4 of the state finance
 law to the mental hygiene program fund
 account.

For services and expenses of various chil-
 dren 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 antic-
 ipates 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 volun-
 tary 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.

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 Notwithstanding any other provision of law,
2 and except for transfers to the department
3 of health to reimburse the department for
4 the state share of medical assistance
5 payments and as modified below, this
6 appropriation shall be available for obli-
7 gations for the period commencing July 1,
8 2012 and ending June 30, 2013 and shall be
9 available for expenditure from July 1,
10 2012 through September 15, 2013.

11 Notwithstanding any provision of law to the
12 contrary, the commissioner of the office
13 of mental health shall be authorized to
14 continue contracts which were executed on
15 or before March 31, 2012 with entities
16 providing services to persons with mental
17 illness, without any additional require-
18 ments that such contracts be subject to
19 competitive bidding, a request for
20 proposals process or other administrative
21 procedures.

22 No expenditures shall be made for such
23 program prior to the approval of a method-
24 ology for allocation in accordance with a
25 plan approved by the commissioner and the
26 director of the budget with copies to be
27 filed with the chairpersons of the senate
28 finance committee and assembly ways and
29 means committee. Furthermore, no expendi-
30 ture shall be made until a certificate of
31 allocation has been approved by the direc-
32 tor of the budget with copies to be filed
33 with the chairpersons of the senate
34 finance committee and the assembly ways
35 and means committee. The state comptroller
36 is hereby authorized to receive funds from
37 the office of mental health that were
38 returned from providers in the current
39 fiscal year in respect of a settlement of
40 local assistance funds from prior fiscal
41 years, and is authorized to refund such
42 moneys to the credit of the mental hygiene
43 program fund account for the purpose of
44 reimbursing the 2012-13 appropriation.

45 Notwithstanding any inconsistent provision
46 of law, including section 1 of part C of
47 chapter 57 of the laws of 2006, as amended
48 by section 1 of part F of chapter 59 of
49 the laws of 2011, for the period commenc-
50 ing on April 1, 2012 and ending March 31,

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 2013 the commissioner shall not apply any
2 cost of living adjustment for the purpose
3 of establishing rates of payments,
4 contracts or any other form of reimburse-
5 ment.

6 Notwithstanding any provision of law to the
7 contrary, the commissioners of department
8 of health, office of mental health, office
9 of alcoholism and substance abuse
10 services, and office for people with
11 developmental disabilities shall have the
12 regulatory flexibility to more efficiently
13 and effectively integrate health and
14 behavioral health services, including the
15 authority to jointly establish operating,
16 reporting, construction requirements,
17 joint survey requirements and procedures,
18 and joint operating standards at locations
19 as may be approved by two or more of the
20 respective commissioners. Such commission-
21 ers shall be authorized to waive any regu-
22 latory requirements, or to determine that
23 compliance with another commissioner's
24 regulatory requirements shall be deemed to
25 meet the regulatory requirements of his or
26 her agency, as may be necessary or desira-
27 ble to avoid duplication and/or to permit
28 the integrated delivery of health and
29 behavioral health services in an efficient
30 and effective manner.

31 Notwithstanding any other provision of law
32 to the contrary, any of the amounts appro-
33 priated herein may be increased or
34 decreased by interchange or transfer with-
35 out limit, with any appropriation of the
36 office of mental health or by transfer or
37 suballocation to any department, agency or
38 public authority for expenditures incurred
39 in the operation of such programs with the
40 approval of the director of the budget who
41 shall file such approval with the depart-
42 ment of audit and control and copies ther-
43 eof with the chairman of the senate
44 finance committee and the chairman of the
45 assembly ways and means committee:

46 For services and expenses of various commu-
47 nity mental health non-residential
48 programs, pursuant to article 41 of the
49 mental hygiene law, including but not
50 limited to sections 41.13 and 41.18 92,883,000

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1	For services and expenses of various commu-	
2	nity mental health emergency programs	24,583,000
3	For services and expenses of various commu-	
4	nity mental health residential programs,	
5	including but not limited to community	
6	residences pursuant to sections 41.44 and	
7	41.38 of the mental hygiene law	2,342,000
8		-----
9	Program account subtotal	119,808,000
10		-----

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADULT SERVICES PROGRAM

2 Special Revenue Funds - Federal
3 Federal Health and Human Services Fund
4 Federal Health and Human Services Account

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

6 For programs to assist and transition from homelessness (PATH) grants.
7 Notwithstanding any inconsistent provision of law, a portion of this
8 appropriation, consistent with the terms and conditions of the PATH
9 grant, may be transferred to other programs within the office of
10 mental health for aid to localities, administrative and support
11 services, including fringe benefits, associated with the grant
12 5,569,000 (re. \$4,700,000)
13 For services and expenses related to adult mental health services
14 funded by the community mental health services block grant.
15 Notwithstanding any inconsistent provision of law, a portion of this
16 appropriation, consistent with the terms and conditions of the block
17 grant, may be transferred to other programs within the office of
18 mental health for aid to localities, administrative and support
19 services, including fringe benefits, associated with the federal
20 block grant ... 17,206,000 (re. \$11,414,000)

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

22 For programs to assist and transition from homelessness (PATH) grants.
23 Notwithstanding any inconsistent provision of law, a portion of this
24 appropriation, consistent with the terms and conditions of the PATH
25 grant, may be transferred to other programs within the office of
26 mental health for aid to localities, administrative and support
27 services, including fringe benefits, associated with the grant
28 4,800,000 (re. \$1,398,000)
29 For services and expenses associated with federal grant awards yet to
30 be allocated by the federal department of health and human services.
31 Notwithstanding any inconsistent provision of law, the director of
32 the budget is hereby authorized to transfer appropriation authority
33 contained herein to any other federal fund or program within the
34 office of mental health services for aid to localities, administra-
35 tive and support services, including fringe benefits, associated
36 with the awarded grant ... 5,000,000 (re. \$5,000,000)

37 Special Revenue Funds - Federal
38 Federal Operating Grants Fund
39 Federal Operating Grants Account

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

41 For services and expenses related to homeless and shelter plus care
42 grants. Subject to a plan approved by the director of the budget,
43 the amount appropriated herein may be made available to other state
44 agencies for services and expenses related to federal homeless and
45 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

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

2 For services and expenses related to homeless and shelter plus care
3 grants. Subject to a plan approved by the director of the budget,
4 the amount appropriated herein may be made available to other state
5 agencies for services and expenses related to federal homeless and
6 shelter plus care grants ... 8,000,000 (re. \$5,640,000)

7 CHILDREN AND YOUTH SERVICES PROGRAM

8 Special Revenue Funds - Federal

9 Federal Health and Human Services Fund

10 Federal Health and Human Services Account

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

12 For services and expenses related to children's mental health services
13 funded by the community mental health services block grant.
14 Notwithstanding any inconsistent provision of law, a portion of this
15 appropriation, consistent with the terms and conditions of the block
16 grant, may be transferred to other programs within the office of
17 mental health for aid to localities, administrative and support
18 services, including fringe benefits, associated with the federal
19 block grant ... 5,801,000 (re. \$3,628,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	1,662,830,000	0
4	Special Revenue Funds - Other	816,011,000	162,500,000
5		-----	-----
6	All Funds	2,478,841,000	162,500,000
7		=====	=====

8 SCHEDULE

9 COMMUNITY SERVICES PROGRAM 2,478,841,000
 10 -----

11 General Fund
 12 Local Assistance Account

13 For services and expenses of the community
 14 services program, net of disallowances,
 15 for community programs for people with
 16 developmental disabilities pursuant to
 17 article 41 of the mental hygiene law,
 18 and/or chapter 620 of the laws of 1974,
 19 chapter 660 of the laws of 1977, chapter
 20 412 of the laws of 1981, chapter 27 of the
 21 laws of 1987, chapter 729 of the laws of
 22 1989, chapter 329 of the laws of 1993 and
 23 other provisions of the mental hygiene
 24 law. Notwithstanding any inconsistent
 25 provision of law, the following appropri-
 26 ation shall be net of refunds, rebates,
 27 reimbursements, and credits.

28 Notwithstanding any inconsistent provision
 29 of law, the director of the budget is
 30 authorized to make suballocations from
 31 this appropriation to the department of
 32 health medical assistance program.

33 Notwithstanding any other provision of law,
 34 advances and reimbursement made pursuant
 35 to subdivision (d) of section 41.15 and
 36 section 41.18 of the mental hygiene law
 37 shall be allocated pursuant to a plan and
 38 in a manner prescribed by the agency head
 39 and approved by the director of the budg-
 40 et. No expenditure shall be made until a
 41 certificate of allocation has been
 42 approved by the director of the budget and
 43 copies thereof filed with the state comp-
 44 troller, and the chairs of the senate

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 finance and assembly ways and means
2 committees. The moneys hereby appropriated
3 are available to reimburse or advance
4 localities and voluntary non-profit agen-
5 cies for expenditures made during local
6 fiscal periods commencing January 1, 2012,
7 April 1, 2012 or July 1, 2012, and for
8 advances for the 3 month period beginning
9 January 1, 2013.

10 Notwithstanding the provisions of article 41
11 of the mental hygiene law or any other
12 inconsistent provision of law, rule or
13 regulation, the commissioner, pursuant to
14 such contract and in the manner provided
15 therein, may pay all or a portion of the
16 expenses incurred by such voluntary agen-
17 cies arising out of loans which are funded
18 from the proceeds of bonds and notes
19 issued by the dormitory authority of the
20 state of New York.

21 Notwithstanding any other provision of law,
22 the money hereby appropriated may be
23 transferred to state operations and/or any
24 appropriation of the office for people
25 with developmental disabilities with the
26 approval of the director of the budget who
27 shall file such approval with the depart-
28 ment of audit and control and copies ther-
29 eof with the chairman of the senate
30 finance committee and the chairman of the
31 assembly ways and means committee.

32 Notwithstanding any inconsistent provision
33 of law, moneys from this appropriation may
34 be used for state aid of up to 100 percent
35 of the net deficit costs of day training
36 programs and family support services.

37 Notwithstanding any inconsistent provision
38 of law, including section 1 of part C of
39 chapter 57 of the laws of 2006, as amended
40 by section 1 of part F of chapter 59 of
41 the laws of 2011, for the period commenc-
42 ing on April 1, 2012 and ending March 31,
43 2013 the commissioner shall not apply any
44 cost of living adjustment for the purpose
45 of establishing rates of payments,
46 contracts or any other form of reimburse-
47 ment.

48 Notwithstanding any inconsistent provision
49 of sections one hundred twelve and one
50 hundred sixty-three of the state finance

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 law, or section one hundred forty-two of
2 the economic development law, or any other
3 law to the contrary, the commissioner of
4 the office for people with developmental
5 disabilities, pursuant to a pilot program
6 established in accordance with an applica-
7 tion made under section 1115 of the social
8 security act, is authorized to enter into
9 a contract or contracts without a compet-
10 itive bid or request for proposal process
11 with the approval of the director of the
12 budget.

13 Notwithstanding any inconsistent provision
14 of law, and pursuant to criteria estab-
15 lished by the commissioner of the office
16 for people with developmental disabilities
17 and approved by the director of the budg-
18 et, expenditures may be made from this
19 appropriation for residential facilities
20 which are pending recertification as
21 intermediate care facilities for people
22 with developmental disabilities.

23 Notwithstanding the provisions of section
24 41.36 of the mental hygiene law and any
25 other inconsistent provision of law,
26 moneys from this appropriation may be used
27 for payment up to \$250 per year per
28 client, at such times and in such manner
29 as determined by the commissioner on the
30 basis of financial need for the personal
31 needs of each client residing in voluntar-
32 y-operated community residences and volun-
33 tary-operated community residential alter-
34 natives, including individualized
35 residential alternatives under the home
36 and community based services waiver. The
37 commissioner shall, subject to the
38 approval of the director of the budget,
39 alter existing advance payment schedules
40 for voluntary-operated community resi-
41 dences established pursuant to subdivision
42 (h) of section 41.36 of the mental hygiene
43 law.

44 Notwithstanding the provisions of section
45 16.23 of the mental hygiene law and any
46 other inconsistent provision of law, with
47 relation to the operation of certified
48 family care homes, including family care
49 homes sponsored by voluntary not-for-pro-
50 fit agencies, moneys from this appropri-

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 ation may be used for payments to purchase
2 general services including but not limited
3 to respite providers, up to a maximum of
4 14 days, at rates to be established by the
5 commissioner and approved by the director
6 of the budget in consideration of factors
7 including, but not limited to, geographic
8 area and number of clients cared for in
9 the home and for payment at the rate of
10 \$600 per year on the basis of financial
11 need for the personal needs of each client
12 residing in the family care home.

13 Notwithstanding the provisions of subdivi-
14 sion 12 of section 8 of the state finance
15 law and any other inconsistent provision
16 of law, moneys from this appropriation may
17 be used for expenses of family care homes
18 including payments to operators of certi-
19 fied family care homes for damages caused
20 by clients to personal and real property
21 in accordance with standards established
22 by the commissioner and approved by the
23 director of the budget.

24 Notwithstanding any inconsistent provision
25 of law, moneys from this appropriation may
26 be used for appropriate day program
27 services and residential services includ-
28 ing, but not limited to, direct housing
29 subsidies to individuals, start-up
30 expenses for family care providers, envi-
31 ronmental modifications, adaptive technol-
32 ogies, appraisals, property options,
33 feasibility studies and preoperational
34 expenses.

35 Notwithstanding any inconsistent provision
36 of law, moneys from this appropriation may
37 be used for the operation of clinics
38 licensed pursuant to article 16 of the
39 mental hygiene law including, but not
40 limited to, supportive and habilitative
41 services consistent with the home and
42 community based services waiver.

43 Funds appropriated herein shall be available
44 in accordance with the following:

45 For the state share of medical assistance
46 services expenses incurred by the depart-
47 ment of health for the provision of
48 medical assistance services to people with
49 developmental disabilities 1,462,830,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1	For the state share of medical assistance	
2	services expenses for the provision of	
3	medical assistance services to people with	
4	developmental disabilities that may be	
5	incurred by the department of health	
6	during local fiscal periods commencing	
7	January 1, 2012, April 1, 2012 or July 1,	
8	2012	200,000,000
9		-----
10	Program account subtotal	1,662,830,000
11		-----

12 Special Revenue Funds - Other
 13 Miscellaneous Special Revenue Fund
 14 Mental Hygiene Program Fund Account

15 For services and expenses of the community
 16 services program, net of disallowances,
 17 for community programs for people with
 18 developmental disabilities pursuant to
 19 article 41 of the mental hygiene law,
 20 and/or chapter 620 of the laws of 1974,
 21 chapter 660 of the laws of 1977, chapter
 22 412 of the laws of 1981, chapter 27 of the
 23 laws of 1987, chapter 729 of the laws of
 24 1989, chapter 329 of the laws of 1993 and
 25 other provisions of the mental hygiene
 26 law. Notwithstanding any inconsistent
 27 provision of law, the following appropri-
 28 ation shall be net of refunds, rebates,
 29 reimbursements, and credits.

30 Notwithstanding any other provision of law,
 31 advances and reimbursement made pursuant
 32 to subdivision (d) of section 41.15 and
 33 section 41.18 of the mental hygiene law
 34 shall be allocated pursuant to a plan and
 35 in a manner prescribed by the agency head
 36 and approved by the director of the budg-
 37 et. No expenditure shall be made until a
 38 certificate of allocation has been
 39 approved by the director of the budget and
 40 copies thereof filed with the state comp-
 41 troller, and the chairs of the senate
 42 finance and assembly ways and means
 43 committees. The moneys hereby appropriated
 44 are available to reimburse or advance
 45 localities and voluntary non-profit agen-
 46 cies for expenditures made during local
 47 fiscal periods commencing January 1, 2012,
 48 April 1, 2012 or July 1, 2012, and for

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 advances for the 3 month period beginning
2 January 1, 2013.

3 Notwithstanding any inconsistent provision
4 of sections one hundred twelve and one
5 hundred sixty-three of the state finance
6 law, or section one hundred forty-two of
7 the economic development law, or any other
8 law to the contrary, the commissioner of
9 the office for people with developmental
10 disabilities, pursuant to a pilot program
11 established in accordance with an applica-
12 tion made under section 1115 of the social
13 security act, is authorized to enter into
14 a contract or contracts without a compet-
15 itive bid or request for proposal process
16 with the approval of the director of the
17 budget.

18 Notwithstanding the provisions of article 41
19 of the mental hygiene law or any other
20 inconsistent provision of law, rule or
21 regulation, the commissioner, pursuant to
22 such contract and in the manner provided
23 therein, may pay all or a portion of the
24 expenses incurred by such voluntary agen-
25 cies arising out of loans which are funded
26 from the proceeds of bonds and notes
27 issued by the dormitory authority of the
28 state of New York.

29 Notwithstanding any inconsistent provision
30 of law, including section 1 of part C of
31 chapter 57 of the laws of 2006, as amended
32 by section 1 of part F of chapter 59 of
33 the laws of 2011, for the period commenc-
34 ing on April 1, 2012 and ending March 31,
35 2013 the commissioner shall not apply any
36 cost of living adjustment for the purpose
37 of establishing rates of payments,
38 contracts or any other form of reimburse-
39 ment.

