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 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT intentionally omitted (Part A); intentionally omitted (Part B); intentionally omitted (Part C); intentionally omitted (Part D); to amend the civil service law, in relation to protection of the personal privacy of public employees (Part E); to amend the civil service law, in relation to the expiration of public arbitration panels (Part F); intentionally omitted (Part G); intentionally omitted (Part H); intentionally omitted (Part I); to amend the real property tax law, in relation to a class one reassessment exemption in a special assessing unit that is not a city (Part J); to provide for the administration of certain funds and accounts related to the 2019-20 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to payments, transfers and deposits; to amend the New York state urban development corporation act, in relation to the issuance of certain bonds or notes; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of certain bonds or notes; to amend part D of chapter 389 of the laws of 1997, relating to the establishment of the dedicated highway and bridge trust fund, in relation to the issuance of certain bonds or notes; to amend the public authorities law, in relation to the issuance of certain bonds or notes; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of certain bonds or notes; to amend part X of chapter 59 of the laws of 2004, authorizing the New York state urban development corporation and the dormitory authority of the state of New York to issue bonds or notes, in relation to the issuance of such bonds or notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related

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

LBD12570-04-9
to the 2002-2003 budget, in relation to the issuance of certain bonds or notes; to amend part U of chapter 57 of the laws of 2005 relating to the composition and responsibilities of the New York state higher education capital matching grant board, in relation to the issuance of certain bonds and notes; to amend the education law, in relation to increasing the limit of certain funding by the dormitory authority for financing of capital facilities for state-supported schools for blind and deaf students; to amend chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, in relation to the issuance of certain bonds or notes; to amend chapter 359 of the laws of 1968, constituting the facilities development corporation act, in relation to the mental hygiene facilities improvement fund income account; and to amend the state finance law, in relation to mental health services fund; and providing for the repeal of certain provisions upon expiration thereof (Part K); to amend chapter 22 of the laws of 2014, relating to expanding opportunities for service-disabled veteran-owned business enterprises, in relation to extending the provisions thereof (Part L); intentionally omitted (Part M); intentionally omitted (Part N); to amend chapter 887 of the laws of 1983, amending the correction law relating to the psychological testing of candidates, in relation to the effectiveness thereof; to amend chapter 428 of the laws of 1999, amending the executive law and the criminal procedure law relating to expanding the geographic area of employment of certain police officers, in relation to extending the expiration of such chapter; to amend chapter 886 of the laws of 1972, amending the correction law and the penal law relating to prisoner furloughs in certain cases and the crime of absconding therefrom, in relation to the effectiveness thereof; to amend chapter 261 of the laws of 1987, amending chapters 50, 53 and 54 of the laws of 1987, the correction law, the penal law and other chapters and laws relating to correctional facilities, in relation to the effectiveness thereof; to amend chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 339 of the laws of 1972, amending the correction law and the penal law relating to inmate work release, furlough and leave, in relation to the effectiveness thereof; to amend chapter 60 of the laws of 1994 relating to certain provisions which impact upon expenditure of certain appropriations made by chapter 50 of the laws of 1994 enacting the state operations budget, in relation to the effectiveness thereof; to amend chapter 3 of the laws of 1995, amending the correction law and other laws relating to the incarceration fee, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 62 of the laws of 2011, amending the correction law and the executive law relating to merging the department of correctional services and division of parole into the department of corrections and community supervision, in relation to the effectiveness thereof; to amend chapter 907 of the laws of 1984, amending the correction law, the New York city criminal court act and the executive law relating to prison and jail housing and alternatives to detention and incarceration programs, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 166 of the laws of 1991, amending the tax law and other laws relating to taxes, in relation to extending the expiration of certain provisions of such chapter; to amend the vehicle and traffic law, in relation to extending the expiration of the mandatory surcharge and victim assist-
ance fee; to amend chapter 713 of the laws of 1988, amending the vehicle and traffic law relating to the ignition interlock device program, in relation to extending the expiration thereof; to amend chapter 435 of the laws of 1997, amending the military law and other laws relating to various provisions, in relation to extending the expiration date of the merit provisions of the correction law and the penal law of such chapter; to amend chapter 412 of the laws of 1999, amending the civil practice law and rules and the court of claims act relating to prisoner litigation reform, in relation to extending the expiration of the inmate filing fee provisions of the civil practice law and rules and general filing fee provision and inmate property claims exhaustion requirement of the court of claims act of such chapter; to amend chapter 222 of the laws of 1994 constituting the family protection and domestic violence intervention act of 1994, in relation to extending the expiration of certain provisions of the criminal procedure law requiring the arrest of certain persons engaged in family violence; to amend chapter 505 of the laws of 1985, amending the criminal procedure law relating to the use of closed-circuit television and other protective measures for certain child witnesses, in relation to extending the expiration of the provisions thereof; to amend chapter 3 of the laws of 1995, enacting the sentencing reform act of 1995, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 554 of the laws of 1986, amending the correction law and the penal law relating to providing for community treatment facilities and establishing the crime of absconding from the community treatment facility, in relation to the effectiveness thereof; and to amend chapter 55 of the laws of 2009, amending the criminal procedure law relating to pre-criminal proceeding settlements in the city of New York, in relation to the effectiveness thereof.  Part O; intentionally omitted (Part P); intentionally omitted (Part Q); intentionally omitted (Part R); intentionally omitted (Part S); intentionally omitted (Part T); intentionally omitted (Part U); intentionally omitted (Part V); intentionally omitted (Part W); intentionally omitted (Part X); intentionally omitted (Part Y); intentionally omitted (Part Z); intentionally omitted (Part AA); intentionally omitted (Part BB); intentionally omitted (Part CC); to amend section 14 of part J of chapter 62 of the laws of 2003, amending the county law and other laws relating to fees collected, in relation to certain fees collected by the office of court administration (Part DD); intentionally omitted (Part EE); intentionally omitted (Part FF); to amend the state finance law, in relation to authorizing use of centralized services by public authorities and public benefit corporations to acquire energy products
as centralized services from the office of general services; to amend chapter 410 of the laws of 2009, amending the state finance law relating to authorizing the aggregate purchases of energy for state agencies, institutions, local governments, public authorities and public benefit corporations, in relation to the effectiveness thereof; and to amend part C of chapter 97 of the laws of 2011, amending the state finance law and other laws relating to providing certain centralized service to political subdivisions and extending the authority of the commissioner of general services to aggregate purchases of energy for state agencies and political subdivisions, in relation to the effectiveness thereof (Part GG); to amend the public buildings law, in relation to increasing the maximum contract amount during construction emergencies; and to amend chapter 674 of the laws of 1993, amending the public buildings law relating to value limitations on contracts, in relation to extending the effectiveness of such provisions (Part HH); intentionally omitted (Part II); intentionally omitted (Part JJ); intentionally omitted (Part KK); intentionally omitted (Part LL); intentionally omitted (Part MM); intentionally omitted (Part NN); intentionally omitted (Part OO); intentionally omitted (Part PP); intentionally omitted (Part QQ); intentionally omitted (Part RR); to amend the civil practice law and rules, in relation to authorization to the Suffolk county clerk to charge a block fee (Part SS); intentionally omitted (Part TT); intentionally omitted (Part UU); to amend the public service law, in relation to creating the state office of the utility consumer advocate (Part VV); to amend the public service law, in relation to utility intervenor reimbursement; and to amend the state finance law, in relation to establishing the utility intervenor account (Part WW); to amend the election law, in relation to authorizing computer generated registration lists; in relation to the list of supplies to be delivered to poll sites (Part XX); to amend chapter 507 of the laws of 2009, amending the real property actions and proceedings law and other laws relating to home mortgage loans, in relation to making provisions permanent relating to notice of foreclosure and mandatory settlement conferences in residential foreclosure actions (Part YY); to amend the state finance law and the education law, in relation to authorizing the state comptroller to oversee certain contracts; and providing for the repeal of certain provisions upon expiration thereof (Part ZZ); to repeal sections 249.101 and 249.111 of the Westchester county administrative code, relating to the lease or sale of real property for park purposes (Part AAA); to amend chapter 141 of the laws of 1994, amending the legislative law and the state finance law relating to the operation and administration of the legislature, in relation to extending such provisions (Part BBB); and to amend the state finance law, in relation to the cost effectiveness of consultant contracts by state agencies (Part CCC)

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

1 Section 1. This act enacts into law major components of legislation which are necessary to implement the state fiscal plan for the 2019-2020 state fiscal year. Each component is wholly contained within a Part identified as Parts A through CCC. The effective date for each particular provision contained within such Part is set forth in the last section of such Part. Any provision in any section contained within a
Part, including the effective date of the Part, which makes a reference to a section "of this act", when used in connection with that particular component, shall be deemed to mean and refer to the corresponding section of the Part in which it is found. Section three of this act sets forth the general effective date of this act.

PART A

Intentionally Omitted

PART B

Intentionally Omitted

PART C

Intentionally Omitted

PART D

Intentionally Omitted

PART E

Section 1. Paragraphs (f) and (g) of subdivision 1 of section 209-a of the civil service law, as amended by chapter 244 of the laws of 2007, are amended to read as follows:

(f) to utilize any state funds appropriated for any purpose to train managers, supervisors or other administrative personnel regarding methods to discourage union organization or to discourage an employee from participating in a union organizing drive; (g) to fail to permit or refuse to afford a public employee the right, upon the employee's demand, to representation by a representative of the employee organization, or the designee of such organization, which has been certified or recognized under this article when at the time of questioning by the employer of such employee it reasonably appears that he or she may be the subject of a potential disciplinary action. If representation is requested, and the employee is a potential target of disciplinary action at the time of questioning, a reasonable period of time shall be afforded to the employee to obtain such representation. It shall be an affirmative defense to any improper practice charge under paragraph (g) of this subdivision that the employee has the right, pursuant to statute, interest arbitration award, collectively negotiated agreement, policy or practice, to present to a hearing officer or arbitrator evidence of the employer's failure to provide representation and to obtain exclusion of the resulting evidence upon demonstration of such failure. Nothing in this section shall grant an employee any right to representation by the representative of an employee organization in any criminal investigation; or (h) to disclose home addresses, personal telephone numbers, personal cell phone numbers, personal e-mail addresses of a public employee, as the term "public employee" is defined in subdivision seven of section two hundred one of this article, except (i) where required pursuant to the provisions of this article, and (ii) to the extent compelled to do so by lawful service of process, subpoena, court order, or as otherwise required by law. This paragraph shall not
prohibit other provisions of law regarding work-related, publicly avail-
able information such as title, salary, and dates of employment.

§ 2. Subdivision 1 of section 208 of the civil service law is amended
by adding a new paragraph (d) to read as follows:

(d) Unless otherwise specified by a collective bargaining agreement,
upon the request of the employee organization, not more than quarterly,
the employer shall provide the employee organization the name, address,
job title, employing agency or department or other operating unit and
work location of all employees of a bargaining unit.

§ 3. This act shall take effect immediately.

PART F

Section 1. Paragraph (d) of subdivision 4 of section 209 of the civil
service law, as amended by section 1 of part L of chapter 57 of the laws
of 2016, is amended to read as follows:

(d) The provisions of this subdivision shall expire July first, two
thousand [nineteen] twenty-four.

§ 2. Paragraph (f) of subdivision 6 of section 209 of the civil
service law, as amended by section 2 of part L of chapter 57 of the laws
of 2016, is amended to read as follows:

(f) The provisions of this subdivision shall expire July first, two
thousand [nineteen] twenty-four.

§ 3. This act shall take effect immediately.

PART G

Intentionally Omitted

PART H

Intentionally Omitted

PART I

Intentionally Omitted

PART J

Section 1. The real property tax law is amended by adding a new
section 485-u to read as follows:

§ 485-u. Class one reassessment exemption. 1. Applicability. A special
assessing unit that is not a city may, by local law, opt to provide a
class one reassessment exemption as provided in this section. Such
exemption shall apply in the same manner and to the same extent to coun-
ty, town, special district and school district taxes levied on the
assessment roll prepared by such special assessing unit.

2. Eligibility. The assessor shall, for the two thousand twenty--two
thousand twenty--one assessment roll and for the subsequent four years,
apply an exemption as provided in this section to each property classi-
fied in class one pursuant to article eighteen of this chapter.

3. Exemption calculation. (a) (i) The assessor shall calculate the
exemption as a percentage of the exemption base. The exemption base
shall be the amount by which the assessment of a property on the two
thousand twenty--two-thousand twenty--one tentative assessment roll
issued on or about January 2, 2019 exceeds the equalized assessment on
the two thousand nineteen--two thousand twenty final assessment roll.

The assessor shall determine the equalized assessment on the two thousand nineteen--two thousand twenty final assessment roll by multiplying a property's effective full value on the two thousand nineteen--two thousand twenty final assessment roll by the class one level of assessment on the two thousand twenty--two thousand twenty-one final assessment roll. The assessor shall determine a property's effective full value on the two thousand nineteen--two thousand twenty final assessment roll by dividing the assessment on the two thousand nineteen--two thousand twenty final assessment roll by the class one level of assessment on the two thousand nineteen--two thousand twenty final assessment roll.

Such exemption base shall not include assessment increases due to a physical improvement or a removal or reduction of an exemption on property.

(ii) Any increase in the assessment of a property due to an increase in a property's full value or physical changes subsequent to the two thousand twenty--two thousand twenty-one final assessment roll shall not be eligible for the exemption. If any portion of a property is fully or partially removed from the assessment roll subsequent to the two thousand twenty--two thousand twenty-one final assessment roll by reason of fire, demolition, destruction or new exemption, the assessor shall reduce the exemption for any remaining portion in the same proportion the assessment is reduced for such fire, demolition, destruction or new exemption.

(b) The exemption shall be eighty per centum of the exemption base on the two thousand twenty--two thousand twenty-one final assessment roll, sixty per centum of the exemption base on the two thousand twenty--two thousand twenty-one final assessment roll, forty per centum of the exemption base on the two thousand twenty-two--two thousand twenty-three final assessment roll, twenty per centum of the exemption base on the two thousand twenty-three--two thousand twenty-four final assessment roll and zero per centum of the exemption base on the two thousand twenty-four--two thousand twenty-five final assessment roll.

4. Entering of exemption on assessment roll. The assessor shall enter in a separate column on the assessment roll the value of any exemption provided by this section.

§ 2. Severability. If any provision of this act or any application thereof to any person or circumstances is held invalid, the remainder of this act and the application of the provision to other persons and circumstances shall not be affected thereby.

§ 3. This act shall take effect immediately.

PART K

Section 1. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the following funds and/or accounts:

1. DOL-Child performer protection account (20401).
2. Proprietary vocational school supervision account (20452).
3. Local government records management account (20501).
4. Child health plus program account (20810).
5. EPIC premium account (20818).
7. VLT - Sound basic education fund (20904).
8. Sewage treatment program management and administration fund (21000).
9. Hazardous bulk storage account (21061).
10. Federal grants indirect cost recovery account (21065).
11. Low level radioactive waste account (21066).
12. Recreation account (21067).
13. Public safety recovery account (21077).
14. Environmental regulatory account (21081).
15. Natural resource account (21082).
16. Mined land reclamation program account (21084).
17. Great lakes restoration initiative account (21087).
18. Environmental protection and oil spill compensation fund (21200).
19. Public transportation systems account (21401).
20. Metropolitan mass transportation (21402).
21. Operating permit program account (21451).
22. Mobile source account (21452).
23. Statewide planning and research cooperative system account (21902).
25. Mental hygiene program fund account (21907).
26. Mental hygiene patient income account (21909).
27. Financial control board account (21911).
28. Regulation of racing account (21912).
29. New York Metropolitan Transportation Council account (21913).
30. State university dormitory income reimbursable account (21937).
31. Criminal justice improvement account (21945).
32. Environmental laboratory reference fee account (21959).
33. Training, management and evaluation account (21961).
34. Clinical laboratory reference system assessment account (21962).
35. Indirect cost recovery account (21978).
36. High school equivalency program account (21979).
37. Multi-agency training account (21989).
38. Interstate reciprocity for post-secondary distance education account (23800).
39. Bell jar collection account (22003).
40. Industry and utility service account (22004).
41. Real property disposition account (22006).
42. Parking account (22007).
43. Courts special grants (22008).
44. Asbestos safety training program account (22009).
45. Camp Smith billeting account (22017).
46. Batavia school for the blind account (22032).
47. Investment services account (22034).
48. Surplus property account (22036).
49. Financial oversight account (22039).
50. Regulation of Indian gaming account (22046).
51. Rome school for the deaf account (22053).
52. Seized assets account (22054).
53. Administrative adjudication account (22055).
54. Federal salary sharing account (22056).
55. New York City assessment account (22062).
56. Cultural education account (22063).
57. Local services account (22078).
58. DHCR mortgage servicing account (22085).
59. Housing indirect cost recovery account (22090).
60. DHCR-HCA application fee account (22100).
A. 2005--B

1. Low income housing monitoring account (22130).
2. Corporation administration account (22135).
3. Montrose veteran's home account (22144).
4. Deferred compensation administration account (22151).
5. Rent revenue other New York City account (22156).
6. Rent revenue account (22158).
7. Tax revenue arrearage account (22168).
9. Lake George park trust fund account (22751).
10. State police motor vehicle law enforcement account (22802).
11. Highway safety program account (23001).
12. DOH drinking water program account (23102).
13. NYCCC operating offset account (23151).
15. Commercial gaming regulation account (23702).
16. Highway use tax administration account (23801).
17. Fantasy sports administration account (24951).
18. Highway and bridge capital account (30051).
19. Aviation purpose account (30053).
20. State university residence hall rehabilitation fund (30100).
21. State parks infrastructure account (30351).
22. Clean water/clean air implementation fund (30500).
24. Youth facilities improvement account (31701).
25. Housing assistance fund (31800).
26. Housing program fund (31850).
27. Highway facility purpose account (31951).
28. Information technology capital financing account (32215).
29. New York racing account (32213).
30. Capital miscellaneous gifts account (32214).
31. New York environmental protection and spill remediation account (32219).
32. Mental hygiene facilities capital improvement fund (32300).
33. Correctional facilities capital improvement fund (32350).
34. New York State Storm Recovery Capital Fund (33000).
35. OGS convention center account (50318).
36. Empire Plaza Gift Shop (50327).
37. Centralized services fund (55000).
38. Archives records management account (55052).
39. Federal single audit account (55053).
40. Civil service EHS occupational health program account (55056).
41. Banking services account (55057).
42. Cultural resources survey account (55058).
43. Neighborhood work project account (55059).
44. Automation & printing chargeback account (55060).
45. OFT NYT account (55061).
46. Data center account (55062).
47. Intrusion detection account (55066).
48. Domestic violence grant account (55067).
49. Centralized technology services account (55069).
50. Labor contact center account (55071).
51. Human services contact center account (55072).
52. Tax contact center account (55073).
53. Executive direction internal audit account (55251).
54. CIO Information technology centralized services account (55252).
55. Health insurance internal service account (55300).
Civil service employee benefits division administrative account (55301).
Correctional industries revolving fund (55350).
Employees health insurance account (60201).
Medicaid management information system escrow fund (60900).
Department of law civil recoveries account (55074).
Utility environmental regulatory account (21064).
New York state secure choice administrative account (23806).
New York state medical indemnity fund account (_____).
New York state cannabis revenue fund (_____).

