

# STATE OF NEW YORK

7236

## IN SENATE

January 4, 2018

Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to five-year capital plans for the state university of New York and the city university of New York

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 22-c of the state finance law is amended by adding  
2 a new subdivision 7 to read as follows:

3 7. For the fiscal year beginning on April first, two thousand nineteen  
4 and every fifth fiscal year thereafter, the governor shall submit to the  
5 legislature as part of the annual executive budget, five-year capital  
6 plans for the state university of New York state-operated campuses and  
7 city university of New York senior colleges. Such plans shall provide  
8 for the annual appropriation of capital funds to cover one hundred  
9 percent of the annual critical maintenance needs identified by each  
10 university system, and may include funds for new infrastructure or other  
11 major capital initiatives, provided that such funding for new infras-  
12 tructure or other major capital initiatives shall not count towards  
13 meeting the overall critical maintenance requirement. In the event that  
14 such plan is unable to fund one hundred percent of the critical mainte-  
15 nance needs due to the limitation imposed by article five-B of this  
16 chapter, the director of the budget shall develop five-year capital  
17 plans whereby the implementation of each capital plan would annually  
18 reduce the overall facility condition index (FCI) for each university  
19 system. For the purposes of this subdivision, "facility condition index"  
20 shall mean an industry benchmark that measures the ratio of deferred  
21 maintenance dollars to replacement dollars for the purposes of analyzing  
22 the effect of investing in facility improvements. The apportionment of  
23 capital appropriations to each state-operated campus or senior college  
24 shall be based on a methodology to be developed by the director of the  
25 budget, in consultation with the state university of New York and city  
26 university of New York.

27 § 2. This act shall take effect immediately.

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

LBD03121-02-8