40 Notwithstanding any other provision of law,
41 the money hereby appropriated may be
42 transferred to state operations and/or any
43 appropriation of the office for people
44 with developmental disabilities with the
45 approval of the director of the budget who
46 shall file such approval with the depart-
47 ment of audit and control and copies ther-
48 eof with the chairman of the senate
49 finance committee and the chairman of the
50 assembly ways and means committee.

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision
2 of law, moneys from this appropriation may
3 be used for state aid of up to 100 percent
4 of the net deficit costs of day training
5 programs and family support services.

6 Notwithstanding the provisions of section
7 16.23 of the mental hygiene law and any
8 other inconsistent provision of law, with
9 relation to the operation of certified
10 family care homes, including family care
11 homes sponsored by voluntary not-for-pro-
12 fit agencies, moneys from this appropri-
13 ation may be used for payments to purchase
14 general services including but not limited
15 to respite providers, up to a maximum of
16 14 days, at rates to be established by the
17 commissioner and approved by the director
18 of the budget in consideration of factors
19 including, but not limited to, geographic
20 area and number of clients cared for in
21 the home and for payment at the rate of
22 \$600 per year on the basis of financial
23 need for the personal needs of each client
24 residing in the family care home.

25 Notwithstanding the provisions of subdivi-
26 sion 12 of section 8 of the state finance
27 law and any other inconsistent provision
28 of law, moneys from this appropriation may
29 be used for expenses of family care homes
30 including payments to operators of certi-
31 fied family care homes for damages caused
32 by clients to personal and real property
33 in accordance with standards established
34 by the commissioner and approved by the
35 director of the budget.

36 Notwithstanding any inconsistent provision
37 of law, moneys from this appropriation may
38 be used for appropriate day program
39 services and residential services includ-
40 ing, but not limited to, direct housing
41 subsidies to individuals, start-up
42 expenses for family care providers, envi-
43 ronmental modifications, adaptive technol-
44 ogies, appraisals, property options,
45 feasibility studies and preoperational
46 expenses.

47 For services and expenses related to the
48 provision of residential services to
49 people with developmental disabilities 204,619,000

50 For services and expenses related to the

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 provision of day program services to
 2 people with developmental disabilities 105,680,000
 3 For services and expenses related to the
 4 provision of family support services to
 5 people with developmental disabilities 76,705,000
 6 For services and expenses related to the
 7 provision of workshop, day training and
 8 employment services to people with devel-
 9 opmental disabilities. Notwithstanding any
 10 other provision of law, up to \$800,000 of
 11 this appropriation may be transferred to
 12 the New York State Education Departments'
 13 Adult Career and Continuing Education
 14 Services - Vocational Rehabilitation
 15 (ACCES-VR) program to support the Long-
 16 Term Sheltered Employment program operated
 17 by FEDCAP Rehabilitation Services, Inc. 44,921,000
 18 For other services and expenses provided to
 19 people with developmental disabilities
 20 including but not limited to hepatitis B,
 21 care at home waiver, epilepsy services,
 22 Special Olympics New York, Inc. and volun-
 23 tary fingerprinting 6,178,000
 24 For services and expenses related to the
 25 provision of day services to individuals
 26 residing in intermediate care facilities 50,000,000
 27 -----
 28 Program account subtotal 488,103,000
 29 -----

30 Special Revenue Funds - Other
 31 Miscellaneous Special Revenue Fund
 32 OPWDD - Provider of Service Account

33 For services and expenses related to
 34 services for people with developmental
 35 disabilities associated with the New York
 36 state options for people through services
 37 initiative, in accordance with a program-
 38 matic and fiscal plan to be approved by
 39 the director of the budget.
 40 Notwithstanding any provision of law to the
 41 contrary, the director of the budget is
 42 authorized to make suballocations from
 43 this appropriation to the department of
 44 health medical assistance program.
 45 Notwithstanding any provision of law to the
 46 contrary, the moneys hereby appropriated,
 47 or so much thereof as may be necessary,
 48 are to be available for the purposes here-

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 in specified for obligations heretofore
2 accrued or hereafter to accrue.
3 Notwithstanding any other provision of law,
4 the money hereby appropriated may be
5 transferred to state operations and/or any
6 appropriation of the office for people
7 with developmental disabilities with the
8 approval of the director of the budget who
9 shall file such approval with the depart-
10 ment of audit and control and copies ther-
11 eof with the chairman of the senate
12 finance committee and the chairman of the
13 assembly ways and means committee.
14 Notwithstanding any inconsistent provision
15 of sections one hundred twelve and one
16 hundred sixty-three of the state finance
17 law, or section one hundred forty-two of
18 the economic development law, or any other
19 law to the contrary, the commissioner of
20 the office for people with developmental
21 disabilities, pursuant to a pilot program
22 established in accordance with an applica-
23 tion made under section 1115 of the social
24 security act, is authorized to enter into
25 a contract or contracts without a compet-
26 itive bid or request for proposal process
27 with the approval of the director of the
28 budget 327,908,000
29 -----
30 Program account subtotal 327,908,000
31 -----

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY SERVICES PROGRAM

2 Special Revenue Funds - Other
3 Miscellaneous Special Revenue Fund
4 OPWDD - Provider of Service Account

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

7 For services and expenses related to services for people with develop-
8 mental disabilities associated with the New York state options for
9 people through services initiative, in accordance with a programmat-
10 ic and fiscal plan to be approved by the director of the budget.

11 Notwithstanding any provision of law to the contrary, the director of
12 the budget is authorized to make suballocations from this appropri-
13 ation to the department of health medical assistance program.

14 Notwithstanding any provision of law to the contrary, the moneys here-
15 by appropriated, or so much thereof as may be necessary, are to be
16 available for the purposes herein specified for obligations hereto-
17 fore accrued or hereafter to accrue.

18 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE MONEY HEREBY APPROPRI-
19 ATED MAY BE TRANSFERRED TO STATE OPERATIONS AND/OR ANY APPROPRIATION
20 OF THE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES, WITH THE
21 APPROVAL OF THE DIRECTOR OF THE BUDGET WHO SHALL FILE SUCH APPROVAL
22 WITH THE DEPARTMENT OF AUDIT AND CONTROL AND COPIES THEREOF WITH THE
23 CHAIRMAN OF THE SENATE FINANCE COMMITTEE AND THE CHAIRMAN OF THE
24 ASSEMBLY WAYS AND MEANS COMMITTEE
25 327,463,000 (re. \$162,500,000)

METROPOLITAN TRANSPORTATION AUTHORITY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	2,186,000,000	0
4		-----	-----
5	All Funds	2,186,000,000	0
6		=====	=====

7 SCHEDULE

8 DEDICATED MASS TRANSPORTATION TRUST FUND 634,000,000
9 -----

10 Special Revenue Funds - Other
11 Dedicated Mass Transportation Trust Fund
12 Railroad Account

13 To the metropolitan transportation authority
14 for deposit in the dedicated tax fund for
15 the expenses of the New York city transit
16 authority, the Manhattan and Bronx surface
17 transit operating authority, and the
18 Staten Island rapid transit operating
19 authority, the Long Island rail road
20 company and the Metro-North commuter rail-
21 road company which includes the New York
22 state portion of the Harlem, Hudson, Port
23 Jervis, Pascack, and the New Haven commu-
24 ter railroad service regardless of whether
25 the services are provided directly or
26 pursuant to joint service agreements for
27 the period April 1, 2013 to March 31, 2014
28 provided, however, that such appropriation
29 shall become available only pursuant to
30 subdivision 3 of section 89-c of the state
31 finance law and notwithstanding section 40
32 of the state finance law shall take effect
33 on April 1, 2013 and shall lapse on March
34 31, 2014 95,000,000
35 -----
36 Program account subtotal 95,000,000
37 -----

38 Special Revenue Funds - Other
39 Dedicated Mass Transportation Trust Fund
40 Transit Authorities Account

41 To the metropolitan transportation authority
42 for deposit in the dedicated tax fund for
43 the expenses of the New York city transit
44 authority, the Manhattan and Bronx surface

METROPOLITAN TRANSPORTATION AUTHORITY

AID TO LOCALITIES 2012-13

1	transit operating authority, and the	
2	Staten Island rapid transit operating	
3	authority, the Long Island rail road	
4	company and the Metro-North commuter rail-	
5	road company which includes the New York	
6	state portion of the Harlem, Hudson, Port	
7	Jervis, Pascack, and the New Haven commu-	
8	ter railroad service regardless of whether	
9	the services are provided directly or	
10	pursuant to joint service agreements for	
11	the period April 1, 2013 to March 31, 2014	
12	provided, however, that such appropriation	
13	shall become available only pursuant to	
14	subdivision 3 of section 89-c of the state	
15	finance law and notwithstanding section 40	
16	of the state finance law shall take effect	
17	on April 1, 2013 and shall lapse on March	
18	31, 2014	539,000,000
19		-----
20	Program account subtotal	539,000,000
21		-----
22	METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM	1,552,000,000
23		-----
24	Special Revenue Funds - Other	
25	Metropolitan Transportation Authority Financial Assist-	
26	ance Fund	
27	Mobility Tax Trust Account	
28	To the metropolitan transportation authority	
29	for deposit in the metropolitan transpor-	
30	tation authority finance fund pursuant to	
31	the provisions of section 92-ff of the	
32	state finance law, for the period April 1,	
33	2013 to March 31, 2014 and notwithstanding	
34	section 40 of the state finance law shall	
35	take effect on April 1, 2013 and shall	
36	lapse on March 31, 2014	1,552,000,000
37		-----

DIVISION OF MILITARY AND NAVAL AFFAIRS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	900,000	151,000
4		-----	-----
5	All Funds	900,000	151,000
6		=====	=====

7 SCHEDULE

8	MILITARY READINESS PROGRAM	900,000
9		-----

10 General Fund
11 Local Assistance Account

12 For the payment of reimbursements mandated
13 by subdivision 9 of section 210 of the
14 military law. A portion of these funds may
15 be transferred to state operations for
16 administrative expenses 900,000
17 -----

DIVISION OF MILITARY AND NAVAL AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 MILITARY READINESS PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For the payment of reimbursements mandated by subdivision 9 of section
6 210 of the military law. A portion of these funds may be transferred
7 to state operations for administrative expenses
8 650,000 (re. \$151,000)

DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Federal	20,800,000	49,130,000
4		-----	-----
5	All Funds	20,800,000	49,130,000
6		=====	=====

7 SCHEDULE

8	GOVERNOR'S TRAFFIC SAFETY COMMITTEE	20,800,000
9		-----

10 Special Revenue Funds - Federal
 11 Federal Operating Grants Fund
 12 Highway Safety Section 402 Account

13 For services and expenses related to local
 14 governments' federal highway safety
 15 projects pursuant to an allocation plan
 16 subject to the approval of the director of
 17 the budget 20,800,000
 18 -----

DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES 2012-13

1 GOVERNOR'S TRAFFIC SAFETY COMMITTEE

2 Special Revenue Funds - Federal
3 Federal Operating Grants Fund
4 Highway Safety Section 402 Account

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

6 For services and expenses related to local governments' federal high-
7 way safety projects pursuant to an allocation plan subject to the
8 approval of the director of the budget
9 20,620,000 (re. \$20,620,000)

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

11 For services and expenses related to local governments' federal high-
12 way safety projects pursuant to an allocation plan subject to the
13 approval of the director of the budget
14 20,410,000 (re. \$18,880,000)

15 By chapter 55, section 1, of the laws of 2009:

16 For services and expenses related to local governments' federal high-
17 way safety projects pursuant to an allocation plan subject to the
18 approval of the director of the budget
19 19,540,000 (re. \$7,600,000)

20 By chapter 55, section 1, of the laws of 2008:

21 For services and expenses related to local governments' federal high-
22 way safety projects pursuant to an allocation plan subject to the
23 approval of the director of the budget
24 17,264,000 (re. \$2,030,000)

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	2,920,000	737,000
4	Special Revenue Funds - Federal	3,170,000	16,489,100
5	Special Revenue Funds - Other	5,635,000	4,289,000
6		-----	-----
7	All Funds	11,725,000	21,515,100
8		=====	=====

9 SCHEDULE

10 HISTORIC PRESERVATION PROGRAM 170,000
 11 -----

12 Special Revenue Funds - Federal
 13 Federal Operating Grants Fund
 14 Federal Miscellaneous Grants Account

15 For expenses of acquisition, development and
 16 administration of historic properties 170,000
 17 -----

18 RECREATION SERVICES PROGRAM 11,555,000
 19 -----

20 General Fund
 21 Local Assistance Account

22 Notwithstanding any other provisions of law,
 23 for the administration of the programs of
 24 section 79-b of the navigation law 2,920,000
 25 -----
 26 Program account subtotal 2,920,000
 27 -----

28 Special Revenue Funds - Federal
 29 Federal Operating Grants Fund
 30 Federal Miscellaneous Grants Account

31 For services and expenses related to grants
 32 for recreation services projects including
 33 acquisition, research, development, educa-
 34 tion and rehabilitation of parklands,
 35 programs and facilities 3,000,000
 36 -----
 37 Program account subtotal 3,000,000
 38 -----

39 Special Revenue Funds - Other
 40 Miscellaneous Special Revenue Fund

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES 2012-13

1	Snowmobile Trail Development and Management Account	
2	For services and expenses related to snowmo-	
3	bile law enforcement and trail development	
4	and maintenance	5,635,000
5		-----
6	Program account subtotal	5,635,000
7		-----

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2 General Fund

3 Local Assistance Account

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

5 Notwithstanding any other provisions of law, for the administration of
6 the programs of section 79-b of the navigation law
7 2,920,000 (re. \$737,000)

8 HISTORIC PRESERVATION PROGRAM

9 Special Revenue Funds - Federal

10 Federal Operating Grants Fund

11 Federal Miscellaneous Grants Account

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

13 For expenses of acquisition, development and administration of histor-
14 ic properties ... 170,000 (re. \$100,000)

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

16 For expenses of acquisition, development and administration of histor-
17 ic properties ... 120,000 (re. \$117,500)

18 PARK OPERATIONS PROGRAM

19 Special Revenue Funds - Federal

20 Federal Operating Grants Fund

21 Federal Miscellaneous Grants Account

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

23 For services and expenses related to grants for recreation projects
24 including acquisition, development and rehabilitation of municipal
25 parklands and facilities ... 1,500,000 (re. \$1,500,000)

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

27 For services and expenses related to grants for recreation projects
28 including acquisition, development and rehabilitation of municipal
29 parklands and facilities ... 2,000,000 (re. \$2,000,000)

30 By chapter 55, section 1, of the laws of 2009:

31 For services and expenses related to grants for recreation projects
32 including acquisition, development and rehabilitation of municipal
33 parklands and facilities ... 2,000,000 (re. \$2,000,000)

34 By chapter 55, section 1, of the laws of 2008:

35 For services and expenses related to grants for recreation projects
36 including acquisition, development and rehabilitation of municipal
37 parklands and facilities ... 3,000,000 (re. \$3,000,000)

38 By chapter 55, section 1, of the laws of 2007:

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses related to grants for recreation projects
2 including acquisition, development and rehabilitation of municipal
3 parklands and facilities ... 3,500,000 (re. \$3,500,000)

4 Special Revenue Funds - Other
5 Miscellaneous Special Revenue Fund
6 Snowmobile Trail Development and Management Account

7 By chapter 53, section 1, of the laws of 2011:
8 For services and expenses related to snowmobile law enforcement and
9 trail development and maintenance ... 5,635,000 ... (re. \$2,254,000)

10 By chapter 55, section 1, of the laws of 2010:
11 For services and expenses related to snowmobile law enforcement and
12 trail development and maintenance ... 5,635,000 ... (re. \$2,035,000)

13 RECREATION SERVICES PROGRAM

14 Special Revenue Funds - Federal
15 Federal Operating Grants Fund
16 Federal Miscellaneous Grants Account

17 By chapter 53, section 1, of the laws of 2011:
18 For services and expenses related to grants for recreation services
19 projects including acquisition, research, development, education and
20 rehabilitation of parklands, programs and facilities
21 1,500,000 (re. \$1,500,000)

22 By chapter 55, section 1, of the laws of 2010:
23 For services and expenses related to the national recreation trails
24 act and the boating infrastructure grant program
25 2,000,000 (re. \$2,000,000)

26 By chapter 55, section 1, of the laws of 2009:
27 For services and expenses related to the national recreation trails
28 act and the boating infrastructure grant program
29 2,000,000 (re. \$196,100)

30 By chapter 55, section 1, of the laws of 2008:
31 For services and expenses related to the national recreation trails
32 act and the boating infrastructure grant program
33 2,000,000 (re. \$193,100)

34 By chapter 55, section 1, of the laws of 2007:
35 For services and expenses related to the national recreation trails
36 act and the boating infrastructure grant program
37 2,000,000 (re. \$382,400)

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	685,000	389,000
4	Special Revenue Funds - Federal	500,000	0
5		-----	-----
6	All Funds	1,185,000	389,000
7		=====	=====