§ 1-a. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to any account within the following federal funds, provided the comptroller has made a determination that sufficient federal grant award authority is available to reimburse such loans:
1. Federal USDA-food and nutrition services fund (25000).
2. Federal health and human services fund (25100).
4. Federal block grant fund (25250).
5. Federal miscellaneous operating grants fund (25300).
6. Federal unemployment insurance administration fund (25900).
7. Federal unemployment insurance occupational training fund (25950).

§ 1-b. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to any fund within the special revenue, capital projects, proprietary or fiduciary funds for the purpose of payment of any fringe benefit or indirect cost liabilities or obligations incurred.

§ 2. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, on or before March 31, 2020, up to the unencumbered balance or the following amounts:

Economic Development and Public Authorities:
1. $175,000 from the miscellaneous special revenue fund, underground facilities safety training account (22172), to the general fund.
2. An amount up to the unencumbered balance from the miscellaneous special revenue fund, business and licensing services account (21977), to the general fund.
3. $14,810,000 from the miscellaneous special revenue fund, code enforcement account (21904), to the general fund.
4. $3,000,000 from the general fund to the miscellaneous special revenue fund, tax revenue arrearage account (22168).

Education:
1. $2,679,000,000 from the general fund to the state lottery fund, education account (20901), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law that are in excess of the amounts deposited in such fund for such purposes pursuant to section 1612 of the tax law.
2. $987,200,000 from the general fund to the state lottery fund, VLT education account (20904), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of
the state finance law that are in excess of the amounts deposited in such fund for purposes pursuant to section 1612 of the tax law.

3. $154,400,000 from the general fund to the New York state commercial gaming fund, commercial gaming revenue account (23701), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 97-nnnn of the state finance law that are in excess of the amounts deposited in such fund for purposes pursuant to section 1352 of the racing, pari-mutuel wagering and breeding law.

4. $18,000,000 from the interactive fantasy sports fund, fantasy sports education account (24950), to the state lottery fund, education account (20901), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law.

5. $36,211,000 from the charitable gifts trust fund, elementary and secondary education account (24901), to the general fund, for payment of general support for public schools pursuant to section 3609-a of the education law.

6. Moneys from the state lottery fund (20900) up to an amount deposited in such fund pursuant to section 1612 of the tax law in excess of the current year appropriation for supplemental aid to education pursuant to section 92-c of the state finance law.

7. $300,000 from the New York state local government records improvement fund, local government records management account (20501), to the New York state archives partnership trust fund, archives partnership trust maintenance account (20351).

8. $900,000 from the general fund to the miscellaneous special revenue fund, Batavia school for the blind account (22032).

9. $900,000 from the general fund to the miscellaneous special revenue fund, Rome school for the deaf account (22053).

10. $343,400,000 from the state university dormitory income fund (40350) to the miscellaneous special revenue fund, state university dormitory income reimbursable account (21937).

11. $8,318,000 from the general fund to the state university income fund, state university income offset account (22654), for the state's share of repayment of the STIP loan.

12. Intentionally omitted.

13. $7,200,000 from the miscellaneous special revenue fund, office of the professions account (22051), to the miscellaneous capital projects fund, office of the professions electronic licensing account (32200).

14. $24,000,000 from any of the state education department's special revenue and internal service funds to the miscellaneous special revenue fund, indirect cost recovery account (21978) or to the federal miscellaneous operating grants fund, federal indirect cost recovery account.

15. $6,600,000 from any of the state education department's special revenue or internal service funds to the capital projects fund (30000).

Environmental Affairs:

1. $16,000,000 from any of the department of environmental conservation's special revenue federal funds to the environmental conservation special revenue fund, federal indirect recovery account (21065).

2. $5,000,000 from any of the department of environmental conservation's special revenue federal funds to the conservation fund (21150) or Marine Resources Account (21151) as necessary to avoid diversion of conservation funds.

3. $3,000,000 from any of the office of parks, recreation and historic preservation capital projects federal funds and special revenue federal
funds to the miscellaneous special revenue fund, federal grant indirect cost recovery account (22188).

4. $1,000,000 from any of the office of parks, recreation and historic preservation special revenue federal funds to the miscellaneous capital projects fund, I love NY water account (32212).

5. $28,000,000 from the general fund to the environmental protection fund, environmental protection fund transfer account (30451).

6. $1,800,000 from the general fund to the hazardous waste remedial fund, hazardous waste oversight and assistance account (31505).

7. An amount up to or equal to the cash balance within the special revenue-other waste management & cleanup account (21053) to the capital projects fund (30000) for services and capital expenses related to the management and cleanup program as put forth in section 27-1915 of the environmental conservation law.

8. $1,800,000 from the miscellaneous special revenue fund, public service account (22011) to the miscellaneous special revenue fund, utility environmental regulatory account (21064).

9. Intentionally omitted.

10. Intentionally omitted.

Family Assistance:

1. $7,000,000 from any of the office of children and family services, office of temporary and disability assistance, or department of health special revenue federal funds and the general fund, in accordance with agreements with social services districts, to the miscellaneous special revenue fund, office of human resources development state match account (21967).

2. $4,000,000 from any of the office of children and family services or office of temporary and disability assistance special revenue federal funds to the miscellaneous special revenue fund, family preservation and support services and family violence services account (22082).

3. $18,670,000 from any of the office of children and family services, office of temporary and disability assistance, or department of health special revenue federal funds and any other miscellaneous revenues generated from the operation of office of children and family services programs to the general fund.

4. $125,000,000 from any of the office of temporary and disability assistance or department of health special revenue funds to the general fund.

5. $2,500,000 from any of the office of temporary and disability assistance special revenue funds to the miscellaneous special revenue fund, office of temporary and disability assistance program account (21980).

6. $24,000,000 from any of the office of children and family services, office of temporary and disability assistance, department of labor, and department of health special revenue federal funds to the office of children and family services miscellaneous special revenue fund, multi-agency training contract account (21989).

7. $205,000,000 from the miscellaneous special revenue fund, youth facility per diem account (22186), to the general fund.

8. $621,850 from the general fund to the combined gifts, grants, and bequests fund, WB Hoyt Memorial account (20128).

9. $5,000,000 from the miscellaneous special revenue fund, state central registry (22028), to the general fund.

General Government:

1. $1,566,000 from the miscellaneous special revenue fund, examination and miscellaneous revenue account (22065) to the general fund.
2. $8,083,000 from the general fund to the health insurance revolving fund (55300).

3. $292,400,000 from the health insurance reserve receipts fund (60550) to the general fund.

4. $150,000 from the general fund to the not-for-profit revolving loan fund (20650).

5. $150,000 from the not-for-profit revolving loan fund (20650) to the general fund.

6. $3,000,000 from the miscellaneous special revenue fund, surplus property account (22036), to the general fund.

7. $19,000,000 from the miscellaneous special revenue fund, revenue arrearage account (22024), to the general fund.

8. $1,826,000 from the miscellaneous special revenue fund, revenue arrearage account (22024), to the miscellaneous special revenue fund, authority budget office account (22138).

9. $1,000,000 from the miscellaneous special revenue fund, parking services account (22007), to the general fund, for the purpose of reimbursing the costs of debt service related to state parking facilities.

10. $9,632,000 from the general fund to the centralized services fund, COPS account (55013).

11. $13,854,000 from the general fund to the agencies internal service fund, central technology services account (55069), for the purpose of enterprise technology projects.

12. $10,000,000 from the general fund to the agencies internal service fund, state data center account (55062).

13. $20,000,000 from the miscellaneous special revenue fund, workers' compensation account (21995), to the miscellaneous capital projects fund, workers' compensation board IT business process design fund, (32218).

14. $12,000,000 from the miscellaneous special revenue fund, parking services account (22007), to the centralized services, building support services account (55018).

15. $30,000,000 from the general fund to the internal service fund, business services center account (55022).

16. $8,000,000 from the general fund to the internal service fund, building support services account (55018).

17. $1,500,000 from the combined expendable trust, special events account (20120), to the general fund.

Health:

1. A transfer from the general fund to the combined gifts, grants and bequests fund, breast cancer research and education account (20155), up to an amount equal to the monies collected and deposited into that account in the previous fiscal year.

2. A transfer from the general fund to the combined gifts, grants and bequests fund, prostate cancer research, detection, and education account (20183), up to an amount equal to the moneys collected and deposited into that account in the previous fiscal year.

3. A transfer from the general fund to the combined gifts, grants and bequests fund, Alzheimer's disease research and assistance account (20143), up to an amount equal to the moneys collected and deposited into that account in the previous fiscal year.

4. $33,134,000 from the HCRA resources fund (20800) to the miscellaneous special revenue fund, empire state stem cell trust fund account (22161).
5. $6,000,000 from the miscellaneous special revenue fund, certificate of need account (21920), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).
6. $2,000,000 from the miscellaneous special revenue fund, vital health records account (22103), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).
7. $2,000,000 from the miscellaneous special revenue fund, professional medical conduct account (22088), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).
8. $91,304,000 from the HCRA resources fund (20800) to the capital projects fund (30000).
9. $6,550,000 from the general fund to the medical marihuana trust fund, health operation and oversight account (23755).
10. $1,086,000 from the miscellaneous special revenue fund, certificate of need account (21920), to the general fund.
11. $59,000,000 from the charitable gifts trust fund, health charitable account (24900), to the general fund, for payment of general support for primary, preventive, and inpatient health care, dental and vision care, hunger prevention and nutritional assistance, and other services for New York state residents with the overall goal of ensuring that New York state residents have access to quality health care and other related services.

Labor:
1. $500,000 from the miscellaneous special revenue fund, DOL fee and penalty account (21923), to the child performer's protection fund, child performer protection account (20401).
2. $11,700,000 from the unemployment insurance interest and penalty fund, unemployment insurance special interest and penalty account (23601), to the general fund.
3. $5,000,000 from the miscellaneous special revenue fund, workers' compensation account (21995), to the training and education program occupation safety and health fund, OSHA-training and education account (21251) and occupational health inspection account (21252).

Mental Hygiene:
1. $10,000,000 from the general fund, to the miscellaneous special revenue fund, federal salary sharing account (22056).
2. $3,800,000 from the general fund, to the agencies internal service fund, civil service EHS occupational health program account (55056).

Public Protection:
1. $1,350,000 from the miscellaneous special revenue fund, emergency management account (21944), to the general fund.
2. $2,087,000 from the general fund to the miscellaneous special revenue fund, recruitment incentive account (22171).
3. $20,773,000 from the general fund to the correctional industries revolving fund, correctional industries internal service account (55350).
4. $60,000,000 from any of the division of homeland security and emergency services special revenue federal funds to the general fund.
5. $9,500,000 from the miscellaneous special revenue fund, criminal justice improvement account (21945), to the general fund.
6. $115,420,000 from the state police motor vehicle law enforcement and motor vehicle theft and insurance fraud prevention fund, state police motor vehicle enforcement account (22802), to the general fund for state operation expenses of the division of state police.
7. $119,500,000 from the general fund to the correctional facilities capital improvement fund (32350).
8. $5,000,000 from the general fund to the dedicated highway and bridge trust fund (30050) for the purpose of work zone safety activities provided by the division of state police for the department of transportation.

9. $10,000,000 from the miscellaneous special revenue fund, statewide public safety communications account (22123), to the capital projects fund (30000).

10. Intentionally omitted.

11. $1,000,000 from the general fund to the agencies internal service fund, neighborhood work project account (55059).

12. $7,980,000 from the miscellaneous special revenue fund, fingerprint identification & technology account (21950), to the general fund.

13. $1,400,000 from the state police motor vehicle law enforcement and motor vehicle theft and insurance fraud prevention fund, motor vehicle theft and insurance fraud account (22801), to the general fund.

14. $150,000 from the medical marihuana trust fund, law enforcement account (23753), to the general fund.

15. $60,000,000 from the miscellaneous special revenue fund, statewide public safety communications account (22123), to the general fund.

15-a. $20,000,000 from the miscellaneous special revenue fund, criminal justice improvement account (21945), to the general fund.

16. Intentionally omitted.

Transportation:

1. $17,672,000 from the federal miscellaneous operating grants fund to the miscellaneous special revenue fund, New York Metropolitan Transportation Council account (21913).

2. $20,147,000 from the federal capital projects fund to the miscellaneous special revenue fund, New York Metropolitan Transportation Council account (21913).

3. $15,181,992 from the general fund to the mass transportation operating assistance fund, public transportation systems operating assistance account (21401), of which $12,000,000 constitutes the base need for operations.

4. $727,500,000 from the general fund to the dedicated highway and bridge trust fund (30050).

5. $244,250,000 from the general fund to the MTA financial assistance fund, mobility tax trust account (23651).

6. $5,000,000 from the miscellaneous special revenue fund, transportation regulation account (22067) to the dedicated highway and bridge trust fund (30050), for disbursements made from such fund for motor carrier safety that are in excess of the amounts deposited in the dedicated highway and bridge trust fund (30050) for such purpose pursuant to section 94 of the transportation law.

7. $3,000,000 from the miscellaneous special revenue fund, traffic adjudication account (22055), to the general fund.

8. $17,421,000 from the mass transportation operating assistance fund, metropolitan mass transportation operating assistance account (21402), to the capital projects fund (30000).

9. $5,000,000 from the miscellaneous special revenue fund, transportation regulation account (22067) to the general fund, for disbursements made from such fund for motor carrier safety that are in excess of the amounts deposited in the general fund for such purpose pursuant to section 94 of the transportation law.

Miscellaneous:

1. $250,000,000 from the general fund to any funds or accounts for the purpose of reimbursing certain outstanding accounts receivable balances.
A. 2005--B

1. $500,000,000 from the general fund to the debt reduction reserve fund (40000).

2. $450,000,000 from the New York state storm recovery capital fund (33000) to the revenue bond tax fund (40152).

3. $18,550,000 from the general fund, community projects account GG (10256), to the general fund, state purposes account (10050).

4. $100,000,000 from any special revenue federal fund to the general fund, state purposes account (10050).

§ 3. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, on or before March 31, 2020:

1. Upon request of the commissioner of environmental conservation, up to $12,659,400 from revenues credited to any of the department of environmental conservation special revenue funds, including $4,000,000 from the environmental protection and oil spill compensation fund (21200), and $1,831,600 from the conservation fund (21150), to the environmental conservation special revenue fund, indirect charges account (21060).

2. Upon request of the commissioner of agriculture and markets, up to $3,000,000 from any special revenue fund or enterprise fund within the department of agriculture and markets to the general fund, to pay appropriate administrative expenses.

3. Upon request of the commissioner of agriculture and markets, up to $2,000,000 from the state exposition special fund, state fair receipts account (50051) to the miscellaneous capital projects fund, state fair capital improvement account (32208).

4. Upon request of the commissioner of the division of housing and community renewal, up to $6,221,000 from revenues credited to any division of housing and community renewal federal or miscellaneous special revenue fund to the miscellaneous special revenue fund, housing indirect cost recovery account (22090).

5. Upon request of the commissioner of the division of housing and community renewal, up to $5,500,000 may be transferred from any miscellaneous special revenue fund account, to any miscellaneous special revenue fund.

6. Upon request of the commissioner of health up to $8,500,000 from revenues credited to any of the department of health's special revenue funds, to the miscellaneous special revenue fund, administration account (21982).

§ 4. On or before March 31, 2020, the comptroller is hereby authorized and directed to deposit earnings that would otherwise accrue to the general fund that are attributable to the operation of section 98-a of the state finance law, to the agencies internal service fund, banking services account (55057), for the purpose of meeting direct payments from such account.

§ 5. Notwithstanding any law to the contrary, upon the direction of the director of the budget and upon requisition by the state university of New York, the dormitory authority of the state of New York is directed to transfer, up to $22,000,000 in revenues generated from the sale of notes or bonds, the state university income fund general revenue account (22653) for reimbursement of bondable equipment for further transfer to the state's general fund.

§ 6. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget and upon consultation with the state university chancellor or his or her designee, on or before March 31, 2020, up to $16,000,000 from the state
A. 2005--B

university income fund general revenue account (22653) to the state

§ 7. Notwithstanding any law to the contrary, and in accordance with
general fund for debt service costs related to campus supported capital
section 4 of the state finance law, the comptroller is hereby authorized
project costs for the NY-SUNY 2020 challenge grant program at the
and directed to transfer, upon request of the director of the budget and
University at Buffalo.
upon consultation with the state university chancellor or his or her
designee, on or before March 31, 2020, up to $6,500,000 from the state
Notwithstanding any law to the contrary, and in accordance with
university income fund general revenue account (22653) to the state
general fund for debt service costs related to campus supported capital
Notwithstanding any law to the contrary, and in accordance with
project costs for the NY-SUNY 2020 challenge grant program at the
University at Albany.

§ 8. Notwithstanding any law to the contrary, the state university
 chancellor or his or her designee is authorized and directed to transfer
estimated tuition revenue balances from the state university collection
fund (61000) to the state university income fund, state university
general revenue offset account (22655) on or before March 31, 2020.
§ 9. Notwithstanding any law to the contrary, and in accordance with
section 4 of the state finance law, the comptroller is hereby authorized
and directed to transfer, upon request of the director of the budget, up
to $1,034,670,300 from the general fund to the state university income
fund, state university general revenue offset account (22655) during the
period of July 1, 2019 through June 30, 2020 to support operations at
the state university.
§ 10. Notwithstanding any law to the contrary, and in accordance with
section 4 of the state finance law, the comptroller is hereby authorized
and directed to transfer, upon request of the director of the budget, up
to $109,500,000 from the general fund to the state university income
fund, state university general revenue offset account (22655) during the
period of April 1, 2019 through June 30, 2019 to support operations at
the state university.
§ 11. Notwithstanding any law to the contrary, and in accordance with
section 4 of the state finance law, the comptroller is hereby authorized
and directed to transfer, upon request of the director of the budget, up
to $20,000,000 from the general fund to the state university income
fund, state university general revenue offset account (22655) during the
period of July 1, 2019 to June 30, 2020 to support operations at the
state university in accordance with the maintenance of effort pursuant
to clause (v) of subparagraph (4) of paragraph h of subdivision 2 of
section 355 of the education law.
§ 12. Notwithstanding any law to the contrary, and in accordance with
section 4 of the state finance law, the comptroller is hereby authorized
and directed to transfer, upon request of the state university chancel-
lor or his or her designee, up to $55,000,000 from the state university
income fund, state university hospitals income reimbursable account
(22656), for services and expenses of hospital operations and capital
expenditures at the state university hospitals; and the state university
income fund, Long Island veterans' home account (22652) to the state
university capital projects fund (32400) on or before June 30, 2020.
§ 13. Notwithstanding any law to the contrary, and in accordance with
section 4 of the state finance law, the comptroller, after consultation
with the state university chancellor or his or her designee, is hereby
authorized and directed to transfer moneys, in the first instance, from
the state university collection fund, Stony Brook hospital collection
account (61006), Brooklyn hospital collection account (61007), and Syra-
A. 2005--B
1 cuse hospital collection account (61008) to the state university income
2 fund, state university hospitals income reimbursable account (22656) in
3 the event insufficient funds are available in the state university
4 income fund, state university hospitals income reimbursable account
5 (22656) to permit the full transfer of moneys authorized for transfer,
6 to the general fund for payment of debt service related to the SUNY
7 hospitals. Notwithstanding any law to the contrary, the comptroller is
8 also hereby authorized and directed, after consultation with the state
9 university chancellor or his or her designee, to transfer moneys from
10 the state university income fund to the state university income fund,
11 state university hospitals income reimbursable account (22656) in the
12 event insufficient funds are available in the state university income
13 fund, state university hospitals income reimbursable account (22656) to
14 pay hospital operating costs or to permit the full transfer of moneys
15 authorized for transfer, to the general fund for payment of debt service
16 related to the SUNY hospitals on or before March 31, 2020.
17 § 14. Notwithstanding any law to the contrary, upon the direction of
18 the director of the budget and the chancellor of the state university of
19 New York or his or her designee, and in accordance with section 4 of the
20 state finance law, the comptroller is hereby authorized and directed to
21 transfer monies from the state university dormitory income fund (40350)
22 to the state university residence hall rehabilitation fund (30100), and
23 from the state university residence hall rehabilitation fund (30100) to
24 the state university dormitory income fund (40350), in an amount not to
25 exceed $80 million from each fund.
26 § 15. Notwithstanding any law to the contrary, and in accordance with
27 section 4 of the state finance law, the comptroller is hereby authorized
28 and directed to transfer monies, upon request of the director of the
29 budget, on or before March 31, 2020, from and to any of the following
30 accounts: the miscellaneous special revenue fund, patient income account
31 (21909), the miscellaneous special revenue fund, mental hygiene program
32 fund account (21907), the miscellaneous special revenue fund, federal
33 salary sharing account (22056), or the general fund in any combination,
34 the aggregate of which shall not exceed $350 million.
35 § 16. Notwithstanding any law to the contrary, and in accordance with
36 section 4 of the state finance law, the comptroller is hereby authorized
37 and directed to transfer, at the request of the director of the budget,
38 up to $650 million from the unencumbered balance of any special revenue
39 fund or account, agency fund or account, internal service fund or
40 account, enterprise fund or account, or any combination of such funds
41 and accounts, to the general fund. The amounts transferred pursuant to
42 this authorization shall be in addition to any other transfers expressly
43 authorized in the 2019-20 budget. Transfers from federal funds, debt
44 service funds, capital projects funds, the community projects fund, or
45 funds that would result in the loss of eligibility for federal benefits
46 or federal funds pursuant to federal law, rule, or regulation as assent-
47 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of
48 1951 are not permitted pursuant to this authorization.
49 § 17. Notwithstanding any law to the contrary, and in accordance with
50 section 4 of the state finance law, the comptroller is hereby authorized
51 and directed to transfer, at the request of the director of the budget,
52 up to $100 million from any non-general fund or account, or combination
53 of funds and accounts, to the miscellaneous special revenue fund, tech-
54 nology financing account (22207), the miscellaneous capital projects
55 fund, information technology capital financing account (32215), or the
56 centralized technology services account (55069), for the purpose of
consolidating technology procurement and services. The amounts transferred to the miscellaneous special revenue fund, technology financing account (22207) pursuant to this authorization shall be equal to or less than the amount of such monies intended to support information technology costs which are attributable, according to a plan, to such account made in pursuance to an appropriation by law. Transfers to the technology financing account shall be completed from amounts collected by non-general funds or accounts pursuant to a fund deposit schedule or permanent statute, and shall be transferred to the technology financing account pursuant to a schedule agreed upon by the affected agency commissioner. Transfers from funds that would result in the loss of eligibility for federal benefits or federal funds pursuant to federal law, rule, or regulation as assented to in chapter 683 of the laws of 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to this authorization.

§ 18. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, at the request of the director of the budget, up to $400 million from any non-general fund or account, or combination of funds and accounts, to the general fund for the purpose of consolidating technology procurement and services. The amounts transferred pursuant to this authorization shall be equal to or less than the amount of such monies intended to support information technology costs which are attributable, according to a plan, to such account made in pursuance to an appropriation by law. Transfers to the general fund shall be completed from amounts collected by non-general funds or accounts pursuant to a fund deposit schedule. Transfers from funds that would result in the loss of eligibility for federal benefits or federal funds pursuant to federal law, rule, or regulation as assented to in chapter 683 of the laws of 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to this authorization.

§ 19. Notwithstanding any provision of law to the contrary, as deemed feasible and advisable by its trustees, the power authority of the state of New York is authorized and directed to transfer to the state treasury to the credit of the general fund $36,800,000 for the state fiscal year commencing April 1, 2019, the proceeds of which will be utilized to support energy-related state activities.

§ 20. Intentionally omitted.

§ 20-a. 1. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to make a contribution of $913,000 to the state treasury to the credit of the general fund on or before March 31, 2020.

2. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to transfer to the energy research and development operating fund established pursuant to section 1859 of the public authorities law in the amount of $23,000,000 from proceeds collected by the authority from the auction or sale of carbon dioxide emission allowances allocated by the department of environmental conservation on or before March 31, 2020, which amount shall be utilized for energy efficiency and weatherization in environmental justice and low income communities through the New York state energy research and development authority Empower NY program and residential solar projects in environmental justice and low income communities through the New York state energy research and development authority Affordable Solar program.
§ 20-b. Notwithstanding any provision of law to the contrary, as deemed feasible and advisable by its trustees, the power authority of the state of New York is authorized and directed to transfer to the public utilities law project up to $600,000 for the services and expenses thereof for the purpose of delivering civil legal services to the poor.

§ 21. Subdivision 5 of section 97-rrr of the state finance law, as amended by section 22 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

5. Notwithstanding the provisions of section one hundred seventy-one-a of the tax law, as separately amended by chapters four hundred eighty-one and four hundred eighty-four of the laws of nineteen hundred eighty-one, and notwithstanding the provisions of chapter ninety-four of the laws of two thousand eleven, or any other provisions of law to the contrary, during the fiscal year beginning April first, two thousand [eighteen] nineteen, the state comptroller is hereby authorized and directed to deposit to the fund created pursuant to this section from amounts collected pursuant to article twenty-two of the tax law and pursuant to a schedule submitted by the director of the budget, up to $2,458,909,000, as may be certified in such schedule as necessary to meet the purposes of such fund for the fiscal year beginning April first, two thousand [eighteen] nineteen.

§ 22. Notwithstanding any law to the contrary, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, on or before March 31, 2020, the following amounts from the following special revenue accounts to the capital projects fund (30000), for the purposes of reimbursement to such fund for expenses related to the maintenance and preservation of state assets:

1. $43,000 from the miscellaneous special revenue fund, administrative program account (21982).
2. $1,478,000 from the miscellaneous special revenue fund, helen hayes hospital account (22140).
3. $366,000 from the miscellaneous special revenue fund, New York city veterans' home account (22141).
4. $513,000 from the miscellaneous special revenue fund, New York state home for veterans' and their dependents at oxford account (22142).
5. $159,000 from the miscellaneous special revenue fund, western New York veterans' home account (22143).
6. $323,000 from the miscellaneous special revenue fund, New York state for veterans in the lower-hudson valley account (22144).
7. $2,550,000 from the miscellaneous special revenue fund, patron services account (22163).
8. $830,000 from the miscellaneous special revenue fund, long island veterans' home account (22652).
9. $5,379,000 from the miscellaneous special revenue fund, state university general income reimbursable account (22653).
10. $112,556,000 from the miscellaneous special revenue fund, state university revenue offset account (22655).
11. $557,000 from the miscellaneous special revenue fund, state university of New York tuition reimbursement account (22659).
12. $41,930,000 from the miscellaneous special revenue fund, state university dormitory income fund, state university dormitory income fund (40350).
13. $1,000,000 from the miscellaneous special revenue fund, litigation settlement and civil recovery account (22117).

§ 22-a. Intentionally omitted.

§ 23. Intentionally omitted.
§ 24. Intentionally omitted.

§ 25. Intentionally omitted.

§ 26. Notwithstanding any other law, rule, or regulation to the contrary, the state comptroller is hereby authorized and directed to use any balance remaining in the mental health services fund debt service appropriation, after payment by the state comptroller of all obligations required pursuant to any lease, sublease, or other financing arrangement between the dormitory authority of the state of New York as successor to the New York state medical care facilities finance agency, and the facilities development corporation pursuant to chapter 83 of the laws of 1995 and the department of mental hygiene for the purpose of making payments to the dormitory authority of the state of New York for the amount of the earnings for the investment of monies deposited in the mental health services fund that such agency determines will or may have to be rebated to the federal government pursuant to the provisions of the internal revenue code of 1986, as amended, in order to enable such agency to maintain the exemption from federal income taxation on the interest paid to the holders of such agency’s mental services facilities improvement revenue bonds. Annually on or before each June 30th, such agency shall certify to the state comptroller its determination of the amounts received in the mental health services fund as a result of the investment of monies deposited therein that will or may have to be rebated to the federal government pursuant to the provisions of the internal revenue code of 1986, as amended.

§ 27. Subdivision 1 of section 47 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 31 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the office of information technology services, department of law, and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [five hundred forty million nine hundred fifty-four thousand six hundred sixty-two million] $662,654,000 excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 28. Subdivision 1 of section 16 of part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, as amended by section 32 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding the provisions of section 18 of section 1 of chapter 174
A. 2005--B                         22

1 of the laws of 1968, the New York state urban development corporation is
2 hereby authorized to issue bonds, notes and other obligations in an
3 aggregate principal amount not to exceed $8,082,899,000, and shall include all bonds, notes and
4 other obligations issued pursuant to chapter 56 of the laws of 1983, as
5 amended or supplemented. The proceeds of such bonds, notes or other
6 obligations shall be paid to the state, for deposit in the correctional
7 facilities capital improvement fund to pay for all or any portion of the
8 amount or amounts paid by the state from appropriations or reappropri-
9 nations made to the department of corrections and community supervision
10 from the correctional facilities capital improvement fund for capital
11 projects. The aggregate amount of bonds, notes or other obligations
12 authorized to be issued pursuant to this section shall exclude bonds,
13 notes or other obligations issued to refund or otherwise repay bonds,
14 notes or other obligations theretofore issued, the proceeds of which
15 were paid to the state for all or a portion of the amounts expended by
16 the state from appropriations or reappropriations made to the department
17 of corrections and community supervision; provided, however, that upon
18 any such refunding or repayment the total aggregate principal amount of
19 outstanding bonds, notes or other obligations may be greater than $8,082,899,000.
20
21 § 29. Paragraph (a) of subdivision 2 of section 47-e of the private
22 housing finance law, as amended by section 33 of part BBB of chapter 59
23 of the laws of 2018, is amended to read as follows:
24 (a) Subject to the provisions of chapter fifty-nine of the laws of two
25 thousand, in order to enhance and encourage the promotion of housing
26 programs and thereby achieve the stated purposes and objectives of such
27 housing programs, the agency shall have the power and is hereby author-
28 ized from time to time to issue negotiable housing program bonds and
29 notes in such principal amount as shall be necessary to provide suffi-
30 cient funds for the repayment of amounts disbursed (and not previously
31 reimbursed) pursuant to law or any prior year making capital appropri-
32 tations or reappropriations for the purposes of the housing program;
33 provided, however, that the agency may issue such bonds and notes in an
34 aggregate principal amount not exceeding $5,981,399,000.
billion five hundred seventy-eight million five hundred ninety-nine thousand dollars $6,578,599,000, plus a principal amount of bonds issued to fund the debt service reserve fund in accordance with the debt service reserve fund requirement established by the agency and to fund any other reserves that the agency reasonably deems necessary for the security or marketability of such bonds and to provide for the payment of fees and other charges and expenses, including underwriters' discount, trustee and rating agency fees, bond insurance, credit enhancement and liquidity enhancement related to the issuance of such bonds and notes. No reserve fund securing the housing program bonds shall be entitled or eligible to receive state funds apportioned or appropriated to maintain or restore such reserve fund at or to a particular level, except to the extent of any deficiency resulting directly or indirectly from a failure of the state to appropriate or pay the agreed amount under any of the contracts provided for in subdivision four of this section.

§ 29-a. Subdivision 1 of section 51 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 42-c of part XXX of chapter 59 of the laws of 2017, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the nonprofit infrastructure capital investment program and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed one hundred [twenty] forty million dollars $140,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 30. Subdivision (b) of section 11 of chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, as amended by section 34 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(b) Any service contract or contracts for projects authorized pursuant to sections 10-c, 10-f, 10-g and 80-b of the highway law and section 14-k of the transportation law, and entered into pursuant to subdivision (a) of this section, shall provide for state commitments to provide annually to the thruway authority a sum or sums, upon such terms and conditions as shall be deemed appropriate by the director of the budget, to fund, or fund the debt service requirements of any bonds or any obligations of the thruway authority issued to fund or to reimburse the state for funding such projects having a cost not in excess of $10,251,939,000 ten billion eight hundred four million four hundred

§ 31. Subdivision 1 of section 1689-i of the public authorities law, as amended by section 35 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. The dormitory authority is authorized to issue bonds, at the request of the commissioner of education, to finance eligible library construction projects pursuant to section two hundred seventy-three-a of the education law, in amounts certified by such commissioner not to exceed a total principal amount of [two hundred seventeen million] two hundred fifty-one million $251,000,000.

§ 32. Subdivision (a) of section 27 of part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, as amended by section 36 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding any provisions of law to the contrary, the urban development corporation is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [two hundred twenty million one hundred thousand] two hundred seventy-one million six hundred thousand $271,600,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital projects including IT initiatives for the division of state police, debt service and leases; and to reimburse the state general fund for disbursements made therefor. Such bonds and notes of such authorized issuer shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuer for debt service and related expenses pursuant to any service contract executed pursuant to subdivision (b) of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 33. Section 44 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 37 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

§ 44. Issuance of certain bonds or notes. 1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the regional economic development council initiative, the economic transformation program, state university of New York college for nanoscale and science engineering, projects within the city of Buffalo or surrounding environs, the New York works economic development fund, projects for the retention of professional football in western New York, the empire state economic development fund, the clarkson-trudeau partnership, the New York genome center, the cornell university college of veterinary medicine, the olympic regional development authority, projects at nano Utica, onondaga county revitalization projects, Binghamton university school of pharmacy, New York power electronics manufacturing consortium, regional infrastructure projects, high tech innovation and economic
development infrastructure program, high technology manufacturing projects in Chautauqua and Erie county, an industrial scale research and development facility in Clinton county, upstate revitalization initiative projects, downstate revitalization initiative, market New York projects, fairground buildings, equipment or facilities used to house and promote agriculture, the state fair, the empire state trail, the moynihan station development project, the Kingsbridge armory project, strategic economic development projects, the cultural, arts and public spaces fund, water infrastructure in the city of Auburn and town of Owasco, a life sciences laboratory public health initiative, not-for-profit pounds, shelters and humane societies, arts and cultural facilities improvement program, restore New York's communities initiative, heavy equipment, economic development and infrastructure projects, Roosevelt Island operating corporation capital projects, and other state costs associated with such projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed eight billion three hundred million five hundred ninety thousand eight billion five hundred thirty-three million six hundred thirty-six thousand dollars $8,533,636,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

2. Notwithstanding any other provision of law to the contrary, in order to assist the dormitory authority and the corporation in undertaking the financing for project costs for the regional economic development council initiative, the economic transformation program, state university of New York college for nanoscale and science engineering, projects within the city of Buffalo or surrounding environs, the New York works economic development fund, projects for the retention of professional football in western New York, the empire state economic development fund, the clarkson-trudeau partnership, the New York genome center, the cornell university college of veterinary medicine, the olympic regional development authority, projects at nano Utica, onondaga county revitalization projects, Binghamton university school of pharmacy, New York power electronics manufacturing consortium, regional infrastructure projects, New York State Capital Assistance Program for Transportation, infrastructure, and economic development, high tech innovation and economic development infrastructure program, high technology manufacturing projects in Chautauqua and Erie county, an industrial scale research and development facility in Clinton county, upstate revitalization initiative projects, downstate revitalization initiative, market New York projects, fairground buildings, equipment or facilities used to house and promote agriculture, the state fair, the empire state trail, the moynihan station development project, the Kingsbridge armory project, strategic economic development projects, the cultural, arts and public spaces fund, water infrastructure in the city of Auburn and town of Owasco, a life sciences laboratory public health initiative, not-for-profit pounds, shelters and humane societies, arts and cultural facili-
ties improvement program, restore New York's communities initiative, heavy equipment, economic development and infrastructure projects, Roosevelt Island operating corporation capital projects, and other state costs associated with such projects the director of the budget is hereby authorized to enter into one or more service contracts with the dormitory authority and the corporation, none of which shall exceed thirty years in duration, upon such terms and conditions as the director of the budget and the dormitory authority and the corporation agree, so as to annually provide to the dormitory authority and the corporation, in the aggregate, a sum not to exceed the principal, interest, and related expenses required for such bonds and notes. Any service contract entered into pursuant to this section shall provide that the obligation of the state to pay the amount therein provided shall not constitute a debt of the state within the meaning of any constitutional or statutory provision and shall be deemed executory only to the extent of monies available and that no liability shall be incurred by the state beyond the monies available for such purpose, subject to annual appropriation by the legislature. Any such contract or any payments made or to be made thereunder may be assigned and pledged by the dormitory authority and the corporation as security for its bonds and notes, as authorized by this section.

§ 34. Subdivision (a) of section 1 of part X of chapter 59 of the laws of 2004, authorizing the New York state urban development corporation and the dormitory authority of the state of New York to issue bonds or notes, as amended by section 37-a of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding any other provision of law to the contrary, the New York State urban development corporation and the dormitory authority of the state of New York are hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed $293,325,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing projects cost of the Empire Opportunity Fund; Rebuilding the Empire State Through Opportunities in Regional Economies (RESTORE) New York Program; and the Community Capital Assistance Program authorized pursuant to Part T of chapter 84 of the laws of 2002. Such bonds and notes of the corporation or the dormitory authority shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation or the dormitory authority for debt service and related expenses pursuant to any service contract executed pursuant to subdivision (b) of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds. All of the provisions of the New York state urban development corporation act and the dormitory authority act relating to bonds and notes which are not inconsistent with the provisions of this section shall apply to obligations authorized by this section, including but not limited to the power to establish adequate reserves therefor and to issue renewal notes or refunding bonds thereof. The issuance of any bonds or notes hereunder shall
further be subject to the approval of the director of the division of the budget.