8 SCHEDULE

9 ADMINISTRATION PROGRAM 1,185,000
10 -----

11 General Fund
12 Local Assistance Account

13 For services and expenses of programs that
14 prevent domestic violence, including
15 contracts for the operation of hotlines
16 for victims of domestic violence 515,000
17 For services and expenses of programs that
18 provide legal services to victims of
19 domestic violence to be distributed pursu-
20 ant to a competitive process 170,000
21 -----
22 Program account subtotal 685,000
23 -----

24 Special Revenue Funds - Federal
25 Federal Operating Grants Fund
26 Miscellaneous Discretionary Account

27 Funds herein appropriated may be used to
28 disburse federal grants in support of
29 state and local programs to support domes-
30 tic violence prevention programs. A
31 portion of these funds may be transferred
32 to state operations and may be suballo-
33 cated to other state agencies 500,000
34 -----
35 Program account subtotal 500,000
36 -----

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses of programs that prevent domestic violence,
6 including contracts for the operation of hotlines for victims of
7 domestic violence ... 515,000 (re. \$389,000)

DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	3,500,000	4,686,000
4		-----	-----
5	All Funds	3,500,000	4,686,000
6		=====	=====

7 SCHEDULE

8	REGULATION OF UTILITIES PROGRAM	3,500,000
9		-----

10 Special Revenue Funds - Other
 11 Miscellaneous Special Revenue Fund
 12 Article VII Intervenor Account

13	For services and expenses of any munici-	
14	pality or other local parties pursuant to	
15	section 122 of the public service law	500,000
16		-----
17	Program account subtotal	500,000
18		-----

19 Special Revenue Funds - Other
 20 Miscellaneous Special Revenue Fund
 21 Article X Intervenor Account

22	For services and expenses of any munici-	
23	pality or other local parties pursuant to	
24	section 164 of the public service law	3,000,000
25		-----
26	Program account subtotal	3,000,000
27		-----

DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 REGULATION OF UTILITIES PROGRAM

2 Special Revenue Funds - Other
3 Miscellaneous Special Revenue Fund
4 Electric Generating Intervenor Account

5 By chapter 50, section 1, of the laws of 2000:

6 For services and expenses of any municipality or other local parties
7 pursuant to section 164 of the public service law
8 4,400,000 (re. \$2,186,000)

9 Special Revenue Funds - Other
10 Miscellaneous Special Revenue Fund
11 ARTICLE VII Intervenor Account

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

14 For services and expenses of any municipality or other local parties
15 pursuant to [sections] SECTION 122 [and 164] of the public service
16 law ... 1,500,000 (re. \$1,500,000)

17 The appropriation made by chapter 55, section 1, of the laws of 2010, is
18 hereby amended and reappropriated to read:

19 For services and expenses of any municipality or other local parties
20 pursuant to [sections] section 122 [and 164] of the public service
21 law ... 1,000,000 (re. \$1,000,000)

AID TO LOCALITIES 2012-13

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	170,000	0
4	Special Revenue Funds - Other	478,000	0
5		-----	-----
6	All Funds	648,000	0
7		=====	=====

9	COMMUNITY SUPPORT PROGRAMS	648,000
0		-----

3 Notwithstanding any other provision of law,
4 the money hereby appropriated may be
5 increased or decreased by interchange,
6 with any appropriation of the commission
7 on quality of care and advocacy for
8 persons with disabilities, and may be
9 increased or decreased by transfer or
10 suballocation between these appropriated
11 amounts and appropriations of the office
12 of mental health, office for people with
13 developmental disabilities, and office of
14 alcoholism and substance abuse services
15 with the approval of the director of the
16 budget who shall file such approval with
17 the department of audit and control and
18 copies thereof with the chairman of the
19 senate finance committee and the chairman
20 of the assembly ways and means committee.
21 For services and expenses related to the
22 adult homes advocacy program 170,000
23 -----
24 Program account subtotal 170,000
25 -----

9	For services and expenses related to the	
0	adult homes resident council support	
1	project	60,000
2		-----

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

AID TO LOCALITIES 2012-13

1	Program account subtotal	60,000
2		-----
3	Special Revenue Funds - Other	
4	Miscellaneous Special Revenue Fund	
5	Federal Salary Sharing Account	
6	For surrogate decision-making committee	
7	program contracts with local service	
8	providers	418,000
9		-----
10	Program account subtotal	418,000
11		-----

DEPARTMENT OF STATE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	3,338,000	0
4	Special Revenue Funds - Federal	61,400,000	110,023,000
5	Special Revenue Funds - Other	539,000	705,000
6		-----	-----
7	All Funds	65,277,000	110,728,000
8		=====	=====

9 SCHEDULE

10 BUSINESS AND LICENSING SERVICES PROGRAM 539,000
 11 -----

12 Special Revenue Funds - Other
 13 Miscellaneous Special Revenue Fund
 14 Business and Licensing Services Account

15 For payments to provide for the regulation
 16 of cemetery corporations and maintenance
 17 of abandoned cemetery property and the
 18 repair of vandalized gravesites under
 19 paragraph (h) of section 1507 and para-
 20 graph (c) of section 1508 of the not-for-
 21 profit corporation law 539,000
 22 -----

23 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM 61,400,000
 24 -----

25 Special Revenue Funds - Federal
 26 Federal Health and Human Services Fund
 27 Federal Health and Human Services Account

28 For allocations from the community services
 29 block grant to community action agencies
 30 and other eligible entities, including
 31 suballocation to other state departments
 32 and agencies 59,200,000
 33 -----
 34 Program account subtotal 59,200,000
 35 -----

36 Special Revenue Funds - Federal
 37 Federal Operating Grants Fund
 38 Coastal Zone Management Program Account

39 For services and expenses of the coastal
 40 zone management program 2,200,000
 41 -----

DEPARTMENT OF STATE

AID TO LOCALITIES 2012-13

1	Program account subtotal	2,200,000
2		-----
3	OFFICE FOR NEW AMERICANS	3,338,000
4		-----
5	General Fund	
6	Local Assistance Account	
7	For services and expenses related to	
8	programs which assist non-citizens in	
9	their attainment of citizenship. Such	
10	services shall include, but not be limited	
11	to, case management, English-as-a-second-	
12	language, job training and placement	
13	assistance, post-employment services	
14	necessary to ensure job retention, and	
15	services necessary to assist the individ-	
16	ual and family members to establish and	
17	maintain a permanent residence in New York	
18	state	3,338,000
19		-----

DEPARTMENT OF STATE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM

2 Special Revenue Funds - Federal

3 Federal Health and Human Services Fund

4 Federal Health and Human Services Account

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

6 For allocations from the community services block grant to community

7 action agencies and other eligible entities, including suballocation

8 to other state departments and agencies

9 59,200,000 (re. \$59,200,000)

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

11 For allocations from the community services block grant to community

12 action agencies and other eligible entities, including suballocation

13 to other state departments and agencies

14 59,200,000 (re. \$38,079,000)

15 By chapter 55, section 1, of the laws of 2009:

16 For allocations from the community services block grant to community

17 action agencies and other eligible entities, including suballocation

18 to other state departments and agencies

19 59,200,000 (re. \$3,038,000)

20 Special Revenue Funds - Federal

21 Federal Operating Grants Fund

22 Coastal Zone Management Program Account

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

24 For services and expenses of the coastal zone management program

25 2,200,000 (re. \$2,200,000)

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

27 For services and expenses of the coastal zone management program

28 2,200,000 (re. \$2,200,000)

29 Special Revenue Funds - Federal

30 Federal Operating Grants Fund

31 Great Lakes Initiative Account

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

33 For services and expenses of the Great Lakes restoration initiative ..

34 5,306,000 (re. \$5,306,000)

35 Special Revenue Funds - Other

36 Miscellaneous Special Fund

37 Legal Services Assistance Account

38 By chapter 50, section 1, of the laws of 2009, as amended by chapter 55,

39 section 1, of the laws of 2010:

40 Notwithstanding any law to the contrary, for payment of grants for

41 the provision of civil legal services. These funds shall not be

DEPARTMENT OF STATE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 available until a plan for their administration has been approved by
2 the director of the budget, which plan provides for the distribution
3 of these funds through existing contracts or through a competitive
4 process. Amounts appropriated herein may be transferred in full to
5 any other state department or agency ... 568,000 (re. \$235,000)

6 By chapter 55, section 1, of the laws of 2008:

7 Notwithstanding any law to the contrary, for payment of grants for the
8 provision of civil legal services. These funds shall not be avail-
9 able until a plan for their administration has been approved by the
10 director of the budget, which plan provides for the distribution of
11 these funds through existing contracts or through a competitive
12 process. Amounts appropriated herein may be transferred in full to
13 any other state department or agency ... 980,000 (re. \$470,000)

STATE UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	438,130,400	0
4		-----	-----
5	All Funds	438,130,400	0
6		=====	=====

7 SCHEDULE

8 GENERAL FUND

9 COMMUNITY COLLEGE OPERATING ASSISTANCE 434,210,400
10 -----

11 General Fund
12 Local Assistance Account

13 Notwithstanding subdivisions 5-a and 15 of
14 section 355 of education law, for state
15 financial assistance, net of disallow-
16 ances, for operating expenses, including
17 funds required to reimburse base aid costs
18 for the 2011-12 and 2012-13 academic
19 years, pursuant to regulations developed
20 jointly with the city university trustees
21 and approved by the director of the budg-
22 et, and subject to the availability of
23 appropriations therefor.

24 Notwithstanding any other law, rule, or
25 regulation to the contrary, full funding
26 for aidable community college enrollment
27 for the college fiscal years 2012-13 and
28 thereafter as provided under this appro-
29 priation is determined by the operating
30 aid formulas defined in rules and regu-
31 lations developed jointly by the boards of
32 trustees of the state and city universi-
33 ties and approved by the director of the
34 budget provided that local sponsors may
35 use funds contained in reserves for excess
36 student revenue for operating support of a
37 community college program even though said
38 expenditures may cause expenses and
39 student revenues to exceed one-third of
40 the college's net operating costs for the
41 college fiscal year 2012-13 provided that
42 such funds do not cause the college's
43 revenues from the local sponsor's contrib-
44 utions in aggregate to be less than the
45 comparable amounts for the previous commu-

STATE UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 nity college fiscal year and further
 2 provided that pursuant to standards and
 3 regulations of the state university trus-
 4 tees and the city university trustees for
 5 the college fiscal year 2012-13, community
 6 colleges may increase tuition and fees
 7 above that allowable under current educa-
 8 tion law if such standards and regulations
 9 require that in order to exceed the
 10 tuition limit otherwise set forth in the
 11 education law, local sponsor contributions
 12 either in the aggregate or for each full-
 13 time equivalent student shall be no less
 14 than the comparable amounts for the previ-
 15 ous community college fiscal year 417,118,400
 16 For payment of rental aid 11,579,000
 17 For state financial assistance for community
 18 college contract courses and workforce
 19 development 1,880,000
 20 For state financial assistance to expand
 21 high need programs 1,692,000
 22 For services and expenses related to the
 23 establishment, renovation, alteration,
 24 expansion, improvement or operation of
 25 child care centers for the benefit of
 26 students at the community college campuses
 27 of the state university of New York,
 28 provided that matching funds of at least
 29 35 percent from nonstate sources be made
 30 available 1,001,000
 31 For state operating assistance to community
 32 colleges with low enrollment 940,000
 33 -----
 34 Total for community colleges - all funds 434,210,400
 35 -----
 36 COUNTY COOPERATIVE EXTENSION ASSOCIATION GRANT PROGRAM
 37 ADMINISTERED BY CORNELL UNIVERSITY 3,920,000
 38 -----
 39 General Fund
 40 Local Assistance Account
 41 For the support of county cooperative exten-
 42 sion associations pursuant to paragraph
 43 (d) of subdivision (8) of section 224 of
 44 the county law 3,920,000
 45 -----

DEPARTMENT OF TAXATION AND FINANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	926,000	0
4		-----	-----
5	All Funds	926,000	0
6		=====	=====

7 SCHEDULE

8	OFFICE OF REAL PROPERTY TAX SERVICES PROGRAM	926,000
9		-----

10 General Fund
11 Local Assistance Account

12 For state financial assistance for improve-
13 ment of the real property tax adminis-
14 tration pursuant to a plan submitted by
15 the department of taxation and finance and
16 approved by the division of the budget.
17 Such financial assistance shall include up
18 to \$750,000 pursuant to sections 1537 and
19 1573 of the real property tax law,
20 provided that the aid authorized by subdi-
21 visions one and two of section 1573 of the
22 real property tax law shall only be paya-
23 ble to assessing units conducting a reval-
24 uation for the first time in three years
25 or more; and up to \$176,000 for reimburse-
26 ment for assessor training pursuant to
27 sections 318 and 354 of the real property
28 tax law 926,000
29 -----

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	97,550,900	0
4	Special Revenue Funds - Federal	53,536,000	162,532,000
5	Special Revenue Funds - Other	4,331,332,800	23,488,000
6		-----	-----
7	All Funds	4,482,419,700	186,020,000
8		=====	=====

9 SCHEDULE

10 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM 658,249,000
 11 -----

12 Special Revenue Funds - Other
 13 Dedicated Mass Transportation Trust Fund
 14 Non-MTA Capital Purpose

15 Notwithstanding any inconsistent provision
 16 of law, the following appropriations are
 17 for payment of mass transportation operat-
 18 ing assistance for public transportation
 19 systems eligible to receive operating
 20 assistance under the provisions of section
 21 18-b of the transportation law, provided
 22 that payments from this appropriation
 23 shall be made pursuant to a financial plan
 24 approved by the director of the budget.
 25 To the Capital District transportation
 26 authority for the operating expenses ther-
 27 eof 7,028,000
 28 To the Central New York regional transporta-
 29 tion authority for the operating expenses
 30 thereof 6,210,300
 31 To the Rochester-Genesee regional transpor-
 32 tation authority for the operating
 33 expenses thereof 6,850,500
 34 To the Niagara Frontier regional transporta-
 35 tion authority for the operating expenses
 36 thereof 8,935,300
 37 To all other public transportation bus
 38 systems serving primarily areas outside of
 39 the metropolitan transportation commuter
 40 district eligible to receive operating
 41 assistance under the provisions of section
 42 18-b of the transportation law for the
 43 operating expenses thereof in accordance
 44 with the service and usage formula to be
 45 established by the commissioner of trans-

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

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

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1 To the metropolitan transportation authority
 2 for deposit in the metropolitan transpor-
 3 tation authority dedicated tax fund for
 4 the expenses of the New York city transit
 5 authority, the Manhattan and Bronx surface
 6 transit operating authority, and the
 7 Staten Island rapid transit operating
 8 authority, the Long Island rail road
 9 company and the Metro-North commuter rail-
 10 road company which includes the New York
 11 state portion of the Harlem, Hudson, Port
 12 Jervis, Pascack, and the New Haven commu-
 13 ter railroad service regardless of whether
 14 the services are provided directly or
 15 pursuant to joint service agreements.
 16 No expenditure shall be made hereunder until
 17 a certificate of approval has been issued
 18 by the director of the budget and a copy
 19 of such certificate filed with the state
 20 comptroller, the chairperson of the senate
 21 finance committee and the chairperson of
 22 the assembly ways and means committee.
 23 Moneys appropriated herein may be made
 24 available at such times and upon such
 25 conditions as may be deemed appropriate by
 26 the commissioner of transportation and the
 27 director of the budget in accordance with
 28 the following:
 29 To the metropolitan transportation authority
 30 for the operating expenses of the Long
 31 Island rail road company and the Metro-
 32 North commuter railroad company which
 33 include operating expenses for the New
 34 York state portion of Harlem, Hudson, Port
 35 Jervis, Pascack, and New Haven commuter
 36 railroad services regardless of whether
 37 such services are provided directly or
 38 pursuant to joint service agreements 93,500,000
 39 -----
 40 Program account subtotal 93,500,000
 41 -----
 42 LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM 19,342,000
 43 -----
 44 Special Revenue Funds - Federal
 45 Federal Operating Grants Fund
 46 FHWA Local Planning Account
 47 For continuing comprehensive transportation
 48 planning and coordinated support of trans-
 49 it studies undertaken as part of the

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1	unified work programs of participating	
2	local planning or municipal agencies	
3	pursuant to grant agreements approved by	
4	the federal highway administration	14,789,000
5		-----
6	Program account subtotal	14,789,000
7		-----
8	Special Revenue Funds - Federal	
9	Federal Operating Grants Fund	
10	FTA Local Planning Account	
11	For continuing comprehensive transportation	
12	planning and coordinated support of trans-	
13	it studies undertaken as part of the	
14	unified work programs of participating	
15	local planning or municipal agencies	
16	pursuant to grant agreements approved by	
17	the federal transit administration	4,553,000
18		-----
19	Program account subtotal	4,553,000
20		-----
21	MASS TRANSPORTATION ASSISTANCE PROGRAM	25,251,000
22		-----
23	General Fund	
24	Local Assistance Account	
25	For payment to the metropolitan transporta-	
26	tion authority for the costs of the	
27	reduced fare for school children program.	
28	For the purposes of this appropriation,	
29	the reduced fare for school children	
30	program for the 2012-13 school year, shall	
31	be provided in a manner which shall ensure	
32	that the proportional cost to such student	
33	shall be no greater than the proportional	
34	cost to such student for such fare	
35	provided by the transportation pass	
36	program for New York City school children	
37	during the 2010-11 school year. Provided	
38	however, that the program shall maintain	
39	the same eligibility criteria and discount	
40	structure for students, including the	
41	provision of half fare discounts to	
42	students, as was provided during the	
43	2010-11 school year. No expenditure shall	
44	be made hereunder until a certificate of	
45	approval has been issued by the director	
46	of the budget and a copy of such certif-	
47	icate filed with the state comptroller,	

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1 the chairperson of the senate finance
 2 committee and the chairperson of the
 3 assembly ways and means committee. Moneys
 4 appropriated herein may only be made
 5 available prior to the beginning of each
 6 school year semester designated fall,
 7 spring, and summer after the receipt of
 8 reduced fare passes by the New York City
 9 department of education from the metropol-
 10 itan transportation authority 25,251,000
 11 -----

12 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM 1,666,647,800
 13 -----

14 Special Revenue Funds - Other
 15 Mass Transportation Operating Assistance Fund
 16 Metropolitan Mass Transportation Operating Assistance
 17 Account

18 Notwithstanding any inconsistent provision
 19 of law, the following appropriations are
 20 for payment of mass transportation operat-
 21 ing assistance provided that payments from
 22 this appropriation shall be made pursuant
 23 to a financial plan approved by the direc-
 24 tor of the budget.