§ 35. Subdivision 3 of section 1285-p of the public authorities law, as amended by section 38 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

3. The maximum amount of bonds that may be issued for the purpose of financing environmental infrastructure projects authorized by this section shall be $5,888,010,000, exclusive of bonds issued to fund any debt service reserve funds, pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay bonds or notes previously issued. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision one of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 36. Subdivision (a) of section 48 of part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, as amended by section 40 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000 but notwithstanding the provisions of section 18 of the urban development corporation act, the corporation is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed $286,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital costs related to homeland security and training facilities for the division of state police, the division of military and naval affairs, and any other state agency, including the reimbursement of any disbursements made from the state capital projects fund, and is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed $957,800,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing improvements to State office buildings and other facilities located statewide, including the reimbursement of any disbursements made from the state capital projects fund. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision (b) of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 37. Subdivision 1 of section 386-b of the public authorities law, as amended by section 41 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:
1. Notwithstanding any other provision of law to the contrary, the
daormitory authority and the urban development corporation
are hereby authorized to issue bonds or notes in one or more series for
the purpose of financing peace bridge projects and capital costs of
state and local highways, parkways, bridges, the New York state thruway,
Indian reservation roads, and facilities, and transportation infrastruc-
ture projects including aviation projects, non-MTA mass transit
projects, and rail service preservation projects, including work appur-
tenant and ancillary thereto. The aggregate principal amount of bonds
authorized to be issued pursuant to this section shall not exceed [four
billion five hundred million dollars $4,500,000,000] four billion six
hundred forty million dollars $4,640,000,000, excluding bonds issued to
fund one or more debt service reserve funds, to pay costs of issuance of
such bonds, and to refund or otherwise repay such bonds or notes previ-
siously issued. Such bonds and notes of the authority, the dormitory
authority and the urban development corporation shall not be a debt of
the state, and the state shall not be liable thereon, nor shall they be
payable out of any funds other than those appropriated by the state to
the authority, the dormitory authority and the urban development corpo-
ration for principal, interest, and related expenses pursuant to a
service contract and such bonds and notes shall contain on the face
thereof a statement to such effect. Except for purposes of complying
with the internal revenue code, any interest income earned on bond
proceeds shall only be used to pay debt service on such bonds.

§ 38. Paragraph (c) of subdivision 19 of section 1680 of the public
authorities law, as amended by section 42 of part BBB of chapter 59 of
the laws of 2018, is amended to read as follows:

(c) Subject to the provisions of chapter fifty-nine of the laws of two
thousand, the dormitory authority shall not issue any bonds for state
university educational facilities purposes if the principal amount of
bonds to be issued when added to the aggregate principal amount of bonds
issued by the dormitory authority on and after July first, nineteen
hundred eighty-eight for state university educational facilities will
exceed [thirteen billion one hundred seventy-eight million eight hundred
sixty-four thousand dollars $13,178,864,000] fourteen billion three
hundred seventy-one million eight hundred sixty-four thousand dollars
$14,371,864,000; provided, however, that bonds issued or to be issued
shall be excluded from such limitation if: (1) such bonds are issued to
refund state university construction bonds and state university
construction notes previously issued by the housing finance agency; or
(2) such bonds are issued to refund bonds of the authority or other
obligations issued for state university educational facilities purposes
and the present value of the aggregate debt service on the refunding
bonds does not exceed the present value of the aggregate debt service on
the bonds refunded thereby; provided, further that upon certification by
the director of the budget that the issuance of refunding bonds or other
obligations issued between April first, nineteen hundred ninety-two and
March thirty-first, nineteen hundred ninety-three will generate long
term economic benefits to the state, as assessed on a present value
basis, such issuance will be deemed to have met the present value test
noted above. For purposes of this subdivision, the present value of the
aggregate debt service of the refunding bonds and the aggregate debt
service of the bonds refunded, shall be calculated by utilizing the true
interest cost of the refunding bonds, which shall be that rate arrived
at by doubling the semi-annual interest rate (compounded semi-annually)
necessary to discount the debt service payments on the refunding bonds
from the payment dates thereof to the date of issue of the refunding 
bonds to the purchase price of the refunding bonds, including interest 
accrued thereon prior to the issuance thereof. The maturity of such 
bonds, other than bonds issued to refund outstanding bonds, shall not 
exceed the weighted average economic life, as certified by the state 
university construction fund, of the facilities in connection with which 
the bonds are issued, and in any case not later than the earlier of 
thirty years or the expiration of the term of any lease, sublease or 
other agreement relating thereto; provided that no note, including 
renewals thereof, shall mature later than five years after the date of 
issuance of such note. The legislature reserves the right to amend or 
repeal such limit, and the state of New York, the dormitory authority, 
the state university of New York, and the state university construction 
fund are prohibited from covenantiing or making any other agreements with 
or for the benefit of bondholders which might in any way affect such 
right.

§ 39. Paragraph (c) of subdivision 14 of section 1680 of the public 
authorities law, as amended by section 43 of part BBB of chapter 59 of 
the laws of 2018, is amended to read as follows:

(c) Subject to the provisions of chapter fifty-nine of the laws of two 
thousand, (i) the dormitory authority shall not deliver a series of 
bonds for city university community college facilities, except to refund 
or to be substituted for or in lieu of other bonds in relation to city 
university community college facilities pursuant to a resolution of the 
dormitory authority adopted before July first, nineteen hundred eighty-
five or any resolution supplemental thereto, if the principal amount of 
bonds so to be issued when added to all principal amounts of bonds 
previously issued by the dormitory authority for city university commu-
nity college facilities, except to refund or to be substituted in lieu 
of other bonds in relation to city university community college facili-
ties will exceed the sum of four hundred twenty-five million dollars and 
(ii) the dormitory authority shall not deliver a series of bonds issued 
for city university facilities, including community college facilities, 
pursuant to a resolution of the dormitory authority adopted on or after 
July first, nineteen hundred eighty-five, except to refund or to be 
substituted for or in lieu of other bonds in relation to city university 
facilities and except for bonds issued pursuant to a resolution supple-
mental to a resolution of the dormitory authority adopted prior to July 
first, nineteen hundred eighty-five, if the principal amount of bonds so 
to be issued when added to the principal amount of bonds previously 
isssued pursuant to any such resolution, except bonds issued to refund or 
to be substituted for or in lieu of other bonds in relation to city 
university facilities, will exceed [eight billion three hundred fourteen 
million six hundred ninety-one thousand dollars $8,314,691,000] nine 
billion seventy-four million two hundred fifty-six thousand dollars 
$9,074,256,000. The legislature reserves the right to amend or repeal 
such limit, and the state of New York, the dormitory authority, the city 
university, and the fund are prohibited from covenanting or making any 
other agreements with or for the benefit of bondholders which might in 
any way affect such right.

§ 40. Subdivision 10-a of section 1680 of the public authorities law, 
as amended by section 44 of part BBB of chapter 59 of the laws of 2018, 
is amended to read as follows:

10-a. Subject to the provisions of chapter fifty-nine of the laws of 
two thousand, but notwithstanding any other provision of the law to the 
contrary, the maximum amount of bonds and notes to be issued after March
A. 2005--B

30

thirty-first, two thousand two, on behalf of the state, in relation to any locally sponsored community college, shall be [nine hundred sixty-eight million five hundred forty-two thousand dollars $968,542,000] one billion five million six hundred two thousand dollars $1,005,602,000.

Such amount shall be exclusive of bonds and notes issued to fund any reserve fund or funds, costs of issuance and to refund any outstanding bonds and notes, issued on behalf of the state, relating to a locally sponsored community college.

§ 40-a. Paragraph (b) of subdivision 3 and clause (B) of subparagraph (iii) of paragraph (j) of subdivision 4 of section 1 of part U of chapter 57 of the laws of 2005 relating to the composition and responsibilities of the New York state higher education capital matching grant board, as amended by section 59 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(b) Within amounts appropriated therefor, the board is hereby authorized and directed to award matching capital grants totaling [two hundred seventy-three million] three hundred million dollars $300,000,000. Each college shall be eligible for a grant award amount as determined by the calculations pursuant to subdivision five of this section. In addition, such colleges shall be eligible to compete for additional funds pursuant to paragraph (h) of subdivision four of this section.

(B) The dormitory authority shall not issue any bonds or notes in an amount in excess of [two hundred seventy-three million] three hundred million dollars $300,000,000 for the purposes of this section; excluding bonds or notes issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Except for purposes of complying with the internal revenue code, any interest on bond proceeds shall only be used to pay debt service on such bonds.

§ 40-b. Subdivision 10 of section 407-b of the education law, as amended by chapter 31 of the laws of 1996, is amended to read as follows:

10. Notwithstanding any other provision of law to the contrary, the dormitory authority may execute leases, subleases, or other agreements with state supported schools for financing of the design, construction, rehabilitation, improvement, renovation, acquisition or provision, furnishing or equipping of capital facilities; provided, however, that during the two year period commencing July first, nineteen hundred ninety-five, the amount of bonds inclusive of principal, interest and issuance costs to be issued for each individual lease, sublease, or other agreement shall not exceed fifteen million dollars annually; provided further that the interest on such bonds may not be deferred through additional borrowing; and provided finally that the total amount of such bonds for all such leases, subleases, or agreements with state supported schools during such period shall not exceed [sixty-five] one hundred million dollars.

On or before September first of each year, the commissioner shall submit to the chairs of the assembly ways and means committee, the senate finance committee and the director of the budget, a capital plan for those projects expected to be bonded for state supported schools pursuant to this section, within such [sixty-five] one hundred million dollar allowance. After application of the principles of the capital assets preservation program, such plan shall accord priority to health and safety considerations and shall specify the name, location, estimated total cost of the project at the time the project is to be bid, the anticipated bid date and the anticipated completion date and may
contain any further recommendations the commissioner may deem appropriate.

§ 41. Subdivision 1 of section 17 of part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, as amended by section 45 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding the provisions of section 18 of section 1 of chapter 174 of the laws of 1968, the New York state urban development corporation is hereby authorized to issue bonds, notes and other obligations in an aggregate principal amount not to exceed [seven] eight hundred sixty million six hundred fifteen thousand dollars ($769,615,000), which authorization increases the aggregate principal amount of bonds, notes and other obligations authorized by section 40 of chapter 309 of the laws of 1996, and shall include all bonds, notes and other obligations issued pursuant to chapter 211 of the laws of 1990, as amended or supplemented. The proceeds of such bonds, notes or other obligations shall be paid to the state, for deposit in the youth facilities improvement fund, to pay for all or any portion of the amount or amounts paid by the state from appropriations or reappropriations made to the office of children and family services from the youth facilities improvement fund for capital projects. The aggregate amount of bonds, notes and other obligations authorized to be issued pursuant to this section shall exclude bonds, notes or other obligations issued to refund or otherwise repay bonds, notes or other obligations theretofore issued, the proceeds of which were paid to the state for all or a portion of the amounts expended by the state from appropriations or reappropriations made to the office of children and family services; provided, however, that upon any such refunding or repayment the total aggregate principal amount of outstanding bonds, notes or other obligations may be greater than [seven] eight hundred sixty-nine million six hundred fifteen thousand dollars ($769,615,000), only if the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations to be issued shall not exceed the present value of the aggregate debt service of the bonds, notes or other obligations so to be refunded or repaid. For the purposes hereof, the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations and of the aggregate debt service of the bonds, notes or other obligations so refunded or repaid, shall be calculated by utilizing the effective interest rate of the refunding or repayment bonds, notes or other obligations, which shall be that rate arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the refunding or repayment bonds, notes or other obligations from the payment dates thereof to the date of issue of the refunding or repayment bonds, notes or other obligations and to the price bid including estimated accrued interest or proceeds received by the corporation including estimated accrued interest from the sale thereof.

§ 42. Paragraph b of subdivision 2 of section 9-a of section 1 of chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, as amended by section 46 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

b. The agency shall have power and is hereby authorized from time to time to issue negotiable bonds and notes in conformity with applicable provisions of the uniform commercial code in such principal amount as,
in the opinion of the agency, shall be necessary, after taking into account other moneys which may be available for the purpose, to provide sufficient funds to the facilities development corporation, or any successor agency, for the financing or refinancing of or for the design, construction, acquisition, reconstruction, rehabilitation or improvement of mental health services facilities pursuant to paragraph a of this subdivision, the payment of interest on mental health services improvement bonds and mental health services improvement notes issued for such purposes, the establishment of reserves to secure such bonds and notes, the cost or premium of bond insurance or the costs of any financial mechanisms which may be used to reduce the debt service that would be payable by the agency on its mental health services facilities improvement bonds and notes and all other expenditures of the agency incident to and necessary or convenient to providing the facilities development corporation, or any successor agency, with funds for the financing or refinancing of or for any such design, construction, acquisition, reconstruction, rehabilitation or improvement and for the refunding of mental hygiene improvement bonds issued pursuant to section 47-b of the private housing finance law; provided, however, that the agency shall not issue mental health services facilities improvement bonds and mental health services facilities improvement notes in an aggregate principal amount exceeding [eight billion seven hundred seventy-eight million seven hundred eleven thousand nine billion three hundred forty-three million dollars $9,343,308,000] nine billion three hundred forty-three million dollars $9,343,308,000, excluding mental health services facilities improvement bonds and mental health services facilities improvement notes issued to refund outstanding mental health services facilities improvement bonds and mental health services facilities improvement notes; provided, however, that upon any such refunding or repayment of mental health services facilities improvement bonds and/or mental health services facilities improvement notes the total aggregate principal amount of outstanding mental health services facilities improvement bonds and mental health services improvement notes may be greater than [eight billion seven hundred seventy-eight million seven hundred eleven thousand nine billion three hundred forty-three million dollars $9,343,308,000] nine billion three hundred forty-three million dollars $9,343,308,000, only if, except as hereinafter provided with respect to mental health services facilities bonds and mental health services facilities notes issued to refund mental hygiene improvement bonds authorized to be issued pursuant to the provisions of section 47-b of the private housing finance law, the present value of the aggregate debt service of the refunding or repayment bonds to be issued shall not exceed the present value of the aggregate debt service of the bonds to be refunded or repaid. For purposes hereof, the present values of the aggregate debt service of the refunding or repayment bonds, notes or other obligations and of the aggregate debt service of the bonds, notes or other obligations so refunded or repaid, shall be calculated by utilizing the effective interest rate of the refunding or repayment bonds, notes or other obligations, which shall be that rate arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the refunding or repayment bonds, notes or other obligations from the payment dates thereof to the date of issue of the refunding or repayment bonds, notes or other obligations and to the price bid including estimated accrued interest from the sale thereof. Such bonds, other than bonds issued to refund outstanding bonds, shall be scheduled to mature over a
term not to exceed the average useful life, as certified by the facilities development corporation, of the projects for which the bonds are issued, and in any case shall not exceed thirty years and the maximum maturity of notes or any renewals thereof shall not exceed five years from the date of the original issue of such notes. Notwithstanding the provisions of this section, the agency shall have the power and is hereby authorized to issue mental health services facilities improvement bonds and/or mental health services facilities improvement notes to refund outstanding mental hygiene improvement bonds authorized to be issued pursuant to the provisions of section 47-b of the private housing finance law and the amount of bonds issued or outstanding for such purposes shall not be included for purposes of determining the amount of bonds issued pursuant to this section. The director of the budget shall allocate the aggregate principal authorized to be issued by the agency among the office of mental health, office for people with developmental disabilities, and the office of alcoholism and substance abuse services, in consultation with their respective commissioners to finance bondable appropriations previously approved by the legislature.

§ 42-a. Subdivision 1 of section 1680-r of the public authorities law, as amended by section 47 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the capital restructuring financing program for health care and related facilities licensed pursuant to the public health law or the mental hygiene law and other state costs associated with such capital projects, the health care facility transformation programs, and the essential health care provider program. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed three billion [sixty seven] $3,075,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 43. Subdivision (a) of section 28 of part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, as amended by section 49 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding any provisions of law to the contrary, one or more authorized issuers as defined by section 68-a of the state finance law are hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [$67,000,000, sixti-seven million] ninety-two million $92,000,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issu-
ance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital projects for public protection facilities in the Division of Military and Naval Affairs, debt service and leases; and to reimburse the state general fund for disbursements made therefor. Such bonds and notes of such authorized issuer shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuer for debt service and related expenses pursuant to any service contract executed pursuant to subdivision (b) of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 44. Subdivision 1 of section 386-a of the public authorities law, as amended by section 61 of part BBB of chapter 59 of the laws of 2018, is amended to read as follows:

1. Notwithstanding any other provision of law to the contrary, the authority, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of assisting the metropolitan transportation authority in the financing of transportation facilities as defined in subdivision seventeen of section twelve hundred sixty-one of this chapter. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed \( \text{one billion six hundred ninety-four million dollars} \) \( \text{two billion seventy-nine million eight hundred fifty-six thousand dollars} \). excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the authority, the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the authority, the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 45. Subdivision 1 of section 50 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 42 of part XXX of chapter 59 of the laws of 2017, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs undertaken by or on behalf of special act school districts, state-supported schools for the blind and deaf, approved private special education schools, non-public schools, community centers, day care facilities, and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed \( \text{one hundred ten million dollars} \). excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and
notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 46. Intentionally omitted.

§ 47. Subdivision 2 and paragraph (a) of subdivision 4 of section 1680-q of the public authorities law, as added by section 4 of part B of chapter 57 of the laws of 2013, are amended to read as follows:

2. The authority may, from and after April first, two thousand thirteen, issue dormitory facility revenue bonds in an amount not to exceed [nine hundred forty-four] one billion three hundred ninety-four million dollars. Notwithstanding any other rule or law, such bonds shall not be a debt of the state of New York or the state university nor shall the state or the state university be liable thereon, nor shall they be payable out of any funds other than those of the authority constituting dormitory facilities revenues. Such amount shall be exclusive of bonds and notes issued to fund any reserve fund or funds, cost of issuance, original issue premium, and to refund any prior dormitory facility bonds or any dormitory facility revenue bonds. The authority and the state university are hereby authorized to enter into agreements relating to, among other things, the acquisition of property or interests therein, the construction, reconstruction, rehabilitation, improvement, equipping and furnishing of dormitory facilities, the operation and maintenance of dormitory facilities, and the billing, collection and disbursement of dormitory facilities revenues, the title to which has been conveyed, assigned or otherwise transferred to the authority pursuant to paragraph y of subdivision two of section three hundred fifty-five of the education law. In no event shall the state university have any obligation under the agreement to make payment with respect to, on account of or to pay dormitory facilities revenue bonds, and such bonds shall be payable solely from the dormitory facilities revenues assigned to the authority by the state university. No debt shall be contracted except to finance capital works or purposes. Notwithstanding any other provision of law, dormitory facility revenues shall not be deemed to be revenues of the state. Notwithstanding any other rule or law, the state shall not be liable for any payments on any dormitory facility revenue bonds, and such bonds shall not be a debt of the state and shall not be payable out of any funds other than the dormitory facilities revenues assigned to the authority by the state university.