25 To the metropolitan transportation authority
 26 for the operating expenses of the New York
 27 city transit authority, the Manhattan and
 28 Bronx surface transit operating authority,
 29 and the Staten Island rapid transit oper-
 30 ating authority 888,470,600

31 To the metropolitan transportation authority
 32 for the operating expenses of the Long
 33 Island rail road company and the Metro-
 34 North commuter railroad company which
 35 includes the New York state portion of
 36 Harlem, Hudson, Port Jervis, Pascack, and
 37 the New Haven commuter railroad services
 38 regardless of whether the services are
 39 provided directly or pursuant to joint
 40 service agreements 455,005,000

41 To Rockland county for a trans-Hudson bus
 42 service to be provided pursuant to a
 43 contract between Rockland county and
 44 Metro-North commuter railroad 2,782,500

45 To the city of New York for the operating
 46 expenses of the Staten Island ferry
 47 notwithstanding any other provisions of
 48 law 24,364,900

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1 To the county of Westchester for the operat-
2 ing expenses thereof incurred for public
3 transportation services, provided within
4 the county directly or under contract 42,749,600
5 To the county of Nassau or its sub-grantees
6 for the operating expenses thereof
7 incurred for public transportation
8 services 48,263,500
9 To the county of Suffolk for operating
10 expenses thereof incurred for public
11 transportation services, provided within
12 the county directly or under contract 20,511,300
13 To the city of New York for the operating
14 expenses thereof incurred for public
15 transportation services, provided within
16 the city directly or under contract;
17 provided however, that \$2,000,000 of this
18 appropriation shall be for expenses
19 incurred for the Staten Island express bus
20 service 65,752,400
21 To all other public transportation systems
22 serving primarily within the metropolitan
23 commuter transportation district, as
24 defined in section 1262 of the public
25 authorities law, eligible to receive oper-
26 ating assistance under the provisions of
27 section 18-b of the transportation law for
28 the operating expenses thereof in accord-
29 ance with a service and usage formula to
30 be established by the commissioner of
31 transportation with the approval of the
32 director of the budget 24,273,000
33 For supplemental transportation operating
34 assistance to public transportation
35 systems eligible to receive assistance
36 from this account, to the extent available
37 and necessary for costs incurred in state
38 fiscal year 2012-13, in an amount to be
39 determined by the commissioner of trans-
40 portation subject to the approval of the
41 director of the budget. Amounts herein may
42 be made available for incentive payments
43 to public transportation systems which
44 achieve service or financial benchmarks
45 specified in an annual incentive plan to
46 be submitted by the commissioner of trans-
47 portation and approved by the director of
48 the budget. Notwithstanding any provisions
49 of section 18-b of the transportation law
50 or any other law, moneys appropriated
51 herein may be made available at such times
52 and upon such conditions as may be deemed

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

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

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 achieve service or financial benchmarks
 2 specified in an annual incentive plan to
 3 be submitted by the commissioner of trans-
 4 portation and approved by the director of
 5 the budget. Notwithstanding any provisions
 6 of section 18-b of the transportation law
 7 or any other law, moneys appropriated
 8 herein may be made available at such times
 9 and upon such conditions as may be deemed
 10 appropriate by the commissioner of trans-
 11 portation and the director of the budget..... 1,960,000
 12 -----
 13 Program account subtotal 90,163,000
 14 -----

15 MASS TRANSPORTATION OPERATING ASSISTANCE PROGRAM 221,869,900
 16 -----

17 General Fund
 18 Local Assistance Account

19 Notwithstanding any inconsistent provision
 20 of law, the following appropriations are
 21 for the payment of mass transportation
 22 operating assistance pursuant to section
 23 18-b of the transportation law.

24 To the metropolitan transportation authority
 25 for the operating expenses of the New York
 26 city transit authority, the Manhattan and
 27 Bronx surface transit operating authority,
 28 and the Staten Island rapid transit oper-
 29 ating authority 4,817,000

30 To the metropolitan transportation authority
 31 for the operating expenses of the Long
 32 Island rail road company and the Metro-
 33 North commuter railroad company which
 34 include operating expenses for the New
 35 York state portion of Harlem, Hudson, Port
 36 Jervis, Pascack, and New Haven commuter
 37 railroad services regardless of whether
 38 such services are provided directly or
 39 pursuant to joint service agreements 8,045,000

40 To the Capital District transportation
 41 authority for the operating expenses ther-
 42 eof 1,334,000

43 To the Central New York regional transporta-
 44 tion authority for the operating expenses
 45 thereof 2,166,000

46 To the Rochester-Genesee regional transpor-
 47 tation authority for the operating
 48 expenses thereof 2,557,000

49 To the Niagara Frontier transportation

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	authority for the operating expenses ther-	
2	eof	2,854,000
3	To the city of New York for the operating	
4	expenses of the Staten Island ferry	
5	notwithstanding any other provision of law	575,700
6	To the county of Westchester for the operat-	
7	ing expenses thereof incurred for the	
8	public transportation services, provided	
9	within the county directly or under	
10	contract	486,400
11	To the county of Nassau or its sub-grantees	
12	for the operating expenses thereof	
13	incurred for public transportation	
14	services	393,500
15	To the county of Suffolk for operating	
16	expenses thereof incurred for public	
17	transportation services, provided within	
18	the county directly or under contract	139,300
19	To the city of New York for the operating	
20	expenses thereof incurred for public	
21	transportation services, provided within	
22	the city directly or under contract	1,373,200
23	To all other public transportation systems	
24	serving primarily within the metropolitan	
25	commuter transportation district eligible	
26	to receive operating assistance under the	
27	provisions of section 18-b of the trans-	
28	portation law for the operating expenses	
29	thereof in accordance with a service and	
30	usage formula to be established by the	
31	commissioner of transportation with the	
32	approval of the director of the budget	386,800
33	To all other public transportation systems	
34	serving primarily outside the metropolitan	
35	commuter transportation district eligible	
36	to receive operating assistance under the	
37	provisions of section 18-b of the trans-	
38	portation law for the operating expenses	
39	thereof in accordance with a service and	
40	usage formula to be established by the	
41	commissioner of transportation with the	
42	approval of the director of the budget	2,306,000
43		-----
44	Program account subtotal	27,433,900
45		-----

46	Special Revenue Funds - Other	
47	Mass Transportation Operating Assistance Fund	
48	Metropolitan Mass Transportation Operating Assistance	
49	Account	

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision
2 of law, the following appropriations are
3 for the payment of mass transportation
4 operating assistance pursuant to section
5 18-b of the transportation law and section
6 88-a of the state finance law.
7 To the metropolitan transportation authority
8 for the operating expenses of the New York
9 city transit authority, the Manhattan and
10 Bronx surface transit operating authority,
11 and the Staten Island rapid transit oper-
12 ating authority 153,855,000
13 To the metropolitan transportation authority
14 for the operating expenses of the Long
15 Island rail road company and the Metro-
16 North commuter railroad company which
17 include operating expenses for the New
18 York state portion of Harlem, Hudson, Port
19 Jervis, Pascack, and New Haven commuter
20 railroad services regardless of whether
21 such services are provided directly or
22 pursuant to joint service agreements 21,207,000
23 To the city of New York for the operating
24 expenses of the Staten Island ferry 2,196,000
25 To the county of Westchester for the operat-
26 ing expenses thereof incurred for public
27 transportation services, provided within
28 the county directly or under contract 2,317,000
29 To the county of Nassau or its sub-grantees
30 for the operating expenses thereof
31 incurred for public transportation
32 services 2,146,000
33 To the county of Suffolk for operating
34 expenses thereof incurred for public
35 transportation services, provided within
36 the county directly or under contract 785,000
37 To the city of New York for the operating
38 expenses thereof incurred for public
39 transportation services, provided within
40 the city directly or under contract 5,395,000
41 To eligible public transportation systems
42 serving primarily within the metropolitan
43 commuter transportation district, as
44 defined in section 1262 of the public
45 authorities law, eligible to receive oper-
46 ating assistance under the provisions of
47 section 18-b of the transportation law for
48 the operating expenses thereof in accord-
49 ance with a service and usage formula to
50 be established by the commissioner of
51 transportation with the approval of the
52 director of the budget 1,639,000

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1		-----	
2	Program account subtotal	189,540,000	
3		-----	
4	Special Revenue Funds - Other		
5	Mass Transportation Operating Assistance Fund		
6	Public Transportation Systems Operating Assistance		
7	Account		
8	Notwithstanding any inconsistent provision		
9	of law, the following appropriations are		
10	for the payment of mass transportation		
11	operating assistance pursuant to section		
12	18-b of the transportation law and section		
13	88-a of the state finance law.		
14	To the Capital District transportation		
15	authority for the operating expenses ther-		
16	eof	583,000	
17	To the Central New York regional transpor-		
18	taion authority for the operating expenses		
19	thereof	1,012,000	
20	To the Rochester-Genesee regional transpor-		
21	tation authority for the operating		
22	expenses thereof	1,169,000	
23	To the Niagara Frontier transportation		
24	authority for the operating expenses ther-		
25	eof	1,246,000	
26	To all other public transportation bus		
27	systems serving areas outside of the		
28	metropolitan commuter transportation		
29	district eligible to receive operating		
30	assistance under the provisions of section		
31	18-b of the transportation law for the		
32	operating expenses thereof in accordance		
33	with the service and usage formula to be		
34	established by the commissioner of trans-		
35	portation with the approval of the direc-		
36	tor of the budget	886,000	
37		-----	
38	Program account subtotal	4,896,000	
39		-----	
40	ADDITIONAL MASS TRANSPORTATION ASSISTANCE PROGRAM	44,866,000	
41		-----	
42	General Fund		
43	Local Assistance Account		
44	Notwithstanding any inconsistent provision		
45	of law, the following appropriations are		
46	for the payment of mass transportation		
47	operating assistance provided that		

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 payments from this appropriation shall be
2 made pursuant to a financial plan approved
3 by the director of the budget.
4 To the Capital District transportation
5 authority for the operating expenses ther-
6 eof 9,095,000
7 To the Central New York regional transporta-
8 tion authority for the operating expenses
9 thereof 6,451,000
10 To the Rochester-Genesee regional transpor-
11 tation authority for the operating
12 expenses thereof 7,741,000
13 To the Niagara Frontier transportation
14 authority for the operating expenses ther-
15 eof 6,628,000
16 To all other public transportation systems
17 serving primarily outside of the metropol-
18 itan commuter transportation district
19 eligible to receive operating assistance
20 under the provisions of section 18-b of
21 the transportation law for the operating
22 expenses thereof in accordance with a
23 service and usage formula to be estab-
24 lished by the commissioner of transporta-
25 tion with the approval of the director of
26 the budget 4,566,000
27 To Rockland county for a trans-Hudson bus
28 service to be provided pursuant to a
29 contract between Rockland county and
30 Metro-North commuter railroad 67,000
31 To the city of New York for the operating
32 expenses of the Staten Island ferry 661,000
33 To the county of Westchester for the operat-
34 ing expenses thereof incurred for the
35 public transportation services, provided
36 within the county directly or under
37 contract 1,104,000
38 To the county of Nassau or its sub-grantees
39 for the operating expenses thereof
40 incurred for public transportation
41 services 5,628,000
42 To the county of Suffolk for operating
43 expenses thereof incurred for public
44 transportation services, provided within
45 the county directly or under contract 514,000
46 To the city of New York for the operating
47 expenses thereof incurred for public
48 transportation services, provided within
49 the city directly or under contract 1,764,000
50 To all other public transportation systems
51 serving primarily within the metropolitan
52 commuter transportation district eligible

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 to receive operating assistance under the
 2 provisions of section 18-b of the trans-
 3 portation law for the operating expenses
 4 thereof in accordance with a service and
 5 usage formula to be established by the
 6 commissioner of transportation with the
 7 approval of the director of the budget 647,000
 8 -----
 9 Program account subtotal 44,866,000
 10 -----
 11 METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM 1,812,000,000
 12 -----
 13 Special Revenue Funds - Other
 14 Metropolitan Transportation Authority Financial Assist-
 15 ance Fund
 16 Metropolitan Transportation Authority Aid Trust Account
 17 Notwithstanding any inconsistent provision
 18 of law, the following appropriation is for
 19 payment of assistance provided that
 20 payments from this appropriation shall be
 21 made pursuant to a financial plan approved
 22 by the director of the budget.
 23 To the metropolitan transportation authority
 24 for deposit in the metropolitan transpor-
 25 tation authority corporate transportation
 26 account of the metropolitan transportation
 27 authority special assistance fund pursuant
 28 to section 92-ff of the state finance law... 312,000,000
 29 -----
 30 Program account subtotal 312,000,000
 31 -----
 32 Special Revenue Funds - Other
 33 Metropolitan Transportation Authority Financial Assist-
 34 ance Fund
 35 Mobility Tax Trust Account
 36 To the metropolitan transportation authority
 37 for deposit in the metropolitan transpor-
 38 tation authority finance fund pursuant to
 39 the provisions of section 92-ff of the
 40 state finance law. Moneys appropriated
 41 herein may be made available at such times
 42 and upon such conditions as may be deemed
 43 appropriate by the commissioner of trans-
 44 portation and the director of the budget
 45 in accordance with section 92-ff of the
 46 state finance law 1,500,000,000
 47 -----

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	Program account subtotal	1,500,000,000
2		-----
3	OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM	9,094,000
4		-----
5	Special Revenue Funds - Federal	
6	Federal Operating Grants Fund	
7	FTA Program Management Account	
8	For municipal and not-for-profit mass trans-	
9	portation vehicle purchases pursuant to a	
10	program approved by the federal government	
11	for elderly individuals and individuals	
12	with disabilities	9,094,000
13		-----
14	RURAL AND SMALL URBAN TRANSIT AID PROGRAM	25,100,000
15		-----
16	Special Revenue Funds - Federal	
17	Federal Operating Grants Fund	
18	Rural and Small Urban Transit Aid Account	
19	For public mass transportation operating	
20	assistance and capital projects and trans-	
21	it related technical support services or	
22	special studies undertaken by participat-	
23	ing localities or by the department of	
24	transportation on behalf of localities	
25	through contractual arrangements with	
26	private carriers, private nonprofit corpo-	
27	rations or consultants, pursuant to a	
28	program approved by the federal govern-	
29	ment, for non-urbanized area formula	
30	program, job access, reverse commute, and	
31	new freedoms	25,100,000
32		-----

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM

2 Special Revenue Funds - Federal
3 Federal Operating Grants Fund
4 FHWA Local Planning Account

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

6 For continuing comprehensive transportation planning and coordinated
7 support of transit studies undertaken as part of the unified work
8 programs of participating local planning or municipal agencies
9 pursuant to grant agreements approved by the federal highway admin-
10 istration ... 14,149,000 (re. \$13,875,000)

11 By chapter 55, section 1, of the laws of 2010, as amended by chapter 53,
12 section 1, of the laws of 2011:

13 For continuing comprehensive transportation planning and coordinated
14 support of transit studies undertaken as part of the unified work
15 programs of participating local planning or municipal agencies
16 pursuant to grant agreements approved by the federal highway admin-
17 istration ... 14,149,000 (re. \$10,051,000)

18 By chapter 55, section 1, of the laws of 2009, as amended by chapter 53,
19 section 1, of the laws of 2011:

20 For continuing comprehensive transportation planning and coordinated
21 support of transit studies undertaken as part of the unified work
22 programs of participating local planning or municipal agencies
23 pursuant to grant agreements approved by the federal highway admin-
24 istration ... 14,149,000 (re. \$3,440,000)

25 By chapter 55, section 1, of the laws of 2008, as amended by chapter 53,
26 section 1, of the laws of 2011:

27 For continuing comprehensive transportation planning and coordinated
28 support of transit studies undertaken as part of the unified work
29 programs of participating local planning or municipal agencies
30 pursuant to grant agreements approved by the federal highway admin-
31 istration ... 16,590,000 (re. \$1,066,000)