(a) The dormitory authority, in consultation with the state university of New York, shall prepare an annual report due on September thirtieth, commencing on September thirtieth, two thousand fourteen, of every calendar year relating to the provisions of paragraph y of subdivision two of section three hundred fifty-five of the education law [as added by a chapter of the laws of two thousand thirteen which added this section]; subdivision eight of section three hundred fifty-five of the education law [as amended by a chapter of the laws of two thousand thirteen which added this section]; and this section. The report shall include, but not be limited to: (i) the total dormitory facilities revenues assigned or otherwise transferred from the state university of New York to the dormitory authority in the prior state university fiscal
year and the sum of such transfers made in the five prior fiscal years; 
(ii) the sum of monies, if any, transferred to the state university of 
New York from the dormitory facilities revenue fund in the prior state 
university fiscal year; (iii) a list of any increase in rents, fees and 
other charges that relate to dormitory facilities per campus to 
students; (iv) a summary of all costs associated with the construction, 
reconstruction, rehabilitation, improvement, equipping, furnishing, 
repair, maintenance and operations of dormitory facilities that the 
dormitory authority funded with dormitory facilities revenues and the 
proceeds of dormitory facility revenue bonds; (v) a summary and justi- 
fication of dormitory authority administrative expenses and costs 
incurred related to the dormitory facilities revenue fund; (vi) the 
issuance amounts, debt service costs and savings, if any, of all state 
university of New York dormitory bonds issued prior to April first, two 
thousand thirteen and refinanced by the dormitory authority with dormi- 
tory facility revenue bonds; (vii) total amount of debt service payments 
made per year on dormitory facility revenue bonds; and (viii) an esti- 
mated date when the dormitory authority will reach the [nine-hundred 
fifty-four-million-dollar] cap on dormitory facility revenue bonds.
§ 48. Paragraphs b and f of subdivision 3 of section 9 of section 1 of 
chapter 359 of the laws of 1968 constituting the facilities development 
corporation act, paragraph b as amended by chapter 236 of the laws of 
2005 and paragraph f as amended by chapter 58 of the laws of 1987, are 
amended and a new paragraph g is added to read as follows:

b. All monies of the corporation received or accepted pursuant to 
paragraph a of this subdivision, other than appropriations and advances 
from the state and except as otherwise authorized or provided in this 
section, shall be paid to the commissioner of taxation and finance as 
agent of the corporation, who shall not commingle such monies with any 
other monies. Such monies shall be deposited in two or more separate 
bank accounts. One of such accounts, to which shall be credited (i) all 
payments made on or after January 1, 1964, for the care, maintenance and 
treatment of patients in every mental hygiene facility, other than a 
community mental health and retardation facility, (ii) all payments made 
to the corporation as rentals, lease payments, permit fees or otherwise 
under any lease, sublease or agreement undertaken with respect to a 
community mental health and retardation facility or a current or former 
mental hygiene facility, (iii) all payments made to the corporation for 
the purchase of real property held by the corporation for the use of the 
department, other than payments derived from New York state medical care 
facilities finance agency financing or refinancing of the design, 
construction, acquisition, reconstruction, rehabilitation, improvement 
or renovation of state operated mental hygiene facilities, (iv) all 
income from investments and (v) all monies received or to be received 
for the purposes of such account on a recurring basis, shall be denomi- 
nated the "mental hygiene facilities improvement fund income account". 
The monies in any account shall be paid out on checks signed by the 
commissioner of taxation and finance on requisition of the chairman of 
the corporation or of such other officer or employee or officers or 
employees as the corporation shall authorize to make such requisition. 
All deposits of such money shall, if required by the commissioner of 
taxation and finance or the directors of the corporation, be secured by 
obligations of the United States or of the state of a market value equal 
at all times to the amount of the deposit and all banks and trust compa- 
nies are authorized to give such security for such deposits. Any moneys 
of the corporation not required for immediate use or disbursement may,
at the discretion of the corporation, be invested by the commissioner of
taxation and finance in accordance with the provisions of section 98-a
of the state finance law. [When the corporation is no longer required to
make any rental payments under any lease, sublease or agreement entered
into with the state housing finance agency in effect as of the effective
date of this amendment to this paragraph, all monies received or
accepted pursuant to paragraph a of this subdivision, other than appro-
priations and advances from the state and except as otherwise authorized
or provided in this section, shall be deposited into the mental health
services fund established by section 97-f of the state finance law. Any
monies remaining in the mental hygiene facilities improvement fund
income account and in any rental reserve account created pursuant to
paragraph a of subdivision 1 of this section, when such lease, sublease
or agreement is no longer in effect shall be deposited in the mental
health services fund.] The mental hygiene facilities improvement fund
and the income account therein shall remain in existence until termi-
nated by the corporation by written notice to the commissioner of taxa-
tion and finance. Any moneys on deposit in the mental hygiene facilities
improvement fund or the income account therein upon the termination of
said fund and account shall be transferred by the commissioner of taxa-
tion and finance to the mental health services fund. The corporation
shall not terminate the mental hygiene facilities improvement fund and
the income account therein until all mental health services facilities
bonds issued pursuant to: (i) the New York state medical care facilities
finance agency act; (ii) article five-c of the state finance law; and
(iii) article five-f of the state finance law and payable from the
income account as described in paragraph g of this subdivision are no
longer outstanding.

f. The directors of the corporation shall from time to time, but in no
event later than the fifteenth day of each month pay over to the commis-
sioner of taxation and finance and the state comptroller for deposit in
the mental health services fund, all monies of the corporation in excess
of the aggregate amount of money required to be maintained on deposit in
the mental hygiene facilities improvement fund income account pursuant
to [paragraph] paragraphs e and g of this subdivision. Prior to making
any such payment, the chairman of the corporation shall, on behalf of
the directors, make and deliver to the governor and the director of the
budget his certificate stating the aggregate amount to be maintained on
deposit in the mental hygiene facilities improvement fund income account
to comply in full with the provisions of [paragraph-e] paragraphs e and
g of this subdivision.

  g. (1) In addition to the amount required to be maintained by para-
graph e of this subdivision, there shall be accumulated and set aside in
each month in the mental hygiene facilities improvement fund income
account, all receipts associated with loans, leases and other agreements
with voluntary agencies. The corporation shall provide the amount of
such receipts to be set aside to the commissioner of taxation and
finance in each month. (2) No later than five days prior to the earlier
of when payment is to be made on bonds issued for mental health services
facilities purposes pursuant to: (i) the New York state medical care
facilities finance agency act; (ii) article five-C of the state finance
law; and (iii) article five-F of the state finance law, such set-aside
receipts shall be transferred by the commissioner of taxation and
finance as agent of the corporation from the mental hygiene facilities
improvement fund income account in the amounts set forth in schedules
provided by the corporation to the commissioner of taxation and finance
in the following priority: first, to the trustee appointed by the New
York state medical care facilities finance agency for the bonds issued
pursuant to the New York state medical care facilities finance agency
act for both voluntary agency and state purposes to pay debt service and
other cash requirements due on such bonds on the relevant payment date.
second, any remaining amount of such set-aside receipts to the trustee
appointed by authorized issuers for the bonds issued pursuant to article
five-C of the state finance law to pay debt service and other cash
requirements due on such bonds on the relevant payment date and third,
any remaining amount of such set-aside to the trustee appointed by
authorized issuers for the bonds issued pursuant to article five-F of
the state finance law to pay debt service and other cash requirements
due on such bonds on the relevant payment date.
§ 49. Subdivisions 5 and 8 of section 97-f of the state finance law,
subdivision 5 as amended by section 15 of part BBB of chapter 59 of the
laws of 2018 and subdivision 8 as amended by section 59 of part HH of
chapter 57 of the laws of 2013, are amended and a new subdivision 9 is
added to read as follows:
5. The comptroller shall from time to time, but in no event later than
the fifteenth day of each month, pay over for deposit in the mental
hygiene general fund state operations account all moneys in the mental
health services fund in excess of the amount of money required to be
maintained on deposit in the mental health services fund. [The Subject
to subdivision nine of this section, the] amount required to be main-
tained in such fund shall be (i) twenty percent of the amount of the
next payment coming due relating to the mental health services facili-
ties improvement program under any agreement between the facilities
development corporation and the New York state medical care facilities
finance agency multiplied by the number of months from the date of the
last such payment with respect to payments under any such agreement
required to be made semi-annually, plus (ii) those amounts specified in
any such agreement with respect to payments required to be made other
than semi-annually, including for variable rate bonds, interest rate
exchange or similar agreements or other financing arrangements permitted
by law. [Prior to making any such payment, the comptroller shall make
and deliver to the director of the budget and the chairmen of the facil-
ties development corporation and the New York state medical care facil-
ties finance agency, a certificate stating the aggregate amount to be
maintained on deposit in the mental health services fund to comply in
full with the provisions of this subdivision.] Concurrently with the
making of any such payment, the facilities development corporation shall
deliver to the comptroller, the director of the budget and the New York
state medical care facilities finance agency a certificate stating the
aggregate amount to be maintained on deposit in the mental health
services fund to comply in full with the provisions of this subdivision.
8. In addition to the amounts required to be maintained on deposit in
the mental health services fund pursuant to subdivision five of this
section and subject to subdivision nine of this section, the fund shall
maintain on deposit an amount equal to the debt service and other cash
requirements on mental health services facilities bonds issued by
authorized issuers pursuant to sections sixty-eight-b and sixty-nine-n
of this chapter. The amount required to be maintained in such fund shall
be (i) twenty percent of the amount of the next payment coming due
relating to mental health services facilities bonds issued by an author-
ized issuer multiplied by the number of months from the date of the last
such payment with respect to payments required to be made semi-annually,
A. 2005--B  39

plus (ii) those amounts specified in any financing agreement between the
issuer and the state, acting through the director of the budget, with
respect to payments required to be made other than semi-annually,
including for variable rate bonds, interest rate exchange or similar
agreements or other financing arrangements permitted by law. [Prior to
making any such payment, the comptroller shall make and deliver to the
director of the budget and the chairmen of the facilities development
corporation and the New York state medical care facilities finance agen-
cy, a certificate stating the aggregate amount to be maintained on
deposit in the mental health services fund to comply in full with the
provisions of this subdivision.] Concurrently with the making of any
such payment, the facilities development corporation shall deliver to
the comptroller, the director of the budget and the New York state
medical care facilities finance agency a certificate stating the aggre-
gate amount to be maintained on deposit in the mental health services
fund to comply in full with the provisions of this subdivision.

No later than five days prior to the payment to be made by the state
comptroller on such mental health services facilities bonds pursuant to
sections ninety-two-z and ninety-two-h of this article, the amount of
such payment shall be transferred by the state comptroller from the
mental health services fund to the revenue bond tax fund established by
section ninety-two-z of this article and the sales tax revenue bond fund
established by section ninety-two-h of this article. The accumulation of
money pursuant to this subdivision and the subsequent transfer to the
revenue bond tax fund and the sales tax revenue bond fund shall be
subordinate in all respects to payments to be made to the New York state
medical care facilities finance agency and to any pledge or assignment
pursuant to subdivision six of this section.

9. In determining the amounts required to be maintained in the mental
health services fund under subdivisions five and eight of this section
in each month, the amount of receipts associated with loans, leases and
other agreements with voluntary agencies accumulated and set aside in
the mental hygiene facilities improvement fund income account under
paragraph q of subdivision three of section nine of the facilities
development corporation act shall be taken into account as a credit but
only if such crediting does not result in the amounts required to be
maintained in the mental health services fund exclusive of any credit to
be less than the amount required under subdivision five of this section
in each month.

§ 49-a. Intentionally omitted.

§ 50. This act shall take effect immediately and shall be deemed to
have been in full force and effect on and after April 1, 2019; provided,
however, that the provisions of sections one, one-a, one-b, two, three,
four, five, six, seven, eight, thirteen, fourteen, fifteen, sixteen,
seventeen, eighteen, nineteen and twenty-two of this act shall expire
March 31, 2020 when upon such date the provisions of such sections shall
be deemed repealed.

PART L

Section 1. Section 4 of chapter 22 of the laws of 2014, relating to
expanding opportunities for service-disabled veteran-owned business
enterprises, is amended to read as follows:

§ 4. This act shall take effect immediately; provided, however, that
sections one, one-a and two of this act shall expire and be deemed
repealed March 31, [2019] 2024; and provided, further, however, that the
amendments to subdivisions 7 and 15 of section 310 of the executive law
made by section three of this act shall not affect the expiration of
such section and shall be deemed to expire therewith.
§ 2. This act shall take effect immediately and shall be deemed to
have been in full force and effect on and after April 1, 2019.

PART M

Intentionally Omitted

PART N

Intentionally Omitted

PART O

Section 1. Section 2 of chapter 887 of the laws of 1983, amending the
correction law relating to the psychological testing of candidates, as
amended by section 1 of part A of chapter 55 of the laws of 2017, is
amended to read as follows:
§ 2. This act shall take effect on the one hundred eightieth day after
it shall have become a law and shall remain in effect until September 1, [2019] 2021.
§ 2. Section 3 of chapter 428 of the laws of 1999, amending the execu-
tive law and the criminal procedure law relating to expanding the
geographic area of employment of certain police officers, as amended by
section 2 of part A of chapter 55 of the laws of 2017, is amended to
read as follows:
§ 3. This act shall take effect on the first day of November next
succeeding the date on which it shall have become a law, and shall
remain in effect until the first day of September, [2019] 2021, when it
shall expire and be deemed repealed.
§ 3. Section 3 of chapter 886 of the laws of 1972, amending the
correction law and the penal law relating to prisoner furloughs in
certain cases and the crime of absconding therefrom, as amended by
section 3 of part A of chapter 55 of the laws of 2017, is amended to
read as follows:
§ 3. This act shall take effect 60 days after it shall have become a
law and shall remain in effect until September 1, [2019] 2021.
§ 4. Section 20 of chapter 261 of the laws of 1987, amending chapters
50, 53 and 54 of the laws of 1987, the correction law, the penal law and
other chapters and laws relating to correctional facilities, as amended
by section 4 of part A of chapter 55 of the laws of 2017, is amended to
read as follows:
§ 20. This act shall take effect immediately except that section thir-
teen of this act shall expire and be of no further force or effect on
and after September 1, [2018] 2021 and shall not apply to persons
committed to the custody of the department after such date, and provided
further that the commissioner of corrections and community supervision
shall report each January first and July first during such time as the
earned eligibility program is in effect, to the chairmen of the senate
crime victims, crime and correction committee, the senate codes commit-
tee, the assembly correction committee, and the assembly codes commit-
tee, the standards in effect for earned eligibility during the prior
six-month period, the number of inmates subject to the provisions of
earned eligibility, the number who actually received certificates of
earned eligibility during that period of time, the number of inmates with certificates who are granted parole upon their first consideration for parole, the number with certificates who are denied parole upon their first consideration, and the number of individuals granted and denied parole who did not have earned eligibility certificates.

§ 5. Subdivision (q) of section 427 of chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, as amended by section 5 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

(q) the provisions of section two hundred eighty-four of this act shall remain in effect until September 1, [2019] 2021 and be applicable to all persons entering the program on or before August 31, [2019] 2021.

§ 6. Section 10 of chapter 339 of the laws of 1972, amending the correction law and the penal law relating to inmate work release, furlough and leave, as amended by section 6 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 10. This act shall take effect 30 days after it shall have become a law and shall remain in effect until September 1, [2019] 2021, and provided further that the commissioner of correctional services shall report each January first, and July first, to the chairman of the senate crime victims, crime and correction committee, the senate codes committee, the assembly correction committee, and the assembly codes committee, the number of eligible inmates in each facility under the custody and control of the commissioner who have applied for participation in any program offered under the provisions of work release, furlough, or leave, and the number of such inmates who have been approved for participation.

§ 7. Subdivision (c) of section 46 of chapter 60 of the laws of 1994 relating to certain provisions which impact upon expenditure of certain appropriations made by chapter 50 of the laws of 1994 enacting the state operations budget, as amended by section 7 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

(c) sections forty-one and forty-two of this act shall expire September 1, [2019] 2021; provided, that the provisions of section forty-two of this act shall apply to inmates entering the work release program on or after such effective date; and

§ 8. Subdivision h of section 74 of chapter 3 of the laws of 1995, amending the correction law and other laws relating to the incarceration fee, as amended by section 8 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

h. Section fifty-two of this act shall be deemed to have been in full force and effect on and after April 1, 1995; provided, however, that the provisions of section 189 of the correction law, as amended by section fifty-five of this act, subdivision 5 of section 60.35 of the penal law, as amended by section fifty-six of this act, and section fifty-seven of this act shall expire September 1, [2019] 2021, when upon such date the amendments to the correction law and penal law made by sections fifty-five and fifty-six of this act shall revert to and be read as if the provisions of this act had not been enacted; provided, however, that sections sixty-two, sixty-three and sixty-four of this act shall be deemed to have been in full force and effect on and after March 1, 1995 and shall be deemed repealed April 1, 1996 and upon such date the provisions of subsection (e) of section 9110 of the insurance law and subdivision 2 of section 89-d of the state finance law shall revert to and be read as set out in law on the date immediately preceding the effective date of sections sixty-two and sixty-three of this act;
§ 9. Subdivision (c) of section 49 of subpart A of part C of chapter 62 of the laws of 2011 amending the correction law and the executive law relating to merging the department of correctional services and division of parole into the department of corrections and community supervision, as amended by section 9 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

(c) that the amendments to subdivision 9 of section 201 of the correction law as added by section thirty-two of this act shall remain in effect until September 1, [2019] 2021, when it shall expire and be deemed repealed;

§ 10. Subdivision (aa) of section 427 of chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, as amended by section 10 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

(aa) the provisions of sections three hundred eighty-two, three hundred eighty-three and three hundred eighty-four of this act shall expire on September 1, [2019] 2021;

§ 11. Section 12 of chapter 907 of the laws of 1984, amending the correction law, the New York city criminal court act and the executive law relating to prison and jail housing and alternatives to detention and incarceration programs, as amended by section 11 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 12. This act shall take effect immediately, except that the provisions of sections one through ten of this act shall remain in full force and effect until September 1, [2019] 2021 on which date those provisions shall be deemed to be repealed.