32 By chapter 55, section 1, of the laws of 2007, as amended by chapter 53,
33 section 1, of the laws of 2011:

34 For continuing comprehensive transportation planning and coordinated
35 support of transit studies undertaken as part of the unified work
36 programs of participating local planning or municipal agencies
37 pursuant to grant agreements approved by the federal highway admin-
38 istration:

39 For the grant period October 1, 2006 to September 30, 2007:
40 12,181,000 (re. \$310,000)

41 By chapter 55, section 1, of the laws of 2006, as amended by chapter 53,
42 section 1, of the laws of 2011:

43 For continuing comprehensive transportation planning and coordinated
44 support of transit studies undertaken as part of the unified work
45 programs of participating local planning or municipal agencies

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 pursuant to grant agreements approved by the federal highway admin-
2 istration:
3 For the grant period October 1, 2005 to September 30, 2006:
4 12,181,000 (re. \$168,000)

5 Special Revenue Funds - Federal
6 Federal Operating Grants Fund
7 FTA Local Planning Account

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

9 For continuing comprehensive transportation planning and coordinated
10 support of transit studies undertaken as part of the unified work
11 programs of participating local planning or municipal agencies
12 pursuant to grant agreements approved by the federal transit admin-
13 istration ... 4,719,000 (re. \$4,719,000)

14 By chapter 55, section 1, of the laws of 2010, as amended by chapter 53,
15 section 1, of the laws of 2011:

16 For continuing comprehensive transportation planning and coordinated
17 support of transit studies undertaken as part of the unified work
18 programs of participating local planning or municipal agencies
19 pursuant to grant agreements approved by the federal transit admin-
20 istration ... 4,719,000 (re. \$3,943,000)

21 By chapter 55, section 1, of the laws of 2009, as amended by chapter 53,
22 section 1, of the laws of 2011:

23 For continuing comprehensive transportation planning and coordinated
24 support of transit studies undertaken as part of the unified work
25 programs of participating local planning or municipal agencies
26 pursuant to grant agreements approved by the federal transit admin-
27 istration ... 4,719,000 (re. \$1,581,000)

28 By chapter 55, section 1, of the laws of 2008, as amended by chapter 53,
29 section 1, of the laws of 2011:

30 For continuing comprehensive transportation planning and coordinated
31 support of transit studies undertaken as part of the unified work
32 programs of participating local planning or municipal agencies
33 pursuant to grant agreements approved by the federal transit admin-
34 istration ... 6,472,000 (re. \$1,553,000)

35 By chapter 55, section 1, of the laws of 2007, as amended by chapter 53,
36 section 1, of the laws of 2011:

37 For continuing comprehensive transportation planning and coordinated
38 support of transit studies undertaken as part of the unified work
39 programs of participating local planning or municipal agencies
40 pursuant to grant agreements approved by the federal transit admin-
41 istration:

42 For the grant period October 1, 2006 to September 30, 2007:
43 4,506,000 (re. \$97,000)

44 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Special Revenue Funds - Other
2 Mass Transportation Operating Assistance Fund
3 Metropolitan Mass Transportation Operating Assistance Account

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

5 For supplemental transportation operating assistance to public trans-
6 portation systems eligible to receive assistance from this account,
7 to the extent available and necessary for costs incurred in state
8 fiscal year 2011-12, in an amount to be determined by the commis-
9 sioner of transportation subject to the approval of the director of
10 the budget. Amounts herein may be made available for incentive
11 payments to public transportation systems which achieve service or
12 financial benchmarks specified in an annual incentive plan to be
13 submitted by the commissioner of transportation and approved by the
14 director of the budget. Notwithstanding any provisions of section
15 18-b of the transportation law or any other law, moneys appropriated
16 herein may be made available at such times and upon such conditions
17 as may be deemed appropriate by the commissioner of transportation
18 and the director of the budget ... 4,312,000 (re. \$4,312,000)

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

20 For supplemental transportation operating assistance to public trans-
21 portation systems eligible to receive assistance from this account,
22 to the extent available and necessary for costs incurred in state
23 fiscal year 2010-11, in an amount to be determined by the commis-
24 sioner of transportation subject to the approval of the director of
25 the budget. Amounts herein may be made available for incentive
26 payments to public transportation systems which achieve service or
27 financial benchmarks specified in an annual incentive plan to be
28 submitted by the commissioner of transportation and approved by the
29 director of the budget. Notwithstanding any provisions of section
30 18-b of the transportation law or any other law, moneys appropriated
31 herein may be made available at such times and upon such conditions
32 as may be deemed appropriate by the commissioner of transportation
33 and the director of the budget ... 4,312,000 (re. \$4,312,000)

34 By chapter 55, section 1, of the laws of 2009:

35 For supplemental transportation operating assistance to public trans-
36 portation systems eligible to receive assistance from this account,
37 to the extent available and necessary for costs incurred in state
38 fiscal year 2009-10, in an amount to be determined by the commis-
39 sioner of transportation subject to the approval of the director of
40 the budget. Amounts herein may be made available for incentive
41 payments to public transportation systems which achieve service or
42 financial benchmarks specified in an annual incentive plan to be
43 submitted by the commissioner of transportation and approved by the
44 director of the budget. Notwithstanding any provisions of section
45 18-b of the transportation law or any other law, moneys appropriated
46 herein may be made available at such times and upon such conditions
47 as may be deemed appropriate by the commissioner of transportation
48 and the director of the budget ... 4,312,000 (re. \$4,312,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2008:
2 For supplemental transportation operating assistance to public trans-
3 portation systems eligible to receive assistance from this account,
4 to the extent available and necessary for costs incurred in state
5 fiscal year 2008-09, in an amount to be determined by the commis-
6 sioner of transportation subject to the approval of the director of
7 the budget. Amounts herein may be made available for incentive
8 payments to public transportation systems which achieve service or
9 financial benchmarks specified in an annual incentive plan to be
10 submitted by the commissioner of transportation and approved by the
11 director of the budget. Notwithstanding any provisions of section
12 18-b of the transportation law or any other law, moneys appropriated
13 herein may be made available at such times and upon such conditions
14 as may be deemed appropriate by the commissioner of transportation
15 and the director of the budget ... 4,312,000 (re. \$712,000)

16 Special Revenue Funds - Other
17 Mass Transportation Operating Assistance Fund
18 Public Transportation Systems Operating Assistance Account

19 By chapter 53, section 1, of the laws of 2011:
20 For supplemental transportation operating assistance to public trans-
21 portation systems eligible to receive assistance from this account,
22 to the extent available and necessary for costs incurred in state
23 fiscal year 2011-12, in an amount to be determined by the commis-
24 sioner of transportation subject to the approval of the director of
25 the budget. Amounts herein may be made available for incentive
26 payments to public transportation systems which achieve service or
27 financial benchmarks specified in an annual incentive plan to be
28 submitted by the commissioner of transportation and approved by the
29 director of the budget. Notwithstanding any provisions of section
30 18-b of the transportation law or any other law, moneys appropriated
31 herein may be made available at such times and upon such conditions
32 as may be deemed appropriate by the commissioner of transportation
33 and the director of the budget ... 1,960,000 (re. \$1,960,000)

34 By chapter 55, section 1, of the laws of 2010:
35 For supplemental transportation operating assistance to public trans-
36 portation systems eligible to receive assistance from this account,
37 to the extent available and necessary for costs incurred in state
38 fiscal year 2010-11, in an amount to be determined by the commis-
39 sioner of transportation subject to the approval of the director of
40 the budget. Amounts herein may be made available for incentive
41 payments to public transportation systems which achieve service or
42 financial benchmarks specified in an annual incentive plan to be
43 submitted by the commissioner of transportation and approved by the
44 director of the budget. Notwithstanding any provisions of section
45 18-b of the transportation law or any other law, moneys appropriated
46 herein may be made available at such times and upon such conditions
47 as may be deemed appropriate by the commissioner of transportation
48 and the director of the budget ... 1,960,000 (re. \$1,960,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2009:
2 For supplemental transportation operating assistance to public trans-
3 portation systems eligible to receive assistance from this account,
4 to the extent available and necessary for costs incurred in state
5 fiscal year 2009-10, in an amount to be determined by the commis-
6 sioner of transportation subject to the approval of the director of
7 the budget. Amounts herein may be made available for incentive
8 payments to public transportation systems which achieve service or
9 financial benchmarks specified in an annual incentive plan to be
10 submitted by the commissioner of transportation and approved by the
11 director of the budget. Notwithstanding any provisions of section
12 18-b of the transportation law or any other law, moneys appropriated
13 herein may be made available at such times and upon such conditions
14 as may be deemed appropriate by the commissioner of transportation
15 and the director of the budget ... 1,960,000 (re. \$1,960,000)

16 By chapter 55, section 1, of the laws of 2008:
17 For supplemental transportation operating assistance to public trans-
18 portation systems eligible to receive assistance from this account,
19 to the extent available and necessary for costs incurred in state
20 fiscal year 2008-09, in an amount to be determined by the commis-
21 sioner of transportation subject to the approval of the director of
22 the budget. Amounts herein may be made available for incentive
23 payments to public transportation systems which achieve service or
24 financial benchmarks specified in an annual incentive plan to be
25 submitted by the commissioner of transportation and approved by the
26 director of the budget. Notwithstanding any provisions of section
27 18-b of the transportation law or any other law, moneys appropriated
28 herein may be made available at such times and upon such conditions
29 as may be deemed appropriate by the commissioner of transportation
30 and the director of the budget ... 1,960,000 (re. \$1,960,000)

31 By chapter 55, section 1, of the laws of 2007:
32 For supplemental transportation operating assistance to public trans-
33 portation systems eligible to receive assistance from this account,
34 to the extent available and necessary for costs incurred in state
35 fiscal year 2007-08, in an amount to be determined by the commis-
36 sioner of transportation subject to the approval of the director of
37 the budget. Amounts herein may be made available for incentive
38 payments to public transportation systems which achieve service or
39 financial benchmarks specified in an annual incentive plan to be
40 submitted by the commissioner of transportation and approved by the
41 director of the budget. Notwithstanding any provisions of section
42 18-b of the transportation law or any other law, moneys appropriated
43 herein may be made available at such times and upon such conditions
44 as may be deemed appropriate by the commissioner of transportation
45 and the director of the budget ... 2,000,000 (re. \$2,000,000)

46 OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM

47 Special Revenue Funds - Federal
48 Federal Operating Grants Fund

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 FTA Program Management Account

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

3 For municipal and not-for-profit mass transportation vehicle purchases

4 pursuant to a program approved by the federal government for elderly

5 individuals and individuals with disabilities (re. \$9,094,000)

6 9,094,000 (re. \$9,094,000)

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

8 Maintenance undistributed ... 9,094,000 (re. \$3,038,000)

9 By chapter 55, section 1, of the laws of 2009:

10 Maintenance undistributed ... 9,094,000 (re. \$846,000)

11 By chapter 55, section 1, of the laws of 2008:

12 Maintenance undistributed ... 8,634,000 (re. \$1,007,000)

13 By chapter 55, section 1, of the laws of 2007:

14 For the grant period October 1, 2006 to September 30, 2007:

15 Maintenance undistributed ... 7,925,000 (re. \$967,000)

16 By chapter 55, section 1, of the laws of 2006:

17 For the grant period October 1, 2005 to September 30, 2006:

18 ... 7,582,000 (re. \$1,370,000)

19 RURAL AND SMALL URBAN TRANSIT AID PROGRAM

20 Special Revenue Funds - Federal

21 Federal Operating Grants Fund

22 Rural and Small Urban Transit Aid Account

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

24 For public mass transportation operating assistance and capital

25 projects and transit related technical support services or special

26 studies undertaken by participating localities or by the department

27 of transportation on behalf of localities through contractual

28 arrangements with private carriers, private nonprofit corporations

29 or consultants, pursuant to a program approved by the federal

30 government, for non-urbanized area formula program, job access,

31 reverse commute, and new freedoms (re. \$25,100,000)

32 25,100,000 (re. \$25,100,000)

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

34 For public mass transportation operating assistance and capital

35 projects and transit related technical support services or special

36 studies undertaken by participating localities or by the department

37 of transportation on behalf of localities through contractual

38 arrangements with private carriers, private nonprofit corporations

39 or consultants, pursuant to a program approved by the federal

40 government, for non-urbanized area formula program, job access,

41 reverse commute, and new freedoms (re. \$25,100,000)

42 25,100,000 (re. \$25,100,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2009:
2 For public mass transportation operating assistance and capital
3 projects and transit related technical support services or special
4 studies undertaken by participating localities or by the department
5 of transportation on behalf of localities through contractual
6 arrangements with private carriers, private nonprofit corporations
7 or consultants, pursuant to a program approved by the federal
8 government, for non-urbanized area formula program, job access,
9 reverse commute, and new freedoms
10 25,100,000 (re. \$24,792,000)

11 By chapter 55, section 1, of the laws of 2008:
12 For public mass transportation operating assistance and capital
13 projects and transit related technical support services or special
14 studies undertaken by participating localities or by the department
15 of transportation on behalf of localities through contractual
16 arrangements with private carriers, private nonprofit corporations
17 or consultants, pursuant to a program approved by the federal
18 government, for non-urbanized area formula program, job access,
19 reverse commute, and new freedoms
20 22,214,000 (re. \$10,646,000)

21 By chapter 55, section 1, of the laws of 2007:
22 For public mass transportation operating assistance and capital
23 projects and transit related technical support services or special
24 studies undertaken by participating localities or by the department
25 of transportation on behalf of localities through contractual
26 arrangements with private carriers, private nonprofit corporations
27 or consultants, pursuant to a program approved by the federal
28 government, for non-urbanized area formula program, job access,
29 reverse commute, and new freedoms.
30 For the grant period October 1, 2006 to September 30, 2007
31 21,803,000 (re. \$15,628,000)

32 By chapter 55, section 1, of the laws of 2006:
33 For public mass transportation operating assistance and capital
34 projects and transit related technical support services or special
35 studies undertaken by participating localities or by the department
36 of transportation on behalf of localities through contractual
37 arrangements with private carriers, private nonprofit corporations
38 or consultants, pursuant to a program approved by the federal
39 government, for non-urbanized area formula program, job access,
40 reverse commute, and new freedoms:
41 For the grant period October 1, 2005 to September 30, 2006
42 17,975,000 (re. \$4,141,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	76,838,000	310,453,000
4		-----	-----
5	All Funds	76,838,000	310,453,000
6		=====	=====

7 SCHEDULE

8	ECONOMIC DEVELOPMENT PROGRAM	76,838,000
9		-----

10 General Fund

11 Local Assistance Account

12	For services and expenses of the minority	
13	and women-owned business development and	
14	lending program	635,000
15	For services and expenses consistent with	
16	the federal community development finan-	
17	cial institutions program (12 U.S.C. 4701	
18	et seq.), up to \$1,000,000 shall be used	
19	for program activities conducted by commu-	
20	nity development financial institutions in	
21	economically distressed and highly	
22	distressed areas	1,495,000
23	For services and expenses of the entrepre-	
24	neurial assistance program	490,000
25	For additional services and expenses of the	
26	entrepreneurial assistance program for all	
27	designated centers. Notwithstanding any	
28	inconsistent provision of law, the direc-	
29	tor of the budget shall suballocate the	
30	full amount of this appropriation to the	
31	department of economic development	1,274,000
32	For services and expenses of contractual	
33	payments related to the retention of	
34	professional football in Western New York	2,940,000
35	For services and expenses of the urban and	
36	community development program in econom-	
37	ically distressed areas	3,404,000
38	For services and expenses of the empire	
39	state economic development fund	50,400,000
40	For services and expenses of the jobs now	
41	program	16,200,000
42		-----

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ECONOMIC DEVELOPMENT PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For services and expenses of the minority and women-owned business
6 development and lending program
7 635,000 (re. \$635,000)
8 For services and expenses consistent with the federal community devel-
9 opment financial institutions program (12 U.S.C. 4701 et seq.), up
10 to \$1,000,000 shall be used for program activities conducted by
11 community development financial institutions in economically
12 distressed and highly distressed areas
13 1,495,000 (re. \$1,495,000)
14 For additional services and expenses of the entrepreneurial assistance
15 program for all designated centers. Notwithstanding any inconsistent
16 provision of law, the director of the budget shall suballocate the
17 full amount of this appropriation to the department of economic
18 development ... 1,274,000 (re. \$1,274,000)
19 For services and expenses of the university at Buffalo's Krabbe
20 disease research institute ... 980,000 (re. \$980,000)
21 For services and expenses related to the university at Albany's insti-
22 tute for nanoelectronics discovery and exploration (INDEX).....
23 980,000 (re. \$980,000)
24 For services and expenses of the entrepreneurial assistance program
25 490,000 (re. \$490,000)
26 For services and expenses of the urban and community development
27 program in economically distressed areas
28 3,404,000 (re. \$3,404,000)