§ 12. Subdivision (p) of section 406 of chapter 166 of the laws of 1991, amending the tax law and other laws relating to taxes, as amended by section 12 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

(p) The amendments to section 1809 of the vehicle and traffic law made by sections three hundred thirty-seven and three hundred thirty-eight of this act shall not apply to any offense committed prior to such effective date; provided, further, that section three hundred forty-one of this act shall take effect immediately and shall expire November 1, 1993 at which time it shall be deemed repealed; sections three hundred forty-five and three hundred forty-six of this act shall take effect July 1, 1991; sections three hundred fifty-five, three hundred fifty-six, three hundred fifty-seven and three hundred fifty-nine of this act shall remain in effect until September 1, [2019] 2021, at which time they shall be deemed repealed; provided, however, that the mandatory surcharge provided in section three hundred seventy-four of this act shall apply to parking violations occurring on or after said effective date; and provided further that the amendments made to section 235 of the vehicle and traffic law by section three hundred seventy-two of this act, the amendments made to section 1809 of the vehicle and traffic law by sections three hundred thirty-seven and three hundred thirty-eight of
this act and the amendments made to section 215-a of the labor law by
section three hundred seventy-five of this act shall expire on September
1, 2021 and upon such date the provisions of such subdivisions
and sections shall revert to and be read as if the provisions of this
act had not been enacted; the amendments to subdivisions 2 and 3 of
section 400.05 of the penal law made by sections three hundred seventy-
seven and three hundred seventy-eight of this act shall expire on July
1, 1992 and upon such date the provisions of such subdivisions shall
revert and shall be read as if the provisions of this act had not been
enacted; the state board of law examiners shall take such action as is
necessary to assure that all applicants for examination for admission to
practice as an attorney and counsellor at law shall pay the increased
examination fee provided for by the amendment made to section 465 of the
judiciary law by section three hundred eighty of this act for any exam-
ination given on or after the effective date of this act notwithstanding
that an applicant for such examination may have prepaid a lesser fee for
such examination as required by the provisions of such section 465 as of
the date prior to the effective date of this act; the provisions of
section 306-a of the civil practice law and rules as added by section
three hundred eighty-one of this act shall apply to all actions pending
or commenced on or after September 1, 1991, provided, however, that
for the purposes of this section service of such summons made prior to
such date shall be deemed to have been completed on September 1, 1991;
the provisions of section three hundred eighty-three of this act shall
apply to all money deposited in connection with a cash bail or a
partially secured bail bond on or after such effective date; and the
provisions of sections three hundred eighty-four and three hundred
eighty-five of this act shall apply only to jury service commenced
during a judicial term beginning on or after the effective date of this
act; provided, however, that nothing contained herein shall be deemed to
affect the application, qualification, expiration or repeal of any
provision of law amended by any section of this act and such provisions
shall be applied or qualified or shall expire or be deemed repealed in
the same manner, to the same extent and on the same date as the case may
be as otherwise provided by law;
§ 13. Subdivision 8 of section 1809 of the vehicle and traffic law, as
amended by section 13 of part A of chapter 55 of the laws of 2017, is
amended to read as follows:
8. The provisions of this section shall only apply to offenses commit-
ted on or before September first, two thousand nineteen twenty-one.
§ 14. Section 6 of chapter 713 of the laws of 1988, amending the vehi-
cle and traffic law relating to the ignition interlock device program,
as amended by section 14 of part A of chapter 55 of the laws of 2017, is
amended to read as follows:
§ 6. This act shall take effect on the first day of April next
succeeding the date on which it shall have become a law; provided,
however, that effective immediately, the addition, amendment or repeal
of any rule or regulation necessary for the implementation of the fore-
going sections of this act on their effective date is authorized and
directed to be made and completed on or before such effective date and
shall remain in full force and effect until the first day of September,
2021 when upon such date the provisions of this act shall be
deemed repealed.
§ 15. Paragraph a of subdivision 6 of section 76 of chapter 435 of the
laws of 1997, amending the military law and other laws relating to vari-
ous provisions, as amended by section 15 of part A of chapter 55 of the
laws of 2017, is amended to read as follows:

a. sections forty-three through forty-five of this act shall expire
and be deemed repealed on September 1, [2019] 2021;
§ 16. Section 4 of part D of chapter 412 of the laws of 1999, amending
the civil practice law and rules and the court of claims act relating to
prisoner litigation reform, as amended by section 16 of part A of chap-
ter 55 of the laws of 2017, is amended to read as follows:

§ 4. This act shall take effect 120 days after it shall have become a
law and shall remain in full force and effect until September 1, [2019]
2021, when upon such date it shall expire.

§ 17. Subdivision 2 of section 59 of chapter 222 of the laws of 1994,
constituting the family protection and domestic violence intervention
act of 1994, as amended by section 17 of part A of chapter 55 of the
laws of 2017, is amended to read as follows:

2. Subdivision 4 of section 140.10 of the criminal procedure law as
added by section thirty-two of this act shall take effect January 1,
1996 and shall expire and be deemed repealed on September 1, [2019]
2021.

§ 18. Section 5 of chapter 505 of the laws of 1985, amending the crim-
al procedure law relating to the use of closed-circuit television and
other protective measures for certain child witnesses, as amended by
section 18 of part A of chapter 55 of the laws of 2017, is amended to
read as follows:

§ 5. This act shall take effect immediately and shall apply to all
criminal actions and proceedings commenced prior to the effective date
of this act but still pending on such date as well as all criminal
actions and proceedings commenced on or after such effective date and
its provisions shall expire on September 1, [2019] 2021, when upon such
date the provisions of this act shall be deemed repealed.

§ 19. Subdivision d of section 74 of chapter 3 of the laws of 1995,
enacting the sentencing reform act of 1995, as amended by section 19 of
part A of chapter 55 of the laws of 2017, is amended to read as follows:

d. Sections one-a through twenty, twenty-four through twenty-eight,
30 thirty through thirty-nine, forty-two and forty-four of this act shall
be deemed repealed on September 1, [2019] 2021;

§ 20. Section 2 of chapter 689 of the laws of 1993 amending the crim-
nal procedure law relating to electronic court appearance in certain
counties, as amended by section 20 of part A of chapter 55 of the laws
of 2017, is amended to read as follows:

§ 2. This act shall take effect immediately, except that the
provisions of this act shall be deemed to have been in full force and
effect since July 1, 1992 and the provisions of this act shall expire
September 1, [2019] 2021 when upon such date the provisions of this act
shall be deemed repealed.

§ 21. Section 3 of chapter 688 of the laws of 2003, amending the exec-
utive law relating to enacting the interstate compact for adult offender
supervision, as amended by section 21 of part A of chapter 55 of the
laws of 2017, is amended to read as follows:

§ 3. This act shall take effect immediately, except that section one
of this act shall take effect on the first of January next succeeding
the date on which it shall have become a law, and shall remain in effect
until the first of September, [2019] 2021, upon which date this act
shall be deemed repealed and have no further force and effect; provided
that section one of this act shall only take effect with respect to any
compacting state which has enacted an interstate compact entitled
"Interstate compact for adult offender supervision" and having an identical effect to that added by section one of this act and provided further that with respect to any such compacting state, upon the effective date of section one of this act, section 259-m of the executive law is hereby deemed REPEALED and section 259-mm of the executive law, as added by section one of this act, shall take effect; and provided further that with respect to any state which has not enacted an interstate compact entitled "Interstate compact for adult offender supervision" and having an identical effect to that added by section one of this act, section 259-m of the executive law shall take effect and the provisions of section one of this act, with respect to any such state, shall have no force or effect until such time as such state shall adopt an interstate compact entitled "Interstate compact for adult offender supervision" and having an identical effect to that added by section one of this act in which case, with respect to such state, effective immediately, section 259-m of the executive law is deemed repealed and section 259-mm of the executive law, as added by section one of this act, shall take effect.

§ 22. Section 8 of part H of chapter 56 of the laws of 2009, amending the correction law relating to limiting the closing of certain correctional facilities, providing for the custody by the department of correctional services of inmates serving definite sentences, providing for custody of federal prisoners and requiring the closing of certain correctional facilities, as amended by section 22 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 8. This act shall take effect immediately; provided, however that sections five and six of this act shall expire and be deemed repealed September 1, 2021.

§ 23. Section 3 of part C of chapter 152 of the laws of 2001 amending the military law relating to military funds of the organized militia, as amended by section 3 of part O of chapter 55 of the laws of 2018, is amended to read as follows:

§ 3. This act shall take effect immediately; provided however that the amendments made to subdivision 1 of section 221 of the military law by section two of this act shall expire and be deemed repealed September 1, 2021.

§ 24. Section 5 of chapter 554 of the laws of 1986, amending the correction law and the penal law relating to providing for community treatment facilities and establishing the crime of absconding from the community treatment facility, as amended by section 24 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 5. This act shall take effect immediately and shall remain in full force and effect until September 1, 2021, and provided further that the commissioner of correctional services shall report each January first and July first during such time as this legislation is in effect, to the chairman of the senate crime victims, crime and correction committee, the senate codes committee, the assembly correction committee, and the assembly codes committee, the number of individuals who are released to community treatment facilities during the previous six-month period, including the total number for each date at each facility who are not residing within the facility, but who are required to report to the facility on a daily or less frequent basis.

§ 25. Section 2 of part F of chapter 55 of the laws of 2018, amending the criminal procedure law relating to pre-criminal proceeding settlements in the city of New York, is amended to read as follows:
§ 2. This act shall take effect immediately and shall remain in full force and effect until March 31, [2019] 2021, when it shall expire and be deemed repealed.

§ 26. This act shall take effect immediately, provided however that section twenty-five of this act shall be deemed to have been in full force and effect on and after March 31, 2019.

PART P

Intentionally Omitted

PART Q

Intentionally Omitted

PART R

Intentionally Omitted

PART S

Intentionally Omitted

PART T

Intentionally Omitted

PART U

Intentionally Omitted

PART V

Intentionally Omitted

PART W

Intentionally Omitted

PART X

Intentionally Omitted

PART Y

Intentionally Omitted

PART Z

Intentionally Omitted

PART AA

Intentionally Omitted

PART BB
Section 1. Section 14 of part J of chapter 62 of the laws of 2003 amending the county law and other laws relating to fees collected, as amended by section 7 of part K of chapter 56 of the laws of 2010, is amended to read as follows:

§ 14. Notwithstanding the provisions of any other law: (a) the fee collected by the office of court administration for the provision of criminal history searches and other searches for data kept electronically by the unified court system shall be sixty-five one hundred dollars; (b) [thirty-five] seventy dollars of each such fee collected shall be deposited in the indigent legal services fund established by section 98-b of the state finance law, as added by section twelve of this act, (c) nine dollars of each such fee collected shall be deposited in the legal services assistance fund established by section 98-c of the state finance law, as added by section nineteen of this act, (d) sixteen dollars of each such fee collected shall be deposited to the judiciary data processing offset fund established by section 94-b of the state finance law, and (e) the remainder shall be deposited in the general fund.

§ 2. This act shall take effect immediately.
purchases by or for state agencies and institutions for personal or real
property purposes.

5. The amount expended from such fund for the above-stated purposes
shall be charged against the agency [or], political subdivision, public authority or public benefit corporation above
receiving such food, supplies, equipment and services and all payments
received therefor shall be credited to such fund.

§ 2. Section 3 of chapter 410 of the laws of 2009, amending the state
finance law relating to authorizing the aggregate purchases of energy
for state agencies, institutions, local governments, public authorities
and public benefit corporations, as amended by section 1 of part G of
chapter 55 of the laws of 2014, is amended to read as follows:

§ 3. This act shall take effect immediately and shall expire and be
deemed repealed July 31, 2019-2024.

§ 3. Section 9 of subpart A of part C of chapter 97 of the laws of
2011, amending the state finance law and other laws relating to provid-
ing certain centralized service to political subdivisions and extending
the authority of the commissioner of general services to aggregate
purchases of energy for state agencies and political subdivisions, as
amended by section 2 of part G of chapter 55 of the laws of 2014, is
amended to read as follows:

§ 9. This act shall take effect immediately, provided, however that:
1. sections [one,] four, five, six and seven of this act shall expire
and be deemed repealed July 31, 2019-2024;
2. the amendments to subdivision 4 of section 97-g of the state
finance law made by section two of this act shall survive the expiration
and reversion of such subdivision as provided in section 3 of chapter
410 of the laws of 2009, as amended;
3. sections four, five, six and seven of this act shall apply to any
contract let or awarded on or after such effective date.

§ 4. This act shall take effect immediately.

PART HH

Section 1. Subdivision 2 of section 9 of the public buildings law, as
amended by section 2 of part M of chapter 55 of the laws of 2015, is
amended to read as follows:

2. Notwithstanding any other provision of this law or any general or
special law, where there is a construction emergency, as defined by
subdivision one of this section, the commissioner of general services
may, upon written notice of such construction emergency from an author-
ized officer of the department or agency having jurisdiction of the
property, let emergency contracts for public work or the purchase of
supplies, materials or equipment without complying with formal compet-
itive bidding requirements, provided that all such contracts shall be
subject to the approval of the attorney general and the comptroller and
that no such contract shall exceed [six] nine hundred thousand dollars.
Such emergency contracts shall be let only for work necessary to remedy
or ameliorate a construction emergency.

§ 2. Section 3 of chapter 674 of the laws of 1993, amending the public
buildings law relating to value limitations on contracts, as amended by
section 1 of part L of chapter 55 of the laws of 2017, is amended to
read as follows:

§ 3. This act shall take effect immediately and shall remain in full
force and effect only until June 30, 2019-2023.
§ 3. This act shall take effect immediately; provided, however, that
the amendment to subdivision 2 of section 9 of the public buildings law
made by section one of this act shall not affect the expiration of such
subdivision and shall be deemed to expire therewith.

PART II

Intentionally Omitted

PART JJ

Intentionally Omitted

PART KK

Intentionally Omitted

PART LL

Intentionally Omitted

PART MM

Intentionally Omitted

PART NN

Intentionally Omitted

PART OO

Intentionally Omitted

PART PP

Intentionally Omitted

PART QQ

Intentionally Omitted

PART RR

Intentionally Omitted

PART SS

Section 1. Subdivision (a) of section 8019 of the civil practice law
and rules, as amended by chapter 773 of the laws of 1965, is amended to
read as follows:

(a) Application. The fees of a county clerk specified in this article
shall supersede the fees allowed by any other statute for the same
services, except in so far as the administrative code of the city of New
York sets forth different fees for the city register of the city of New
York and the county clerk of Richmond, and except that such fees do not
include the block fees as set out in the Nassau county administrative
or the tax map number verification fees on instruments presented for recording or filing as set out in the Suffolk county administrative code, which are to be charged in addition to the fees specified in this article. This subdivision does not apply to the fees specified in subdivision (f) of section 8021.

§ 2. Subparagraph (b) of paragraph 1 of subdivision (f) of section 8021 of the civil practice law and rules, as amended by chapter 784 of the laws of 1983, is amended to read as follows:

(b) if the real estate is in the city of New York or the counties of Suffolk or Nassau, any block fees allowed by the administrative code of the city of New York or the Nassau county administrative code or any tax map number verification fees on instruments presented for recording or filing allowed by the Suffolk county administrative code;

§ 3. This act shall take effect immediately.

PART TT

Intentionally Omitted

PART UU

Intentionally Omitted

PART VV

Section 1. The public service law is amended by adding a new article 1-A to read as follows:

ARTICLE 1-A

THE STATE OFFICE OF THE UTILITY CONSUMER ADVOCATE

Section 28-a. Definitions.

28-b. Establishment of the state office of the utility consumer advocate.

28-c. Powers of the state office of the utility consumer advocate.

28-d. Reports.

§ 28-a. Definitions. When used in this article: (a) "Department" means the department of public service.

(b) "Commission" means the public service commission.

(c) "Residential utility customer" means any person who is sold or offered for sale residential utility service by a utility company.

(d) "Utility company" means any person or entity operating an agency for public service, including, but not limited to, those persons or entities subject to the jurisdiction, supervision and regulations prescribed by or pursuant to the provisions of this chapter.

§ 28-b. Establishment of the state office of the utility consumer advocate. There is established the state office of the utility consumer advocate to represent the interests of residential utility customers.

The utility consumer advocate shall be appointed by the governor to a term of six years, upon the advice and consent of the senate. The utility consumer advocate shall possess knowledge and experience in matters affecting residential utility customers and shall be responsible for the direction, control, and operation of the state office of the utility consumer advocate, including its hiring of staff and retention of experts for analysis and testimony in proceedings. The utility consumer advocate shall not be removed for cause, but may be removed only after
notice and opportunity to be heard, and only for permanent disability, 
malfeasance, a felony, or conduct involving moral turpitude. Exercise of 
independent judgment in advocating positions on behalf of residential 
utility customers shall not constitute cause for removal of the utility 
consumer advocate.

§ 28-c. Powers of the state office of the utility consumer advocate. 
The state office of the utility consumer advocate shall have the power 
and duty to: (a) initiate, intervene in, or participate on behalf of 
residential utility customers in any proceedings before the commission, 
the federal energy regulatory commission, the federal communications 
commission, federal, state and local administrative and regulatory agen-
cies, and state and federal courts in any matter or proceeding that may 
substantially affect the interests of residential utility customers, 
including, but not limited to, a proposed change of rates, charges, 
terms and conditions of service, the adoption of rules, regulations, 
guidelines, orders, standards or final policy decisions where the utili-
ty consumer advocate deems such initiation, intervention or partic-
ipation to be necessary or appropriate;
(b) represent the interests of residential utility customers of the 
state before federal, state and local administrative and regulatory 
agencies engaged in the regulation of energy, telecommunications, water, 
and other utility services, and before state and federal courts in 
actions and proceedings to review the actions of utilities or orders of 
utility regulatory agencies. Any action or proceeding brought by the 
utility consumer advocate before a court or an agency shall be brought 
in the name of the state office of the utility consumer advocate. The 
utility consumer advocate may join with a residential utility customer 
or group of residential utility customers in bringing an action;
(c) (i) in addition to any other authority conferred upon the utility 
consumer advocate, he or she is authorized, and it shall be his or her 
duty to represent the interests of residential utility customers as a 
party, or otherwise participate for the purpose of representing the 
interests of such customers before any agencies or courts. He or she may 
initiate proceedings if in his or her judgment doing so may be necessary 
in connection with any matter involving the actions or regulation of 
public utility companies whether on appeal or otherwise initiated. The 
utility consumer advocate may monitor all cases before regulatory agen-
cies in the United States, including the federal communications commis-
sion and the federal energy regulatory commission that affect the inter-
est of residential utility customers of the state and may formally 
participate in those proceedings which in his or her judgment warrants 
such participation.
(ii) the utility consumer advocate shall exercise his or her independ-
ent discretion in determining the interests of residential utility 
customers that will be advocated in any proceeding, and determining 
whether to participate in or initiate any proceeding and, in so deter-
mining, shall consider the public interest, the resources available, and 
the substantiality of the effect of the proceeding on the interest of 
residential utility customers;
(d) request and receive from any state or local authority, agency, 
department or division of the state or political subdivision such 
assistance, personnel, information, books, records, other documentation 
and cooperation necessary to perform its duties; and
(e) enter into cooperative agreements with other government offices to 
efficiently carry out its work.
§ 28-d. Reports. On July first, two thousand twenty and annually thereafter, the state office of the utility consumer advocate shall issue a report to the governor and the legislature, and make such report available to the public free of charge on a publicly available website, containing, but not limited to, the following information:

(a) all proceedings that the state office of the utility consumer advocate participated in and the outcome of such proceedings, to the extent of such outcome and if not confidential;

(b) estimated savings to residential utility consumers that resulted from intervention by the state office of the utility consumer advocate; and

(c) policy recommendations and suggested statutory amendments that the state office of the utility consumer advocate deems necessary.

§ 2. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.

PART WW

Section 1. The public service law is amended by adding a new section 24-c to read as follows:

§ 24-c. Utility intervenor reimbursement. 1. As used in this section, the following terms shall have the following meanings:

(a) "Compensation" means payment from the utility intervenor account fund established by section ninety-seven-ssss of the state finance law, for all or part, as determined by the department, of reasonable advocate's fees, reasonable expert witness fees, and other reasonable costs for preparation and participation in a proceeding.

(b) "Participant" means a group of persons that apply jointly for an award of compensation under this section and who represent the interests of a significant number of residential or small business customers, or a not-for-profit organization in this state authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential or small business utility customers. For purposes of this section, a participant does not include a non-profit organization or other organization whose principal interests are the welfare of a public utility or its investors or employees, or the welfare of one or more businesses or industries which receive utility service ordinarily and primarily for use in connection with the profit-seeking manufacture, sale, or distribution of goods or services.

(c) "Other reasonable costs" means reasonable out-of-pocket expenses directly incurred by a participant that are directly related to the contentions or recommendations made by the participant that resulted in a substantial contribution.

(d) "Party" means any interested party, respondent public utility, or commission staff in a hearing or proceeding.

(e) "Proceeding" means a complaint, or investigation, rulemaking, or other formal proceeding before the commission, or alternative dispute resolution procedures in lieu of formal proceedings as may be sponsored or endorsed by the commission, provided however such proceedings shall be limited to those relating to public utilities that distribute and deliver gas, electricity, or steam within this state and having annual revenues in excess of two hundred million dollars arising under and proceeding pursuant to the following articles of this chapter: (1) the regulation of the price of gas and electricity, pursuant to article four of this chapter; (2) the regulation of the price of steam, pursuant to article four-A of this chapter; (3) the submetering, remetering or
resale of electricity to residential premises, pursuant to section
sixty-five and sixty-six of this chapter, and pursuant to regulations
regarding the submetering, remetering, or resale of electricity adopted
by the commission; and (4) such sections of this chapter as are applica-
tible to a proceeding in which the commission makes a finding on the
record that the public interest requires the reimbursement of utility
intervenor fees pursuant to this section.

(f) "Significant financial hardship" means that the participant will
be unable to afford, without undue hardship, to pay the costs of effec-
tive participation, including advocate's fees, expert witness fees, and
other reasonable costs of participation.

(g) "Small business" means a business with a gross annual revenue of
two hundred fifty thousand dollars or less.

(h) "Substantial contribution" means that, in the judgment of the
department, the participant's application may substantially assist the
commission in making its decision because the decision may adopt in
whole or in part one or more factual contentions, legal contentions, or
specific policy or procedural recommendations that will be presented by
the participant.

2. A participant may apply for an award of compensation under this
section in a proceeding in which such participant has sought active
party status as defined by the department. The department shall deter-
mine appropriate procedures for accepting and responding to such appli-
cations. At the time of application, such participant shall serve on
every party to the proceeding notice of intent to apply for an award of
compensation.

An application shall include:

(a) A statement of the nature and extent and the factual and legal
basis of the participant's planned participation in the proceeding as
far as it is possible to describe such participation with reasonable
specificity at the time the application is filed.

(b) At minimum, a reasonably detailed description of anticipated advo-
cates and expert witness fees and other costs of preparation and partic-
ipation that the participant expects to request as compensation.

(c) If participation or intervention will impose a significant finan-
cial hardship and the participant seeks payment in advance to an award
of compensation in order to initiate, continue or complete participation
in the hearing or proceeding, such participant must include evidence of
such significant financial hardship in its application.

(d) Any other requirements as required by the department.

3. (a) Within thirty days after the filing of an application the
department shall issue a decision that determines whether or not the
participant may make a substantial contribution to the final decision in
the hearing or proceeding. If the department finds that the participant
requesting compensation may make a substantial contribution, the depart-
ment shall describe this substantial contribution and determine the
amount of compensation to be paid pursuant to subdivision four of this
section.

(b) Notwithstanding subdivision four of this section, if the depart-
ment finds that the participant has a significant financial hardship,
the department may direct the public utility or utilities subject to the
proceeding to pay all or part of the compensation to the department to
be provided to the participant prior to the end of the proceeding. In
the event that the participant discontinues its participation in the
proceeding without the consent of the department, the department shall
be entitled to, in whole or in part, recover any payments made to such
participant to be refunded to the public utility or utilities that
provided such payment.

(c) The computation of compensation pursuant to paragraph (a) of this
subdivision shall take into consideration the market rates paid to
persons of comparable training and experience who offer similar
services. The compensation awarded may not, in any case, exceed the
comparable market rate for services paid by the department or the public
utility, whichever is greater, to persons of comparable training and
experience who are offering similar services.

(d) Any compensation awarded to a participant and not used by such
participant shall be returned to the department for refund to the public
utility or utilities that provided such payment.

(e) The department shall require that participants seeking payment
maintain an itemized record of all expenditures incurred as a result of
such proceeding.

(i) The department may use the itemized record of expenses to verify
the claim of financial hardship by a participant seeking payment pursu-
ant to paragraph (c) of subdivision two of this section.

(ii) The department may use the record of expenditures in determining,
after the completion of a proceeding, if any unused funds remain.

(iii) The department shall preserve the confidentiality of the partic-
ipant’s records in making any audit or determining the availability of
funds after the completion of a proceeding.

(f) In the event that the department finds that two or more partic-
ipants' applications have substantially similar interests, the depart-
ment may require such participants to apply jointly in order to receive
compensation.

4. Any compensation pursuant to this section shall be paid at the
conclusion of the proceeding by the public utility or utilities subject

to the proceeding within thirty days. Such compensation shall be remit-
ted to the department which shall then remit such compensation to the
participant.

5. The department shall deny any award to any participant who attempts
to delay or obstruct the orderly and timely fulfillment of the depart-
ment’s responsibilities.

§ 2. The state finance law is amended by adding a new section 97-ssss
to read as follows:

§ 97-ssss. Utility intervenor account. 1. There is hereby established
in the joint custody of the state comptroller and the commissioner of
taxation and finance a fund to be known as the utility intervenor
account.

2. Such account shall consist of all utility intervenor reimbursement
monies received from utilities pursuant to section twenty-four-c of the
public service law.

§ 3. This act shall take effect on the thirtieth day after it shall
have become a law.

PART XX

Section 1. Section 1-104 of the election law is amended by adding a
new subdivision 38 to read as follows:

38. "Computer generated registration list" means a printed or elec-
tronic list of voters in alphabetical order for a single election
district or poll site, generated from a computer registration file for
each election and containing for each voter listed, a facsimile of the
signature of the voter. Such a list may be in a single volume or in more
than one volume. The list may be utilized in place of registration poll
records, to establish a person’s eligibility to vote in the polling
place on election day.

(a) The state board of elections shall promulgate minimum security
standards for any electronic device, and any network or system to which
the electronic device is connected, that is used to store or otherwise
access a computer generated registration list, and shall also promulgate
a list of devices that are approved for use. No local board of elections
shall be permitted to use such a device unless the state board of
elections has previously approved the device for use and has certified
that the network or system to which the electronic device is connected
is compliant with the minimum security standards.

(b) The minimum security standards for such devices shall be commensu-
rate with the level of security risk applicable to such devices and
shall specifically take into account any security risk associated with
voting equipment-related supply chains in addition to any other applica-
able security risk.

(c) The state board of elections shall promulgate minimum redundancy
procedures to ensure a list of registration records is available that
provides necessary information in a compressed format to ensure voting
continues if the electronic computer generated registration system
becomes unavailable for any poll site or election district that utilizes
such an electronic computer generated registration list.

§ 2. Subdivision 1 of section 4-128 of the election law, as amended by
chapter 125 of the laws of 2011, is amended to read as follows:

1. The board of elections of each county shall provide the requisite
number of official and facsimile ballots, two cards of instruction to
voters in the form prescribed by the state board of elections, at least
one copy of the instruction booklet for inspectors, a sufficient number
of maps, street finders or other descriptions of all of the polling
places and election districts within the political subdivision in which
the polling place is located to enable the election inspectors and poll
clerks to determine the correct election district and polling place for
each street address within the political subdivision in which the poll-
ing place is located, distance markers, tally sheets and return blanks,
black ink or ball point pens with black ink, pencils having
black lead, or other appropriate marking devices, envelopes for the
ballots of voters whose registration poll records are not in the ledger
or whose names are not [on] in the computer generated registration list,
envelopes for returns, identification buttons, badges or emblems for the
inspectors and clerks in the form prescribed by the state board of
elections and such other articles of stationery as may be necessary for
the proper conduct of elections, except that when a town, city or
village holds an election not conducted by the board of elections, the
clerk of such town, city or village, shall provide such official and
facsimile ballots and the necessary blanks, supplies and stationery for
such election.

§ 3. Subdivision c of section 4-132 of the election law, as amended by
chapter 164 of the laws of 1985, is amended to read as follows:

b. A booth or device in each election district for the use of voters
marking ballots. Such booth or device shall be so constructed as to
permit the voter to mark his or her ballot in secrecy and shall be
furnished at all times with [a pencil having black lead only] an appro-
priate marking device.

§ 4. Section 4-134 of the election law, the section heading as amended
by chapter 373 of the laws of 1978, subdivisions 1 and 3 as amended by
chapter 163 of the laws of 2010, subdivision 2 as amended by chapter 425 of the laws of 1986, and subdivisions 5 and 6 as amended by chapter 635 of the laws of 1990, is amended to read as follows:

§ 4-134. Preparation and delivery of ballots, supplies and equipment for use at elections. 1. The board of elections shall deliver, at its office, to the clerk of each town or city in the county, except the cities of New York, Buffalo and Rochester and to the clerk of each village in the county in which elections are conducted by the board of elections, by the Saturday before the primary, general, village or other election for which they are required: the official and sample ballots; ledgers prepared for delivery in the manner provided in subdivision two of this section and containing the registration poll records of all persons entitled to vote at such election in such town, city or village, or computer generated registration lists containing the names of all persons entitled to vote at such election in such town, city or village; challenge reports prepared as directed by this chapter; sufficient applications for registration by mail; sufficient ledger seals and other supplies and equipment required by this article to be provided by the board of elections for each polling place in such town, city or village. The town, city or village clerk shall call at the office of such board of elections at such time and receive such ballots, supplies and equipment. In the cities of New York, Buffalo and Rochester the board of elections shall cause such ballots, supplies and equipment to be delivered to the board of inspectors of each election district approximately one-half hour before the opening of the polls for voting, and shall take receipts therefor.

2. The board of elections shall provide for each election district a ledger or ledgers containing the registration poll records or printed lists with computer generated facsimile signatures, of all persons entitled to vote in such election district at such election. Such ledgers shall be labelled, sealed, locked and transported in locked carrying cases. After leaving the board of elections no such carrying case shall be unlocked except at the time and in the manner provided in this chapter.

3. Any envelope containing absentee voters' ballots on which the blanks have not been properly filled in shall be stamped to indicate the defect and shall be preserved by the board for at least one year after the receipt thereof.

4. Each kind of official ballot shall be arranged in a package in the consecutive order of the numbers printed on the stubs thereof beginning with number one. All official and sample ballots for each election district shall be in separate sealed packages, clearly marked on the outside thereof, with the number and kind of ballots contained therein and indorsed with the designation of the election district for which they were prepared. The other supplies provided for each election district also shall be enclosed in a sealed package, or packages, with a label on the outside thereof showing the contents of each package.

5. Each town, city and village clerk receiving such packages shall cause all such packages so received and marked for any election district to be delivered unopened and with the seals thereof unbroken to the inspectors of election of such election districts at least one-half hour before the opening of the polls of such election therein, [and] who shall give a receipt therefor specifying the number and kind of packages delivered. [At the same time each such clerk shall cause to be delivered to such inspectors the equipment
A. 2005--B

1 described in subdivision two of this section and shall cause a receipt
to be taken therefor.

5. Town, city and village clerks required to provide official and
sample ballots, registration records, seals, supplies and equipment, as
described in this section, for town, city and village elections not
conducted by the board of elections, shall in like manner, deliver them
to the inspectors or presiding officers of the election at each polling
place at which such meetings and elections are held, respectively, in
like sealed packages marked on the outside in like manner, and shall
take receipts therefor in like manner.

§ 5. Subdivision 1 of section 5-302 of the election law, as separately
amended by chapter 164 and chapter 558 of the laws of 1985, is amended
to read as follows:

1. Before placing the registration poll record in the poll ledger or
in the computer generated registration list, the board shall enter in
the space provided therefor [on the back of such registration poll
record] the name of the party designated by the voter on his application
form, provided such party continues to be a party as defined in this
law. If such party ceases to be a party at any time, either before or
after such enrollment is so entered, the enrollment of such voter shall
be deemed to be blank and shall be entered as such until such voter
files an application for change of enrollment pursuant to the provisions
of this chapter. [In the city of New York the board shall also affix a
gummed sticker of a different color for each party in a place on such
registration poll record immediately adjacent to such entry.] The board
shall enter the date of such entry and affix initials thereto in the
space provided.

§ 6. Paragraph c of subdivision 3 of section 5-506 of the election
law, as amended by chapter 659 of the laws of 1994, is amended to read
as follows:

c. The computer generated registration list prepared for each election
in each election district shall be [printed by a printer] prepared in a
manner which meets or exceeds standards for clarity and speed of
reproduction established by the state board of elections, shall be in a form approved by such board, shall include the names of
all voters eligible to vote in such election and shall be in alphabetical
order, except that, at a primary election, the names of the voters
enrolled in each political party may be placed in a separate part of the
list or in a separate list, as the board of elections in its discretion,
may determine. Such list shall contain, adjacent to each voter's name,
or in a space so designated, at least the following: street address,
date of birth, party enrollment, year of registration, a computer
reproduced facsimile of the voter's signature or an indication that the
voter is unable to sign his name, a place for the voter to sign his name
at such election and a place for the inspectors to mark the voting
machine number, the public counter number [and] if any, or the number of
any paper ballots given the voter.

§ 7. Subdivision 2 of section 8-202 of the election law, as amended by
chapter 164 of the laws of 2010, is amended to read as follows:

2. The exterior of any ballot scanner, ballot marking device and
privacy booth and every part of the polling place shall be in plain view
of the election inspectors and watchers. The ballot scanners, ballot
marking devices, and privacy booths shall be placed at least four feet
from the table used by the inspectors in charge of the poll [books]
ledger or computer generated registration list. The guard-rail shall be
at least three feet from the machine and the table used by the inspec-
tors. The election inspectors shall not themselves be, or allow any other person to be, in any position or near any position, that will permit one to see or ascertain how a voter votes, or how he or she has voted nor shall they permit any other person to be less than three feet from the ballot scanner, ballot marking device, or privacy booth while occupied. The election inspectors or clerks attending the ballot scanner, ballot marking device, or privacy booth shall regularly inspect the face of the ballot scanner, ballot marking device, or the interior of the privacy booth to see that the ballot scanner, ballot marking device, or privacy booth has not been damaged or tampered with. During elections the door or other covering of the counter compartment of the machine shall not be unlocked or opened except by a member of the board of elections, a voting machine custodian or any other person upon the specific instructions of the board of elections.

§ 8. Subdivisions 2, 2-a, 3, 4 and 5 of section 8-302 of the election law, subdivision 2-a as added by chapter 179 of the laws of 2005, subdivisions 3 and 4 as amended by chapter 200 of the laws of 1996, the opening paragraph of paragraph (e) of subdivision 3 as amended by chapter 125 of the laws of 2011 and subparagraph (ii) of paragraph (e) of subdivision 3 as separately amended by chapters 3 and 6 of the laws of 2019, are amended to read as follows:

2. The voter shall give [his] the voter's name and [his] the voter's residence address to the inspectors. An inspector shall then loudly and distinctly announce the name and residence of the voter.

2-a. (a) If a voter's name appears in the ledger or computer generated registration list with a notation indicating that the voter's identity was not yet verified as required by the federal Help America Vote Act, the inspector shall require that the voter produce one of the following types of identification before permitting the voter to cast his or her vote on the voting machine:

(i) a driver's license or department of motor vehicles non-driver photo ID card or other current and valid photo identification;

(ii) a copy of a current utility bill, bank statement, government check, paycheck or other government document that shows the name and address of the voter.

(b) If the voter produces an identification document listed in paragraph (a) of this subdivision, the inspector shall indicate so in the ledger or computer generated registration list, the voter will be deemed verified as required by the federal Help America Vote Act and the voter shall be permitted to cast his or her vote on the voting machine.

(c) If the voter does not produce an identification document listed in paragraph (a) of this subdivision, the voter shall only be entitled to vote by affidavit ballot unless a court order provides otherwise.

3. (a) If an applicant is challenged, the board, without delay, shall either enter his name in the second section of the challenge report together with the other entries required to be made in such section opposite the applicant's name or make an entry next to [his] the voter's name [on] in the computer generated registration list or in the place provided [at-the-end-of] in the computer generated registration list.

(b) A person who claims to have moved to a new address within the election district in which he or she is registered to vote shall be permitted to vote in the same manner as other voters unless challenged on other grounds. The inspectors shall enter the names and new addresses of all such persons in either the first section of the challenge report or in the place provided [at-the-end-of] in the computer generated registration list and shall also enter the new address next to such
person's address on such computer generated registration list. When the registration poll records of persons who have voted from new addresses within the same election district are returned to the board of elections, such board shall change the addresses on the face of such registration poll records without completely obliterating the old addresses and shall enter such new addresses and the new addresses for any such persons whose names were in computer generated registration lists into its computer records for such persons.

(c) A person who claims a changed name shall be permitted to vote in the same manner as other voters unless challenged on other grounds. The inspectors shall either enter the names of all such persons in the first section of the challenge report or in the place provided in the computer generated registration list, in the form in which they are registered, followed in parentheses by the name as changed or enter the name as changed next to such voter's name on the computer generated registration list. The voter shall sign first on the registration poll record or in the computer generated registration list, the name under which the voter is registered and, immediately above it, the new name, provided that in such a computer-generated registration list, the new name may be signed in the place provided in the computer generated registration list. When the registration poll record of a person who has voted under a new name is returned to the board of elections, such board shall change [his] the voter's name on the face of each [of his] registration record without completely obliterating the old one, and thereafter such person shall vote only under his or her new name. If a voter has signed a new name in a computer generated registration list, such board shall enter such voter's new name and new signature in such voter's computer record.