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

31 For services and expenses related to economic development purposes,
32 including but not limited to, marketing and advertising to promote
33 economic development in the state of New York. Funds appropriated
34 herein shall be available during the 2011-12 and 2012-13 state
35 fiscal years FOR SERVICES AND EXPENSES, LOANS, GRANTS, LOAN GUARAN-
36 TEES, INTEREST SUBSIDIES AND OTHER TYPES OF FINANCIAL ASSISTANCE,
37 INCLUDING FLEXIBLE FINANCING PROGRAMS AND TECHNICAL ASSISTANCE,
38 provided, that not more than 50 percent of this appropriation shall
39 be available for the 2011-12 state fiscal year. Notwithstanding
40 section 40 of the state finance law or any provision of law to the
41 contrary, this appropriation shall lapse on June 15, 2013 ...
42 62,360,000 (re. \$51,765,000)

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

44 For services and expenses of a small business revolving loan fund, as
45 authorized pursuant to a chapter of the laws of 2010. Notwithstand-
46 ing any inconsistent provision of law, the director of the budget
47 may suballocate up to the full amount of this appropriation to any
48 department, agency or authority. No moneys of the state in the state

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 treasury or any of its funds shall be expended from this appropri-
 2 ation until a miscellaneous receipt is provided from the New York
 3 power authority, and the director of the budget has approved a
 4 spending plan submitted by the New York state job development corpo-
 5 ration in such detail as the director of the budget may require ...
 6 25,000,000 (re. \$9,804,000)
 7 For services and expenses of the empire state economic development
 8 fund ... 6,180,000 (re. \$6,169,000)
 9 For services and expenses of the minority and women-owned business
 10 development and lending program ... 635,000 (re. \$633,000)
 11 For services and expenses consistent with the federal community devel-
 12 opment financial institutions program (12 U.S.C. 4701 et seq.), up
 13 to \$1,000,000 shall be used for program activities conducted by
 14 community development financial institutions in economically
 15 distressed and highly distressed areas
 16 1,495,000 (re. \$1,493,000)
 17 For additional services and expenses of the entrepreneurial assistance
 18 program for all designated centers. Notwithstanding any inconsistent
 19 provision of law, the director of the budget shall suballocate the
 20 full amount of this appropriation to the department of economic
 21 development ... 1,274,000 (re. \$1,274,000)
 22 For services and expenses of the university at Buffalo's Krabbe
 23 disease research institute ... 980,000 (re. \$970,000)
 24 For services and expenses related to the university at Albany's insti-
 25 tute for nanoelectronics discovery and exploration (INDEX)
 26 980,000 (re. \$970,000)
 27 For services and expenses of the entrepreneurial assistance program ..
 28 490,000 (re. \$485,000)
 29 For services and expenses of the urban and community development
 30 program in economically distressed areas
 31 3,404,000 (re. \$3,402,000)

32 By chapter 55, section 1, of the laws of 2009:
 33 For services and expenses of the empire state economic development
 34 fund ... 6,180,000 (re. \$6,180,000)
 35 For services and expenses of the minority and women-owned business
 36 development and lending program ... 635,000 (re. \$635,000)
 37 For services and expenses consistent with the federal community devel-
 38 opment financial institutions program (12 U.S.C. 4701 et seq.), up
 39 to \$1,000,000 shall be used for program activities conducted by
 40 community development financial institutions in economically
 41 distressed and highly distressed areas
 42 1,495,000 (re. \$1,495,000)
 43 For additional services and expenses of the entrepreneurial assistance
 44 program for all designated centers. Notwithstanding any inconsistent
 45 provision of law, the director of the budget shall suballocate the
 46 full amount of this appropriation to the department of economic
 47 development ... 1,274,000 (re. \$1,274,000)
 48 For services and expenses of the university at Buffalo's Krabbe
 49 disease research institute ... 980,000 (re. \$980,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses related to the university at Albany's insti-
 2 tute for nanoelectronics discovery and exploration (INDEX)
 3 980,000 (re. \$980,000)
 4 For services and expenses of the entrepreneurial assistance program
 5 490,000 (re. \$490,000)
 6 For services and expenses of the urban and community development
 7 program in economically distressed areas
 8 3,404,000 (re. \$3,404,000)

9 By chapter 55, section 1, of the laws of 2009, as amended by chapter 55,
 10 section 1, of the laws of 2010:
 11 For services and expenses of contractual payments related to the
 12 retention of professional football in Western New York
 13 2,940,000 (re. \$2,940,000)
 14 For services and expenses related to the operation of the centers of
 15 excellence pursuant to a plan approved by the director of the budg-
 16 et. All or portions of the funds appropriated hereby may be suballo-
 17 cated or transferred to any department, agency, or public authority
 18 ... 5,234,000 (re. \$3,598,000)

19 Project Schedule	
20 PROJECT	AMOUNT
21 -----	-----
22 For services and expenses	
23 related to the operation of	
24 the Buffalo center of excel-	
25 lence in bioinformatics and	
26 life sciences	872,333
27 For services and expenses	
28 related to the operation of	
29 the Greater Rochester center	
30 of excellence in photonics	
31 and microsystems	872,333
32 For services and expenses	
33 related to the operation of	
34 the Syracuse center of	
35 excellence in environmental	
36 and energy systems	872,333
37 For services and expenses	
38 related to the operation of	
39 the Albany center of excel-	
40 lence in nanoelectronics	872,333
41 For services and expenses	
42 related to the operation of	
43 the Stony Brook center of	
44 excellence in wireless and	
45 information technology	872,333
46 For services and expenses	
47 related to the operation of	
48 the Binghamton Center of	
49 Excellence in small scale	
50 systems integration and	

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 packaging 872,333
 2 -----
 3 Total 5,234,000
 4 =====

5 By chapter 55, section 1, of the laws of 2008:

6 For services and expenses of the empire state economic development
 7 fund ... 18,970,000 (re. \$14,587,000)
 8 For services and expenses of the minority and women-owned business
 9 development and lending program ... 635,000 (re. \$635,000)
 10 For services and expenses consistent with the federal community devel-
 11 opment financial institutions program (12 U.S.C. 4701 et seq.), up
 12 to \$1,000,000 shall be used for program activities conducted by
 13 community development financial institutions in economically
 14 distressed and highly distressed areas
 15 1,495,000 (re. \$1,495,000)
 16 For services and expenses of military base retention efforts
 17 980,000 (re. \$810,000)
 18 For services and expenses related to the operation of the centers of
 19 excellence pursuant to a plan approved by the director of the budg-
 20 et. All or portions of the funds appropriated hereby may be suballo-
 21 cated or transferred to any department, agency, or public authority
 22 ... 6,934,000 (re. \$5,779,000)

23 Project Schedule
 24 PROJECT AMOUNT
 25 -----
 26 For services and expenses
 27 related to the operation of
 28 the Buffalo center of excel-
 29 lence in bioinformatics and
 30 life sciences 1,155,666
 31 For services and expenses
 32 related to the operation of
 33 the Greater Rochester center
 34 of excellence in photonics
 35 and microsystems 1,155,666
 36 For services and expenses
 37 related to the operation of
 38 the Syracuse center of
 39 excellence in environmental
 40 and energy systems 1,155,666
 41 For services and expenses
 42 related to the operation of
 43 the Albany center of excel-
 44 lence in nanoelectronics 1,155,666
 45 For services and expenses
 46 related to the operation of
 47 the Stony Brook center of
 48 excellence in wireless and
 49 information technology 1,155,666
 50 For services and expenses

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

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1 related to the operation of
 2 the Binghamton Center of
 3 Excellence in small scale
 4 systems integration and
 5 packaging 1,155,666
 6 -----
 7 Total 6,934,000
 8 =====

9 For services and expenses of the university at Buffalo's Krabbe
 10 disease research institute ... 980,000 (re. \$980,000)
 11 For services and expenses related to the university at Albany's insti-
 12 tute for nanoelectronics discovery and exploration (INDEX)
 13 980,000 (re. \$980,000)
 14 For services and expenses of the entrepreneurial assistance program ..
 15 490,000 (re. \$490,000)
 16 For additional services and expenses of the entrepreneurial assistance
 17 program for all designated centers. Notwithstanding any inconsistent
 18 provision of law, the director of the budget shall suballocate the
 19 full amount of this appropriation to the department of economic
 20 development ... 1,274,000 (re. \$1,274,000)
 21 For services and expenses of the urban and community development
 22 program in economically distressed areas
 23 3,404,000 (re. \$3,404,000)

24 By chapter 55, section 1, of the laws of 2008, as added by chapter 53,
 25 section 5, of the laws of 2008:

26 Within the amount appropriated herein, up to \$5 million shall be
 27 available, upon approval of the director of the budget, for payment
 28 to the Belmont Park host communities, at such time as the franchise
 29 oversight board certifies to the director of the budget that real
 30 estate development with a value of at least \$50 million has been
 31 approved by the board pursuant to subparagraph (i) of paragraph (a)
 32 of subdivision 8 of section 212 of the racing, pari-mutuel wagering,
 33 and breeding law. Such monies shall be available upon application by
 34 the host communities, subject to the unanimous approval of the fran-
 35 chise oversight board, and shall be used for expenses incurred by
 36 such host communities, including but not limited to, public safety,
 37 street and highway construction, maintenance and lighting, sanita-
 38 tion, and water supply in order to minimize or reduce real property
 39 taxes. Belmont Park host communities shall mean those in the immedi-
 40 ate vicinity of Belmont racetrack, including but not limited to the
 41 county of Nassau, the unincorporated hamlets of Elmont and Bellerose
 42 Terrace, and the incorporated villages of Floral Park, South Floral
 43 Park and Bellerose Village ... 5,000,000 (re. \$5,000,000)

44 By chapter 55, section 1, of the laws of 2007:

45 For services and expenses of the minority and women-owned business
 46 development and lending program ... 1,948,000 (re. \$1,948,000)
 47 For services and expenses consistent with the federal community devel-
 48 opment financial institutions program (12 U.S.C. 4701 et seq.), up
 49 to \$1,000,000 shall be used for program activities conducted by

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 community development financial institutions in economically
 2 distressed and highly distressed areas
 3 1,525,000 (re. \$1,525,000)
 4 For services and expenses of military base retention efforts
 5 1,000,000 (re. \$929,000)
 6 For services and expenses of the university at Buffalo's Krabbe
 7 disease research institute ... 1,000,000 (re. \$1,000,000)
 8 For services and expenses of the entrepreneurial assistance program ..
 9 500,000 (re. \$500,000)
 10 For services and expenses of the urban and community development
 11 program in economically distressed areas
 12 3,473,000 (re. \$3,473,000)
 13 For additional services and expenses of the entrepreneurial assistance
 14 program for all designated centers. Notwithstanding any inconsistent
 15 provision of law, the director of the budget shall suballocate the
 16 full amount of this appropriation to the department of economic
 17 development ... 1,300,000 (re. \$1,300,000)
 18 By chapter 55, section 1, of the laws of 2007, as amended by chapter
 19 496, section 6, of the laws of 2008:
 20 For services and expenses of the empire state economic development
 21 fund, provided, however, that the amount of this appropriation
 22 available for expenditure and disbursement on and after September 1,
 23 2008 shall be reduced by six percent of the amount that was undis-
 24 bursed as of August 15, 2008 ... 40,000,000 (re. \$34,310,000)
 25 For services and expenses related to the operation of the centers of
 26 excellence pursuant to a plan approved by the director of the budg-
 27 et. All or portions of the funds appropriated hereby may be suballo-
 28 cated or transferred to any department, agency, or public authority,
 29 provided, however, that the amount of this appropriation available
 30 for expenditure and disbursement on and after September 1, 2008
 31 shall be reduced by six percent of the amount that was undisbursed
 32 as of August 15, 2008 ... 7,075,000 (re. \$3,179,000)

33	Project Schedule	
34	PROJECT	AMOUNT
35	-----	
36		(thousands)
37	For services and expenses	
38	related to the operation of	
39	the Buffalo center of excel-	
40	lence in bioinformatics and	
41	life sciences	1,179,166
42	For services and expenses	
43	related to the operation of	
44	the Greater Rochester center	
45	of excellence in photonics	
46	and microsystems	1,179,166
47	For services and expenses	
48	related to the operation of	
49	the Syracuse center of	
50	excellence in environmental	

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1 and energy systems 1,179,166
 2 For services and expenses
 3 related to the operation of
 4 the Albany center of excel-
 5 lence in nanoelectronics 1,179,166
 6 For services and expenses
 7 related to the operation of
 8 the Stony Brook center of
 9 excellence in wireless and
 10 information technology 1,179,166
 11 For services and expenses
 12 related to the operation of
 13 the Binghamton Center of
 14 Excellence in small scale
 15 systems integration and
 16 packaging 1,179,166
 17 -----
 18 Total 7,075,000
 19 =====

20 For services and expenses related to the university at Albany's insti-
 21 tute for nanoelectronics discovery and exploration (INDEX),
 22 provided, however, that the amount of this appropriation available
 23 for expenditure and disbursement on and after September 1, 2008
 24 shall be reduced by six percent of the amount that was undisbursed
 25 as of August 15, 2008 ... 1,000,000 (re. \$940,000)

26 By chapter 55, section 1, of the laws of 2006:
 27 For services and expenses of the jobs now program
 28 32,134,000 (re. \$31,134,000)

29 By chapter 55, section 1, of the laws of 2006, as amended by chapter
 30 496, section 6, of the laws of 2008:
 31 For services and expenses of the empire state economic development
 32 fund, provided, however, that the amount of this appropriation
 33 available for expenditure and disbursement on and after September 1,
 34 2008 shall be reduced by six percent of the amount that was undis-
 35 bursed as of August 15, 2008 ... 32,278,000 (re. \$8,205,000)

36 By chapter 55, section 1, of the laws of 2005, as amended by chapter 1,
 37 section 4, of the laws of 2009:
 38 For services and expenses of the jobs now program
 39 30,634,000 (re. \$29,309,000)

40 By chapter 55, section 1, of the laws of 2004, as amended by chapter
 41 496, section 6, of the laws of 2008:
 42 For services and expenses of the jobs now program, provided, however,
 43 that the amount of this appropriation available for expenditure and
 44 disbursement on and after September 1, 2008 shall be reduced by six
 45 percent of the amount that was undisbursed as of August 15, 2008 ...
 46 32,134,000 (re. \$18,238,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 By chapter 55, section 1, of the laws of 2002, as amended by chapter
2 496, section 6, of the laws of 2008:
3 For services and expenses of the jobs now program, provided, however,
4 that the amount of this appropriation available for expenditure and
5 disbursement on and after September 1, 2008 shall be reduced by six
6 percent of the amount that was undisbursed as of August 15, 2008 ...
7 19,642,000 (re. \$1,830,000)
- 8 By chapter 382, part A, section 1, of the laws of 2001, as amended by
9 chapter 55, section 1, of the laws of 2008:
10 For services and expenses of high technology, biotechnology and
11 biomedical initiatives. Funds appropriated herein may be suballo-
12 cated to any department agency or public authority
13 10,000,000 (re. \$10,000,000)
- 14 By chapter 55, section 1, of the laws of 2000:
15 For services and expenses of economic development initiatives to be
16 determined pursuant to a memorandum of understanding to be executed
17 by the governor, the temporary president of the senate and the
18 speaker of the assembly ... 19,000,000 (re. \$19,000,000)

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	8,426,000	970,000
4	Special Revenue Funds - Federal	500,000	0
5		-----	-----
6	All Funds	8,926,000	970,000
7		=====	=====

8 SCHEDULE

9 ADMINISTRATION PROGRAM 799,000
10 -----

11 General Fund
12 Local Assistance Account

13 For payment of supplemental burial benefits
14 to eligible families of military personnel
15 killed in combat, pursuant to section
16 354-b of the executive law, and for trans-
17 fer of such amounts as are necessary to
18 state operations for related administra-
19 tive expenses 200,000
20 For payments of gold star annuity benefits
21 to eligible families of military personnel 599,000
22 -----

23 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 6,200,000
24 -----

25 General Fund
26 Local Assistance Account

27 For payment of annuities to blind veterans
28 and eligible surviving spouses. Up to
29 \$15,000 of this appropriation may be
30 transferred to state operations for admin-
31 istrative costs associated with this
32 program 6,200,000
33 -----

34 VETERAN COUNSELING SERVICES PROGRAM 1,927,000
35 -----

36 General Fund
37 Local Assistance Account

38 For payment of aid to county and city veter-
39 ans' service agencies pursuant to article
40 17 of the executive law 1,177,000

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

1	For services and expenses of the veterans	
2	outreach center, inc. (Monroe county)	250,000
3		-----
4	Program account subtotal	1,427,000
5		-----
6	Special Revenue Funds - Federal	
7	Federal Health and Human Services Fund	
8	Federal HHS Account	
9	For services and expenses related to veter-	
10	ans' counseling and outreach	500,000
11		-----
12	Program account subtotal	500,000
13		-----

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For payment of annuities to blind veterans and eligible surviving
6 spouses. Up to \$15,000 of this appropriation may be transferred to
7 state operations for postage costs associated with this program
8 5,800,000 (re. \$220,000)

9 VETERAN COUNSELING SERVICES PROGRAM

10 General Fund

11 Local Assistance Account

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

13 For payment of aid to county and city veterans' service agencies
14 pursuant to article 17 of the executive law
15 1,177,000 (re. \$350,000)
16 For services and expenses of the veterans outreach center, inc.
17 (Monroe county) ... 250,000 (re. \$250,000)
18 For services and expenses of the New York Veterans of Foreign Wars
19 Buffalo Service Office 50,000 (re. \$50,000)
20 For services and expenses of the New York Veterans of Foreign Wars New
21 York City Service Office ... 75,000 (re. \$75,000)
22 For services and expenses of the Vietnam Veterans of America New York
23 State Council ... 25,000 (re. \$25,000)

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Federal	35,493,000	43,970,000
4	Special Revenue Funds - Other	30,627,000	5,000,000
5		-----	-----
6	All Funds	66,120,000	48,970,000
7		=====	=====

8	PAYMENTS TO VICTIMS PROGRAM	35,043,000
9		-----

10 Special Revenue Funds - Federal
 11 Federal Operating Grants Fund
 12 Crime Victims - Compensation Account

13	For payments to victims in accordance with	
14	the federal crime control act of 1984	11,523,000
15		-----
16	Program account subtotal	11,523,000
17		-----

18 Special Revenue Funds - Other
 19 Miscellaneous Special Revenue Fund
 20 Criminal Justice Improvement Account

21	For payment of claims already accrued and to	
22	accrue to innocent victims of violent	
23	crime pursuant to article 22 of the execu-	
24	tive law	23,520,000
25		-----
26	Program account subtotal	23,520,000
27		-----

28	VICTIM AND WITNESS ASSISTANCE PROGRAM	31,077,000
29		-----

30 Special Revenue Funds - Federal
 31 Federal Operating Grants Fund
 32 Crime Victims Assistance Account

33	For victim and witness assistance in accord-	
34	ance with the federal crime control act of	
35	1984, distributed through a competitive	
36	process	23,970,000
37		-----
38	Program account subtotal	23,970,000
39		-----

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

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

1 OVS-Gifts and Bequests Account

2 For services and expenses associated with
3 gifts and bequests to the office of victim
4 services. These funds may be transferred
5 to state operations 40,000
6 -----
7 Program account subtotal 40,000
8 -----

9 Special Revenue Funds - Other
10 Miscellaneous Special Revenue Fund
11 Criminal Justice Improvement Account

12 For services and expenses of programs
13 providing services to crime victims and
14 witnesses, distributed through a compet-
15 itive process 7,067,000
16 -----
17 Program account subtotal 7,067,000
18 -----

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 PAYMENTS TO VICTIMS PROGRAM

2 Special Revenue Funds - Other
3 Miscellaneous Special Revenue Fund
4 Criminal Justice Improvement Account

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

6 For payment of claims already accrued and to accrue to innocent
7 victims of violent crime pursuant to article 22 of the executive law
8 ... 23,520,000 (re. \$3,000,000)

9 VICTIM AND WITNESS ASSISTANCE PROGRAM

10 Special Revenue Funds - Federal
11 Federal Operating Grants Fund
12 Crime Victims Assistance Account

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

14 For victim and witness assistance in accordance with the federal crime
15 control act of 1984, distributed through a competitive process
16 23,970,000 (re. \$23,970,000)

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

18 For victim and witness assistance in accordance with the federal crime
19 control act of 1984, distributed through a competitive process ...
20 23,970,000 (re. \$20,000,000)

21 Special Revenue Funds - Other
22 Miscellaneous Special Revenue Fund
23 Criminal Justice Improvement Account

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

25 For services and expenses of programs providing services to crime
26 victims and witnesses, distributed through a competitive process ...
27 7,067,000 (re. \$2,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HIGHER EDUCATION OPPORTUNITY PROGRAMS

AID TO LOCALITIES 2012-13

1 General Fund

2 Local Assistance Account

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

5 For services and expenses of the following: search for education,
6 elevation and knowledge (SEEK) programs (\$1,000,000); educational
7 opportunity program (\$955,000); student financial assistance to
8 expand opportunities at community colleges of the city university
9 for the educationally and economically disadvantaged in accordance
10 with section 6452 of the education law (\$55,000); liberty partner-
11 ship program awards (\$1,700,000); higher education opportunity
12 program awards (\$3,485,000); science and technology entry program
13 (STEP) awards (\$1,027,000); and collegiate science and technology
14 entry program (CSTEP) awards (\$778,000). This appropriation may be
15 allocated to the city university of New York, the state university
16 of New York, and the state education department pursuant to a plan
17 developed and approved by the director of the budget following
18 consultation with the chair of the assembly ways and means committee
19 ... 9,000,000 (re. \$9,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	136,000	733,000
4		-----	-----
5	All Funds	136,000	733,000
6		=====	=====

7 SCHEDULE

8	OPERATIONS PROGRAM	136,000
9		-----

10 General Fund
11 Local Assistance Account

12 For grants of the Hudson river valley green-
13 way compact and the protection and
14 enhancement of the Hudson river greenway
15 resources 136,000
16 -----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OPERATIONS PROGRAM

2 General Fund

3 Local Assistance Account

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

5 For grants of the Hudson river valley greenway compact and the
6 protection and enhancement of the Hudson river greenway resources
7 ... 136,000 (re. \$136,000)

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

9 For grants of the Hudson river valley greenway compact and the
10 protection and enhancement of the Hudson river greenway resources
11 ... 136,000 (re. \$136,000)

12 By chapter 55, section 1, of the laws of 2009:

13 For grants of the Hudson river valley greenway compact and the
14 protection and enhancement of the Hudson river greenway resources
15 ... 160,000 (re. \$129,000)

16 By chapter 55, section 1, of the laws of 2008:

17 For grants of the Hudson river valley greenway compact and the
18 protection and enhancement of the Hudson river greenway resources
19 ... 200,000 (re. \$170,000)

20 By chapter 55, section 1, of the laws of 2007:

21 For grants of the Hudson river valley greenway compact and the
22 protection and enhancement of the Hudson river greenway resources
23 ... 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

1 General Fund

2 Local Assistance Account

3 By chapter 53, section 1, of the laws of 2011, as added by chapter 53,
4 section 2, of the laws of 2011:5 For implementation of the Hurricane Irene - Tropical Storm Lee Flood
6 Recovery Grant Program. This appropriation may be allocated to
7 empire state development or any other state agency for the purposes
8 of implementing the Hurricane Irene - Tropical Storm Lee Flood
9 Recovery Grant Program ... 50,000,000 (re. \$50,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund	822,044,300	77,345,000
4	Fiduciary Funds	30,000,000	0
5		-----	-----
6	All Funds	852,044,300	77,345,000
7		=====	=====

8 SCHEDULE

9 AID AND INCENTIVES FOR MUNICIPALITIES 794,000,000
 10 -----

11 General Fund
 12 Local Assistance Account

13 For payment to local governments under the
 14 aid and incentives for municipalities
 15 program pursuant to section 54 of the
 16 state finance law in accordance with the
 17 following:

18 For base level grants to municipalities;
 19 notwithstanding any other provision of law
 20 to the contrary, in the state fiscal year
 21 commencing April 1, 2012, each munici-
 22 pality shall receive a base level grant in
 23 an amount equal to the base level grant
 24 which such municipality received in the
 25 state fiscal year commencing April 1, 2011
 26 pursuant to paragraph b of subdivision 10
 27 of section 54 of the state finance law;
 28 provided, however, that a town in which a
 29 village dissolved in the state fiscal year
 30 commencing April 1, 2011 shall receive a
 31 base level grant in amount equal to the
 32 total base level grants which such town
 33 and such village received in such state
 34 fiscal year pursuant to paragraph b of
 35 subdivision 10 of section 54 of the state
 36 finance law 715,000,000

37 For citizens re-organization empowerment
 38 grants and citizen empowerment tax credits
 39 administered by the department of state
 40 pursuant to section 54 of the state
 41 finance law.

42 Notwithstanding any other provision of law,
 43 no payment shall be made from this appro-

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1	priation without a certificate of approval	
2	by the director of the budget	35,000,000
3	For awards under the local government	
4	performance and efficiency program admin-	
5	istered by the department of state pursu-	
6	ant to section 54 of the state finance	
7	law.	
8	Notwithstanding any other provision of law,	
9	no payment shall be made from this appro-	
10	priation without a certificate of approval	
11	by the director of the budget	40,000,000
12	For a local government efficiency grant	
13	program administered by the department of	
14	state pursuant to section 54 of the state	
15	finance law.	
16	Notwithstanding any other provision of law,	
17	no payment shall be made from this appro-	
18	priation without a certificate of approval	
19	by the director of the budget	4,000,000
20		-----
21	SMALL GOVERNMENT ASSISTANCE	217,300
22		-----
23	General Fund	
24	Local Assistance Account	
25	For payment of small government assistance	
26	on or before March 31, 2013 upon audit and	
27	warrant of the comptroller according to	
28	the following:	
29	For payment to the County of Essex	124,000
30	For payment to the County of Franklin	72,000
31	For payment to the County of Hamilton	21,300
32		-----
33	AID TO MUNICIPALITIES WITH VIDEO LOTTERY GAMING FACILITIES ..	25,867,000
34		-----
35	General Fund	
36	Local Assistance Account	
37	For payment of aid to the city of Yonkers as	
38	an eligible city in which a video lottery	
39	gaming facility is located pursuant to	
40	section 54-1 of the state finance law. The	
41	amount appropriated herein shall be avail-	
42	able for payment to the city pursuant to	
43	section 54-1 of the state finance law no	
44	earlier than April 1, 2013 and no later	

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 than June 30, 2013 on audit and warrant of
2 the state comptroller notwithstanding any
3 provision of law to the contrary including
4 any contrary provision of section 40 or
5 section 54-1 of the state finance law.
6 Such payment shall constitute complete
7 liquidation of the state's obligation to
8 the city under section 54-1 of the state
9 finance law for the state fiscal year
10 commencing on April 1, 2013 19,600,000
11 For payment of aid to eligible munici-
12 palities in which a video lottery gaming
13 facility is located pursuant to section
14 54-1 of the state finance law in an amount
15 equal to the aid which such municipalities
16 received in the state fiscal year commenc-
17 ing April 1, 2011 6,267,000
18 -----
19 MISCELLANEOUS FINANCIAL ASSISTANCE 1,960,000
20 -----
21 General Fund
22 Local Assistance Account
23 For payment to the county of Madison to
24 provide interim financial assistance to
25 mitigate shortfalls in real property tax
26 revenue resulting from the non-payment of
27 real property taxes by the Oneida Indian
28 Nation of New York 980,000
29 For payment to the county of Oneida to
30 provide interim financial assistance to
31 mitigate shortfalls in real property tax
32 revenue resulting from the non-payment of
33 real property taxes by the Oneida Indian
34 Nation of New York 980,000
35 -----
36 MUNICIPAL ASSISTANCE STATE AID FUND 15,000,000
37 -----
38 Fiduciary Funds
39 Municipal Assistance State Aid Fund
40 SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE
41 CORPORATION FOR THE CITY OF TROY
42 For payment pursuant to the provisions of
43 section 92-e of the state finance law to
44 the municipal assistance corporation for

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 the city of Troy, to the extent required
2 to comply with the agreements between such
3 corporation and the holders of its notes
4 and bonds, and for the corporate purposes
5 of such corporation, and, to the extent
6 not required by such corporation for such
7 purposes, for payment to the city of Troy
8 for support of local government, provided
9 however, that the maximum amount to be
10 paid pursuant to this appropriation shall
11 not exceed the total of the revenues
12 deposited in the municipal assistance
13 state aid fund for such city pursuant to
14 the provisions of section 92-e of the
15 state finance law 15,000,000
16 -----

17 MUNICIPAL ASSISTANCE TAX FUND 15,000,000
18 -----

19 Fiduciary Funds
20 Municipal Assistance Tax Fund

21 SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE
22 CORPORATION FOR THE CITY OF TROY
23 For payment pursuant to the provisions of
24 section 92-d of the state finance law to
25 the municipal assistance corporation for
26 the city of Troy, to the extent required
27 to comply with the agreements between such
28 corporation and the holders of its notes
29 and bonds, and for the corporate purposes
30 of such corporation, and, to the extent
31 not required by such corporation for such
32 purposes, for payment to the city of Troy
33 for support of local government, provided
34 however, that the maximum amount to be
35 paid pursuant to this appropriation shall
36 not exceed the total of the revenues
37 derived from sales and compensating use
38 taxes imposed and collected by sections
39 1210 and 1262 of the tax law, that would
40 have been received by the city of Troy
41 absent the application of chapter 721 of
42 the laws of 1994 15,000,000
43 -----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AID AND INCENTIVES FOR MUNICIPALITIES

2 General Fund

3 Local Assistance Account

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

5 For awards under a local government performance and efficiency program
6 pursuant to section 54 of the state finance law.7 Notwithstanding any other provision of law, no payment shall be made
8 from this appropriation without a certificate of approval by the
9 director of the budget ... 40,000,000 (re. \$40,000,000)10 For a local government efficiency grant program administered by the
11 department of state pursuant to section 54 of the state finance law.12 Notwithstanding any other provision of law, no payment shall be made
13 from this appropriation without a certificate of approval by the
14 director of the budget ... 4,000,000 (re. \$4,000,000)15 The appropriation made by chapter 53, section 1, of the laws of 2011, is
16 hereby amended and reappropriated to read:17 For citizens re-organization empowerment grants and citizen empower-
18 ment tax credits administered by the department of state pursuant to
19 section 54 of the state finance law.20 Notwithstanding any other provision of law to the contrary, citizen
21 empowerment tax credits may be calculated and awarded to eligible
22 municipalities in the same manner as municipal merger incentives
23 pursuant to section 54 of the state finance law in effect on January
24 1, 2011, and shall be paid to such municipalities on or before
25 September 25, 2011; provided, however, that any municipality which
26 received such municipal merger incentive in the state fiscal year
27 commencing April 1, 2010 may be paid a citizen empowerment tax cred-
28 it on or before September 25, 2011 in the same amount as such munic-
29 ipal merger incentive; provided, further, that any municipality
30 receiving a citizen empowerment tax credit shall use at least 70
31 percent of such credit for property tax relief and the balance of
32 such credit for general municipal purposes.33 Notwithstanding any other provision of law, no payment shall be made
34 from this appropriation without a certificate of approval by the
35 director of the budget
36 [35,000,000] 1,597,785 (re. \$1,500,000)37 By chapter 50, section 1, of the laws of 2010, as amended by chapter 53,
38 section 1, of the laws of 2011:39 For a local government efficiency grant program administered by the
40 department of state pursuant to section 54 of the state finance law.41 Of the amount appropriated herein, up to \$750,000 shall be made avail-
42 able for high priority planning grants and general efficiency plan-
43 ning grants to eligible municipalities.44 Of the amount appropriated herein, up to \$2,125,000 shall be made
45 available for efficiency implementation grants to eligible munic-
46 ipalities.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Of the amount appropriated herein, up to \$2,125,000 shall be made
2 available for twenty-first century demonstration project grants to
3 eligible municipalities.

4 Of the amount appropriated herein, up to \$57,133 shall be made avail-
5 able for municipal merger incentives for eligible municipalities.

6 Notwithstanding the above provisions of this appropriation, and
7 subject to approval of the director of the budget, any unused moneys
8 provided pursuant to this appropriation for high priority planning
9 grants, general efficiency planning grants or twenty-first century
10 demonstration project grants may be used for efficiency implementa-
11 tion grants, and any unused moneys provided pursuant to this appro-
12 priation for high priority planning grants, general efficiency plan-
13 ning grants or efficiency implementation grants may be used for
14 twenty-first century demonstration project grants.

15 Notwithstanding any other provision of law, no payment shall be made
16 from this appropriation without a certificate of approval by the
17 director of the budget ... 5,057,133 (re. \$4,920,000)

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

20 For a local government efficiency grant program administered by the
21 department of state pursuant to section 54 of the state finance law.
22 Of the amount appropriated herein, up to \$750,000 shall be made
23 available for high priority planning grants and general efficiency
24 planning grants to eligible municipalities.

25 Of the amount appropriated herein, up to \$2,125,000 shall be made
26 available for efficiency implementation grants to eligible munici-
27 palities.

28 Of the amount appropriated herein, up to \$2,125,000 shall be made
29 available for twenty-first century demonstration project grants to
30 eligible municipalities.

31 Notwithstanding the above provisions of this appropriation, and
32 subject to approval of the director of the budget, any unused moneys
33 provided pursuant to this appropriation for any one type of grant
34 may be used for any other type of grant.

35 Notwithstanding any other provision of law, no payment shall be made
36 from this appropriation without a certificate of approval by the
37 director of the budget ... 5,000,000 (re. \$2,856,000)

38 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,
39 section 1, of the laws of 2009:

40 For a local government efficiency grant program administered by the
41 department of state pursuant to section 54 of the state finance law.
42 Of the amount appropriated herein, up to \$2,450,000 shall be made
43 available for high priority planning grants and general efficiency
44 planning grants to eligible municipalities.

45 Of the amount appropriated herein, up to \$4,900,000 shall be made
46 available for efficiency implementation grants to eligible munici-
47 palities.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Of the amount appropriated herein, up to \$4,165,000 shall be made
2 available for twenty-first century demonstration project grants to
3 eligible municipalities.

4 Of the amount appropriated herein, up to \$500,000 shall be suballo-
5 cated to the department of state and other state agencies subject to
6 approval of the director of the budget for administrative expenses,
7 regional technical assistance and state agency shared services
8 assistance to local governments.

9 Notwithstanding the above provisions of this appropriation, and
10 subject to approval of the director of the budget, any unused moneys
11 provided pursuant to this appropriation for high priority planning
12 grants, general efficiency planning grants or twenty-first century
13 demonstration project grants may be used for efficiency implementa-
14 tion grants, and any unused moneys provided pursuant to this appro-
15 priation for high priority planning grants, general efficiency plan-
16 ning grants or efficiency implementation grants may be used for
17 twenty-first century demonstration project grants.

18 Notwithstanding any other provision of law, no payment shall be made
19 from this appropriation without a certificate of approval by the
20 director of the budget ... 12,015,000 (re. \$6,257,000)

21 By chapter 50, section 1, of the laws of 2007, as amended by chapter 50,
22 section 1, of the laws of 2009:

23 For a shared municipal services incentive award program administered
24 by the department of state. Of the amount appropriated herein, up to
25 \$13,920,000 shall be made available for shared municipal services
26 incentive awards to eligible municipalities. Of this amount, up to
27 \$220,000 shall be suballocated to the department of state and other
28 state agencies subject to approval of the director of the budget for
29 administrative expenses and to provide regional technical assistance
30 relating to consolidations, mergers, dissolutions, cooperative
31 agreements and shared services.

32 Notwithstanding any other provision of law, no payment shall be made
33 from this appropriation without a certificate of approval by the
34 director of the budget ... 13,920,000 (re. \$2,890,000)

35 EFFICIENCY INCENTIVE GRANTS

36 General Fund

37 Local Assistance Account

38 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,
39 section 1, of the laws of 2010:

40 Notwithstanding any inconsistent provision of law, the amount appro-
41 priated herein shall be made available for payment to the Buffalo
42 fiscal stability authority for use in awarding grants to support
43 city activities to achieve recurring savings through innovations and
44 reengineering. Payments for such purposes shall be allocated subject
45 to plans or amended plans provided pursuant to section 3857-a of the

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 public authorities law and subject to a payment plan approved by the
2 director of the budget ... 1,470,000 (re. \$1,470,000)
3 Notwithstanding any inconsistent provision of law, the amount appro-
4 priated herein shall be made available for payment to the Erie coun-
5 ty fiscal stability authority for use in awarding grants to support
6 county activities to achieve recurring savings through innovations
7 and reengineering. Payments for such purposes shall be allocated
8 subject to plans or amended plans provided pursuant to section
9 3957-a of the public authorities law and subject to a payment plan
10 approved by the director of the budget
11 3,430,000 (re. \$3,430,000)

12 By chapter 50, section 1, of the laws of 2007, as amended by chapter 50,
13 section 1, of the laws of 2010:
14 Notwithstanding any inconsistent provision of law, the amount appro-
15 priated herein shall be made available for payment to the Buffalo
16 fiscal stability authority for use in awarding grants to support
17 city activities to achieve recurring savings through innovations and
18 reengineering. Payments for such purposes shall be allocated subject
19 to plans or amended plans provided pursuant to section 3857-a of the
20 public authorities law and subject to a payment plan approved by the
21 director of the budget ... 8,630,000 (re. \$5,974,000)

22 By chapter 50, section 1, of the laws of 2006, as amended by chapter 50,
23 section 1, of the laws of 2010:
24 Notwithstanding any inconsistent provision of law, the amount appro-
25 priated herein shall be made available for payment to the Erie coun-
26 ty fiscal stability authority for use in awarding grants to support
27 county activities to achieve recurring savings through innovations
28 and reengineering. Payments for such purposes shall be allocated
29 subject to plans or amended plans provided pursuant to section 3957
30 of the public authorities law and subject to a payment plan approved
31 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

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	General Fund - State and Local	350,000	1,200,000
4		-----	-----
5	All Funds	350,000	1,200,000
6		=====	=====

7 SCHEDULE

8	OPERATIONS PROGRAM	350,000
9		-----

10 General Fund
11 Local Assistance Account

12 For services and expenses of regional volun-
13 teen centers defined as community-based
14 organizations with a focus on volunteerism
15 that meets critical needs in communities,
16 that promote service and civic engagement
17 opportunities to a specific region of the
18 state and have the capacity to provide
19 training and support for non-profits and
20 businesses interested in creating volun-
21 teen programs. Such assistance shall be
22 awarded by grants through one or more
23 competitive processes to eligible communi-
24 ty-based organizations and may also be
25 available for sub-grants to local non-pro-
26 fit organizations in need of volunteer
27 coordination assistance 350,000
28 -----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

NATIONAL AND COMMUNITY SERVICE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OPERATIONS PROGRAM

2 General Fund

3 Local Assistance Account

4 By chapter 50, section 1 of the laws of 2011:

5 For services and expenses of regional volunteer centers defined as
6 community-based organizations with a focus on volunteerism that
7 meets critical needs in communities, that promote service and civic
8 engagement opportunities to a specific region of the state and have
9 the capacity to provide training and support for non-profits and
10 businesses interested in creating volunteer programs. Such assist-
11 ance shall be awarded by grants through one or more competitive
12 processes to eligible community-based organizations and may also be
13 available for sub-grants to local non-profit organizations in need
14 of volunteer coordination assistance ... 350,000 (re. \$350,000)

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

16 For services and expenses of regional volunteer centers defined as
17 community-based organizations with a focus on volunteerism that
18 meets critical needs in communities, that promote service and civic
19 engagement opportunities to a specific region of the state and have
20 the capacity to provide training and support for non-profits and
21 businesses interested in creating volunteer programs. Such assist-
22 ance shall be awarded by grants through one or more competitive
23 processes to eligible community-based organizations and may also be
24 available for sub-grants to local non-profit organizations in need
25 of volunteer coordination assistance ... 350,000 (re. \$350,000)

26 By chapter 53, section 1, of the laws of 2009:

27 For services and expenses of regional volunteer centers defined as
28 community-based organizations with a focus on volunteerism that
29 meets critical needs in communities, that promote service and civic
30 engagement opportunities to a specific region of the state and have
31 the capacity to provide training and support for non-profits and
32 businesses interested in creating volunteer programs. Such assist-
33 ance shall be awarded by grants through one or more competitive
34 processes to eligible community-based organizations and may also be
35 available for sub-grants to local non-profit organizations in need
36 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

1 Local Government Assistance Tax Fund

2 For payment to the city of New York pursuant to section
3 3238-a of the public authorities law upon audit and
4 warrant of the comptroller. The amount appropriated
5 herein shall constitute fulfillment of the state's obli-
6 gation for the fiscal year of the city of New York
7 ending June 30, 2012 170,000,000
8 =====

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

1 For payment according to the following schedule:

2		APPROPRIATIONS	REAPPROPRIATIONS
3	Special Revenue Funds - Other	54,000,000	122,304,000
4		-----	-----
5	All Funds	54,000,000	122,304,000
6		=====	=====

7 SCHEDULE

8	TRIBAL STATE COMPACT REVENUE PROGRAM	54,000,000
9		-----

10 Special Revenue Funds - Other
 11 Miscellaneous Special Revenue Fund
 12 Tribal State Compact Revenue Account

13 Notwithstanding any other law to the contra-
 14 ry, for services and expenses of grants
 15 equal to 25 percent of the negotiated
 16 percentage of the net drop from electronic
 17 gaming devices the state receives from
 18 such devices located at the Seneca Niagara
 19 casino pursuant to the tribal compact for
 20 the purposes specified in section 99-h of
 21 the state finance law. Funds appropriated
 22 herein may be suballocated to any depart-
 23 ment, agency or public authority 28,600,000

24 Notwithstanding any other law to the contra-
 25 ry, for services and expenses of grants
 26 equal to 25 percent of the negotiated
 27 percentage of the net drop from electronic
 28 gaming devices the state receives from
 29 such devices located at the Seneca Allega-
 30 ny casino pursuant to the tribal compacts
 31 for the purposes specified in subdivision
 32 3 of section 99-h of the state finance law
 33 and pursuant to a plan approved by the
 34 director of the budget and developed by
 35 the empire state development corporation
 36 in consultation with municipal governments
 37 hosting tribal casinos pursuant to subdi-
 38 vision (a) of section 12 of the executive
 39 law. Copies of the approved plan shall be
 40 submitted to the chairman of the senate
 41 finance committee and the chairman of the
 42 assembly ways and means committee. Funds
 43 appropriated herein may be suballocated to

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES 2012-13

1 any department, agency or public authority
2 11,200,000
3 Notwithstanding any other law to the contra-
4 ry, for services and expenses of grants
5 equal to 25 percent of the negotiated
6 percentage of the net drop from electronic
7 gaming devices the state receives from
8 such devices located at the Seneca Buffalo
9 Creek casino pursuant to the tribal
10 compact for the purposes specified in
11 section 99-h of the state finance law.
12 Funds appropriated herein may be suballo-
13 cated to any department, agency or public
14 authority 7,400,000
15 Notwithstanding any other law to the contra-
16 ry, for services and expenses of grants
17 equal to 25 percent of the negotiated
18 percentage of the net drop from electronic
19 gaming devices the state receives from
20 such devices located at the Akwesasne
21 Mohawk casino pursuant to the tribal
22 compacts for the purposes specified in
23 chapter 590 of the laws of 2004 and pursu-
24 ant to a plan approved by the director of
25 the budget and developed by the empire
26 state development corporation in consulta-
27 tion with municipal governments in the
28 county or counties of Franklin or St.
29 Lawrence.
30 Such plan shall ensure that the counties of
31 Franklin and St. Lawrence, and the
32 affected towns therein, shall each receive
33 50 percent of the monies appropriated
34 herein. Copies of the approved plan shall
35 be submitted to the chairman of the senate
36 finance committee and the chairman of the
37 assembly ways and means committee. Funds
38 appropriated herein may be suballocated to
39 any department, agency or public authority
40 6,800,000
41 -----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 TRIBAL STATE COMPACT REVENUE PROGRAM

2 Special Revenue Funds - Other
3 Miscellaneous Special Revenue Fund
4 Tribal State Compact Revenue Account

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

6 Notwithstanding any other law to the contrary, for services and
7 expenses of grants equal to 25 percent of the negotiated percentage
8 of the net drop from electronic gaming devices the state receives
9 from such devices located at the Seneca Niagara casino pursuant to
10 the tribal compact for the purposes specified in section 99-h of the
11 state finance law. Funds appropriated herein may be suballocated to
12 any department, agency or public authority
13 25,000,000 (re. \$25,000,000)

14 Notwithstanding any other law to the contrary, for services and
15 expenses of grants equal to 25 percent of the negotiated percentage
16 of the net drop from electronic gaming devices the state receives
17 from such devices located at the Seneca Allegany casino pursuant to
18 the tribal compacts for the purposes specified in subdivision 3 of
19 section 99-h of the state finance law and pursuant to a plan
20 approved by the director of the budget and developed by the empire
21 state development corporation in consultation with municipal govern-
22 ments hosting tribal casinos pursuant to subdivision (a) of section
23 12 of the executive law. Copies of the approved plan shall be
24 submitted to the chairman of the senate finance committee and the
25 chairman of the assembly ways and means committee. Funds appropri-
26 ated herein may be suballocated to any department, agency or public
27 authority ... 10,500,000 (re. \$10,500,000)

28 Notwithstanding any other law to the contrary, for services and
29 expenses of grants equal to 25 percent of the negotiated percentage
30 of the net drop from electronic gaming devices the state receives
31 from such devices located at the Seneca Buffalo Creek casino pursu-
32 ant to the tribal compact for the purposes specified in section 99-h
33 of the state finance law.

34 Funds appropriated herein may be suballocated to any department, agen-
35 cy or public authority ... 3,500,000 (re. \$3,500,000)

36 Notwithstanding any other law to the contrary, for services and
37 expenses of grants equal to 25 percent of the negotiated percentage
38 of the net drop from electronic gaming devices the state receives
39 from such devices located at the Akwesasne Mohawk casino pursuant to
40 the tribal compacts for the purposes specified in chapter 590 of the
41 laws of 2004 and pursuant to a plan approved by the director of the
42 budget and developed by the empire state development corporation in
43 consultation with municipal governments in the county or counties of
44 Franklin or St. Lawrence.

45 Such plan shall ensure that the counties of Franklin and St. Lawrence,
46 and the affected towns therein, shall each receive 50 percent of the
47 monies appropriated herein. Copies of the approved plan shall be
48 submitted to the chairman of the senate finance committee and the

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 chairman of the assembly ways and means committee. Funds appropri-
2 ated herein may be suballocated to any department, agency or public
3 authority ... 5,300,000 (re. \$5,300,000)

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

5 Notwithstanding any other law to the contrary, for services and
6 expenses of grants equal to 25 percent of the negotiated percentage
7 of the net drop from electronic gaming devices the state receives
8 from such devices located at the Seneca Niagara casino pursuant to
9 the tribal compact for the purposes specified in section 99-h of the
10 state finance law. Funds appropriated herein may be suballocated to
11 any department, agency or public authority
12 22,000,000 (re. \$22,000,000)

13 Notwithstanding any other law to the contrary, for services and
14 expenses of grants equal to 25 percent of the negotiated percentage
15 of the net drop from electronic gaming devices the state receives
16 from such devices located at the Seneca Allegany casino pursuant to
17 the tribal compacts for the purposes specified in subdivision 3 of
18 section 99-h of the state finance law and pursuant to a plan
19 approved by the director of the budget and developed by the empire
20 state development corporation in consultation with municipal govern-
21 ments hosting tribal casinos pursuant to subdivision (a) of section
22 12 of the executive law. Copies of the approved plan shall be
23 submitted to the chairman of the senate finance committee and the
24 chairman of the assembly ways and means committee. Funds appropri-
25 ated herein may be suballocated to any department, agency or public
26 authority ... 10,000,000 (re. \$10,000,000)

27 Notwithstanding any other law to the contrary, for services and
28 expenses of grants equal to 25 percent of the negotiated percentage
29 of the net drop from electronic gaming devices the state receives
30 from such devices located at the Seneca Buffalo Creek casino pursu-
31 ant to the tribal compact for the purposes specified in section 99-h
32 of the state finance law. Funds appropriated herein may be suballo-
33 cated to any department, agency or public authority
34 2,800,000 (re. \$2,800,000)

35 Notwithstanding any other law to the contrary, for services and
36 expenses of grants equal to 25 percent of the negotiated percentage
37 of the net drop from electronic gaming devices the state receives
38 from such devices located at the Akwesasne Mohawk casino pursuant to
39 the tribal compacts for the purposes specified in chapter 590 of the
40 laws of 2004 and pursuant to a plan approved by the director of the
41 budget and developed by the empire state development corporation in
42 consultation with municipal governments in the county or counties of
43 Franklin or St. Lawrence.

44 Such plan shall ensure that the counties of Franklin and St. Lawrence,
45 and the affected towns therein, shall each receive 50 percent of the
46 monies appropriated herein. Copies of the approved plan shall be
47 submitted to the chairman of the senate finance committee and the
48 chairman of the assembly ways and means committee. Funds appropri-

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ated herein may be suballocated to any department, agency or public
2 authority ... 4,300,000 (re. \$3,000,000)

3 By chapter 55, section 1, of the laws of 2009:

4 Notwithstanding any other law to the contrary, for services and
5 expenses of grants equal to 25 percent of the negotiated percentage
6 of the net drop from electronic gaming devices the state receives
7 from such devices located at the Seneca Niagara casino pursuant to
8 the tribal compact for the purposes specified in section 99-h of the
9 state finance law. Funds appropriated herein may be suballocated to
10 any department, agency or public authority
11 28,000,000 (re. \$28,000,000)

12 Notwithstanding any other law to the contrary, for services and
13 expenses of grants equal to 25 percent of the negotiated percentage
14 of the net drop from electronic gaming devices the state receives
15 from such devices located at the Seneca Allegany casino pursuant to
16 the tribal compacts for the purposes specified in subdivision 3 of
17 section 99-h of the state finance law and pursuant to a plan
18 approved by the director of the budget and developed by the empire
19 state development corporation in consultation with municipal govern-
20 ments hosting tribal casinos pursuant to subdivision (a) of section
21 12 of the executive law. Copies of the approved plan shall be
22 submitted to the chairman of the senate finance committee and the
23 chairman of the assembly ways and means committee. Funds appropri-
24 ated herein may be suballocated to any department, agency or public
25 authority ... 12,000,000 (re. \$10,000,000)

26 Notwithstanding any other law to the contrary, for services and
27 expenses of grants equal to 25 percent of the negotiated percentage
28 of the net drop from electronic gaming devices the state receives
29 from such devices located at the Seneca Buffalo Creek casino pursu-
30 ant to the tribal compact for the purposes specified in section 99-h
31 of the state finance law. Funds appropriated herein may be suballo-
32 cated to any department, agency or public authority
33 3,400,000 (re. \$804,000)

34 By chapter 55, section 1, of the laws of 2008:

35 Notwithstanding any other law to the contrary, for services and
36 expenses of grants equal to 25 percent of the negotiated percentage
37 of the net drop from electronic gaming devices the state receives
38 from such devices located at the Seneca Niagara casino pursuant to
39 the tribal compact for the purposes specified in section 99-h of the
40 state finance law. Funds appropriated herein may be suballocated to
41 any department, agency or public authority
42 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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