(d) If an applicant requests assistance in voting and qualifies therefor, the board shall provide assistance as directed by this chapter, and shall without delay either enter such applicant's name and the other entries required in the third section of the challenge report or make an entry next to such applicant's name at the end of the computer generated list or in the place provided at the end of the computer generated registration list.

(e) Whenever a voter presents himself or herself and offers to cast a ballot, and he or she claims to live in the election district in which he or she seeks to vote but no registration poll record can be found for him or her in the poll ledger or his or her name does not appear in the computer generated registration list or his or her signature does not appear next to his or her name in such computer-generated registration list or his or her registration poll record or the computer generated registration list does not show him or her to be enrolled in the party in which he or she claims to be enrolled, a poll clerk or election inspector shall consult a map, street finder or other description of all of the polling places and election districts within the political subdivision in which said election district is located and if necessary, contact the board of elections to obtain the relevant information and advise the voter of the correct polling place and election district for the residence address provided by the voter to such poll clerk or election inspector. Thereafter, such voter shall be permitted to vote in said election district only as hereinafter provided:

(i) He or she may present a court order requiring that he or she be permitted to vote. At a primary election, such a court order must specify the party in which the voter is permitted to vote. [He] The voter
shall be required to sign their full name on top of the first page of such order, together with the voter's registration serial number, if any, and the voter's name and the other entries required shall then be entered without delay in the fourth section of the challenge report or in the place provided at the end of the computer generated registration list, or, if such person's name appears on such registration list, the board of elections may provide a place to make such entry next to his or her name on such list. The voter shall then be permitted to vote in the manner otherwise prescribed for voters whose registration poll records are found in the ledger or whose names are found on the computer generated registration list; or

(ii) He or she may swear to and subscribe an affidavit stating that he or she has duly registered to vote, the address in such election district from which he or she registered, that he or she remains a duly qualified voter in such election district, that his or her registration poll record appears to be lost or misplaced or that his or her name and/or his or her signature was omitted from the computer generated registration list or such record indicates the voter already voted when he or she did not do so or that he or she has moved within New York state since he or she last registered, the address from which he or she was previously registered and the address at which he or she currently resides, and at a primary election, the party in which he or she is enrolled. The inspectors of election shall offer such an affidavit to each such voter whose residence address is in such election district. Each such affidavit shall be in a form prescribed by the state board of elections, shall be printed on an envelope of the size and quality used for an absentee ballot envelope, and shall contain an acknowledgment that the affiant understands that any false statement made therein is perjury punishable according to law. Such form prescribed by the state board of elections shall request information required to register such voter should the county board determine that such voter is not registered and shall constitute an application to register to vote. The voter's name and the entries required shall then be entered without delay and without further inquiry in the fourth section of the challenge report or in the place provided at the end of the computer generated registration list, with the notation that the voter has executed the affidavit hereinabove prescribed, or, if such person's name appears on the computer generated registration list, the board of elections may provide a place to make such entry next to his or her name on such list. The voter shall then, without further inquiry, be permitted to vote an affidavit ballot provided for by this chapter. Such ballot shall thereupon be placed in the envelope containing his or her affidavit, and the envelope sealed and returned to the board of elections in the manner provided by this chapter for protested official ballots, including a statement of the number of such ballots.

4. At a primary election, a voter whose registration poll record is in the ledger or computer generated registration list shall be permitted to vote only in the primary of the party in which such record shows him the voter to be enrolled unless he the voter shall present a court order pursuant to the provisions of subparagraph (i) of paragraph (e) of subdivision three of this section requiring that he the voter be permitted to vote in the primary of another party, or unless he the voter shall present a certificate of enrollment issued by the board of elections, not earlier than one month before such primary election, pursuant to the provisions of this chapter which certifies that he the voter
voter is enrolled in a party other than the one in which such record shows [him] the voter to be enrolled, or unless he or she shall subscribe an affidavit pursuant to the provisions of subparagraph (ii) of paragraph (e) of subdivision three of this section.

5. Except for voters unable to sign their names, no person shall be permitted to vote without first identifying himself or herself as required by this chapter.

§ 9. Subdivisions 1, 2 and 3 of section 8-304 of the election law, subdivisions 1 and 2 as amended by chapter 425 of the laws of 1986, are amended to read as follows:

1. A person before being allowed to vote shall be required, except as provided in this chapter, to sign his or her name on the back of his or her registration poll record on the first line reserved for his or her signature at the time of election which is not filled with a previous signature, or on the line in the space provided in the computer generated registration list reserved for [his] the voter's signature.

The two inspectors in charge shall satisfy themselves by a comparison of [his] the voter's registration signature and by comparison of [his] the voter's appearance with the descriptive material on the face of the registration poll record that [he] the voter is the person registered. If they are so satisfied they shall enter the other information required for the election on the same line with the voter's latest signature, shall sign their names or initials in the spaces provided therefor, and shall permit the applicant to vote. Any inspector or inspectors not satisfied shall challenge the applicant forthwith.

2. If a person who alleges [his] an inability to sign his or her name presents himself or herself to vote, the board of inspectors shall permit [him] such person to vote, unless challenged on other grounds, provided [he] the voter had been permitted to register without signing [his] the voter's name. The board shall enter the words "Unable to Sign" in the space on [his] the voter's registration poll record reserved for [his] the voter's signature or on the line of the computer generated registration list reserved for [his] the voter's signature at such election. If [his] the voter's signature appears upon [his] the voter's registration record or [upon] in the computer generated registration list the board shall challenge [him] the voter forthwith, except that if such a person claims that he or she is unable to sign his or her name by reason of a physical disability incurred since [his] the voter's registration, the board, if convinced of the existence of such disability, shall permit him or her to vote, shall enter the words "Unable to Sign" and a brief description of such disability in the space reserved for [his] the voter's signature at such election. At each subsequent election, if such disability still exists, [he] the voter shall be entitled to vote without signing [his] their name and the board of inspectors, without further notation, shall enter the words "Unable to Sign" in the space reserved for [his] the voter's signature at such election.

3. The voter's facsimile signature [made by him upon registration and his signature made at subsequent elections] shall be effectively concealed from the voter by a blotter or [piece of opaque paper] other means until after the voter shall have completed [his] the signature.

§ 10. Subdivision 3 of section 8-306 of the election law, as amended by chapter 154 of the laws of 1991, is amended to read as follows:

3. Any voter who requires assistance to vote by reason of blindness, disability or inability to read or write may be given assistance by a person of the voter's choice, other than the voter's employer or agent of the employer or officer or agent of the voter's union. A voter enti-
titled to assistance in voting who does not select a particular person may be assisted by two election inspectors not of the same political faith. The inspectors or person assisting a voter shall enter the voting machine or booth with [him] the voter, help [him] the voter in the preparation of [his] the voter's ballot and, if necessary, in the return of the voted ballot to the inspectors for deposit in the ballot box. The inspectors shall enter in the [remarks on the registration poll card of an assisted voter, or next to the name of] space provided for such voter [on] in the computer generated registration list, the name of each officer or person rendering such assistance.

§ 11. Subdivision 2 of section 8-508 of the election law, as amended by chapter 200 of the laws of 1996, paragraph (b) as amended by chapter 6 of the laws of 2019, is amended to read as follows:

2. (a) The first section of such report shall be reserved for the inspectors of election to enter the name, address and registration serial number of each person who claims a change in name, or a change of address within the election district, together with the new name or address of each such person. In lieu of preparing section one of the challenge list, the board of elections may provide, next to the name of each voter [on] in the computer generated registration list, a place for the inspectors of election to record the information required to be entered in such section one, or provide [at the end of such computer generated] elsewhere in such registration list, a place for the inspectors of election to enter such information.

(b) The second section of such report shall be reserved for the board of inspectors to enter the name, address and registration serial number of each person who is challenged at the time of voting together with the reason for the challenge. If no voters are challenged, the board of inspectors shall enter the words "No Challenges" across the space reserved for such names. In lieu of preparing section two of the challenge report, the board of elections may provide, next to the name of each voter [on] in the computer generated registration list, a place for the inspectors of election to record the information required to be entered in such section two, or provide [at the end of such computer generated] elsewhere in such registration list, a place for the inspectors of election to enter such information.

(c) The third section of such report shall be reserved for the board of inspectors to enter the name, address and registration serial number of each voter given assistance, together with the reason the voter was allowed assistance, the name of the person giving such assistance and his address if not an inspector. If no voters are given assistance, the board of inspectors shall enter the words "No Assistance" across the space reserved for such names. In lieu of providing section three of the challenge report, the board of elections may provide, next to the name of each voter [on] in the computer generated registration list, a place for the inspectors of election to record the information required to be entered in such section three, or provide [at the end of such computer generated] elsewhere in such registration list, a place for the inspectors of election to enter such information.

(d) The fourth section of such report shall be reserved for the board of inspectors to enter the name, address and registration serial number of each person who was permitted to vote pursuant to a court order, or to vote on a paper ballot which was inserted in an affidavit envelope. If there are no such names, such board shall enter the word "None" across the space provided for such names. In lieu of providing section four of such report, the board of elections may provide, next to the
name of each voter [on] in the computer generated registration list, a place for the inspectors of election to record the information required to be entered in such section four, or provide [at the end of the computer-generated] elsewhere in such registration list, a place for the inspectors of election to enter such information.

(e) At the foot of such report [and] or at the end of any such computer-generated registration list, if applicable, shall be [printed] a certificate that such report or list contains the names of all persons who were challenged on the day of election, and that each voter so reported as having been challenged took the oaths as required, that such report or list contains the names of all voters to whom such board gave or allowed assistance and lists the nature of the disability which required such assistance to be given and the names and family relationship, if any, to the voter of the persons by whom such assistance was rendered; that each such assisted voter informed such board under oath that he required such assistance and that each person rendering such assistance took the required oath; that such report or list contains the names of all voters who were permitted to vote although their registration poll records were missing; that the entries made by such board are a true and accurate record of its proceedings with respect to the persons named in such report or list.

(f) Upon the return of such report [and] or lists to the board of elections, it shall complete the investigation of voting qualifications of all persons named in the second section thereof or for whom entries were placed [on] in such computer generated registration lists in lieu of the preparation of the second section of the challenge report, and shall forthwith proceed to cancel the registration of any person who, as noted upon such report, or in such list, was challenged at such election and refused either to take a challenge oath or to answer any challenge question.

(g) The state board of elections shall prescribe a form of challenge report for use pursuant to the provisions of this section. Such form may require the insertion of such other information as the state board shall deem appropriate.

§ 12. Section 8-510 of the election law, the section heading as amended by chapter 373 of the laws of 1978, subdivision 1 as amended by chapter 200 of the laws of 1996, and subdivision 3 as amended by chapter 43 of the laws of 1988, is amended to read as follows:

§ 8-510. Challenge report; completion of and [closing of registration poll ledgers] procedure after. 1. Immediately after the close of the polls the board of inspectors of election shall verify the entries which it has made on the challenge report or [at the end of the] in the spaces provided in the computer generated registration list by comparing such entries with the information appearing on the registration poll records of the affected voters or the information appearing [next to the names of such voters on] in the spaces provided in the computer generated registration list. If it has made no entries in section two, three or four of such report it shall write across or note in such section the words "No challenges", "No assistance" or "None", as the case may be, as directed in this chapter.

2. After completing such report the inspectors shall sign [the] a certificate [at the end of] in the spaces provided by the county board of elections for such report.

3. The inspectors shall place such completed report, and each court order, if any, directing that a person be permitted to vote, [inside a] in the secure container provided by the county board of elections for
such ledger of registration records or computer generated registration lists and then shall close and seal each ledger of registration records or computer generated registration lists, affix their signature to the seal, lock such ledger in the carrying case furnished for that purpose and enclose the keys in a sealed package or seal such list in the envelope provided for that purpose.

§ 13. Clauses (C) and (D) of subparagraph (i) of paragraph (a) of subdivision 2 of section 9-209 of the election law, as amended by chapter 308 of the laws of 2011, are amended to read as follows:

(C) If such person is found to be registered and has not voted in person, an inspector shall compare the signature, if any, on each envelope with the signature, if any, on the registration poll record, the computer generated list of registered voters or the list of special presidential voters, of the person of the same name who registered from the same address. If the signatures are found to correspond, such inspector shall certify thereto by his or her initials, placing in the "Inspector's Initials" line on the computer generated list of registered voters, or in the "remarks" column as appropriate.

(D) If such person is found to be registered and has not voted in person, and if no challenge is made, or if a challenge made is not sustained, the envelope shall be opened, the ballot or ballots withdrawn without unfolding, and the ballot or ballots deposited in the proper ballot box or boxes, or envelopes, provided however that, in the case of a primary election, the ballot shall be deposited in the box only if the ballot is of the party with which the voter is enrolled according to the entry on the back of his or her registration poll record or the computer generated registration list; if not, the ballot shall be rejected without inspection or unfolding and shall be returned to the envelope which shall be endorsed "not enrolled." At the time of the deposit of such ballot or ballots in the box or envelopes, the inspectors shall enter the words "absentee vote" or "military vote" in the space reserved for the voter's signature on the aforesaid list or in the "remarks" column as appropriate, and shall enter the year and month of the election on the same line in the spaces provided therefor.

§ 14. Subdivision 4 of section 11-206 of the election law, as amended by chapter 91 of the laws of 1992, is amended to read as follows:

4. The registration poll records of special federal voters shall be filed, in alphabetical order, by election district. At each election at which special federal voters are eligible to vote, the registration poll records of all special federal voters eligible to vote at such election shall be delivered to such inspectors of election together with the other registration poll records or the names of such voters shall be included in the computer generated registration list. Such records shall be delivered either in a separate poll ledger or a separate, clearly marked section, of the main poll ledger or in a clearly marked section of the computer generated registration list as the board of elections shall determine.

§ 15. This act shall take effect immediately; provided, however, that the amendments to subparagraph (ii) of paragraph (e) of subdivision 3 of section 8-302 of the election law made by section eight of this act shall take effect on the same date and in the same manner as chapter 3 of the laws of 2019, takes effect.
PART YY

Section 1. Subdivisions a and e of section 25 of chapter 507 of the laws of 2009, amending the real property actions and proceedings law and other laws relating to home mortgage loans, as amended by chapter 29 of the laws of 2014, are amended to read as follows:

a. Sections one, one-a, two and three of this act shall take effect on the thirtieth day after this act shall have become a law and shall apply to notices required on or after such date; [provided, however, that section one-a of this act shall expire and be deemed repealed 10 years after such effective date;]

e. Section nine of this act shall take effect on the sixtieth day after this act shall have become a law and shall apply to legal actions filed on or after such date; [provided, however that the amendments to subdivision (a) of rule 3408 of the civil practice law and rules made by such section shall expire and be deemed repealed 10 years after such effective date;]

§ 2. This act shall take effect immediately.

PART ZZ

Section 1. Paragraph (a) of subdivision 2 of section 112 of the state finance law, as amended by section 18 of part L of chapter 55 of the laws of 2012, is amended and a new paragraph (a-1) is added to read as follows:

(a) Before any contract made for or by any state agency, department, board, officer, commission, or institution, except the office of general services, shall be executed or become effective, whenever such contract exceeds fifty thousand dollars in amount and before any contract made for or by the office of general services shall be executed or become effective, whenever such contract exceeds eighty-five thousand dollars in amount, it shall first be approved by the comptroller and filed in his or her office[ , with the exception of contracts established as a centralized contract through the office of general services and purchase orders or other procurement transactions issued under such centralized contracts]. The comptroller shall make a final written determination with respect to approval of such contract within ninety days of the submission of such contract to his or her office unless the comptroller shall notify, in writing, the state agency, department, board, officer, commission, or institution, prior to the expiration of the ninety day period, and for good cause, of the need for an extension of not more than fifteen days, or a reasonable period of time agreed to by such state agency, department, board, officer, commission, or institution and provided, further, that such written determination or extension shall be made part of the procurement record pursuant to paragraph f of subdivision one of section one hundred sixty-three of this chapter.

(a-1) (1) In addition to the contracts covered by paragraph (a) of this subdivision, the following contracts shall be subject to the review and approval of the comptroller: (i) any contract entered into by the state university of New York, the state university of New York construction fund, the city university of New York, or the city university of New York construction fund for construction, commodities, computer equipment and printing in excess of two hundred fifty thousand dollars, unless otherwise provided by the provisions of paragraph a of subdivision five of section three hundred fifty-five of the education law, subdivision twelve of section three hundred seventy-three of the
education law, subdivision a of section six thousand two hundred eighteen of the education law, or section sixty-two hundred eighty-three of the education law, and (ii) contracts established as a centralized contract through the office of general services exceeding eighty-five thousand dollars.

(2) The comptroller shall make a final written determination with respect to approval of such contract within thirty days of the submission of such contract to his or her office unless the comptroller shall notify, in writing, the respective contracting entity prior to the expiration of the thirty day period, and for good cause, of the need for an extension for a period of time agreed to by the contracting entity and provided, further, that such written determination or extension shall be made part of the procurement record. If the comptroller's review of the contract is not completed within the thirty day period, or within the extension of such time period agreed upon by both the comptroller and the respective contracting entity, the contract shall become valid and enforceable without the comptroller's approval.

§ 2. The opening paragraph and paragraph a of subdivision 5 of section 355 of the education law, as amended by section 1 of subpart B of part D of chapter 58 of the laws of 2011, paragraph a of subdivision 5 as amended by section 31 of part L of chapter 55 of the laws of 2012, are amended to read as follows:

Notwithstanding the provisions of subdivision two of section one hundred twelve and sections one hundred fifteen, one hundred sixty-one, and one hundred sixty-three of the state finance law and sections three of the New York state printing and public documents law or any other law to the contrary, the state university trustees are authorized and empowered to:

a. (i) purchase materials, proprietary electronic information resources including but not limited to academic, professional, and industry journals, reference handbooks and manuals, research tracking tools, indexes and abstracts, equipment and supplies, including computer equipment and motor vehicles, where the amount for a single purchase does not exceed two hundred fifty thousand dollars, (ii) execute contracts for construction and construction-related services contracts in an amount not exceeding two hundred fifty thousand dollars, and (iii) contract for printing in an amount not exceeding two hundred fifty thousand dollars, without prior approval by any other state officer or agency, but subject to rules and regulations of the state comptroller not otherwise inconsistent with the provisions of this section and in accordance with guidelines promulgated by the state university board of trustees after consultation with the state comptroller. Provided, however, contracts in an amount exceeding two hundred fifty thousand dollars, or such amount as may be determined pursuant to this paragraph, shall be subject to the approval of the state comptroller pursuant to paragraph (a-1) of subdivision two of section one hundred twelve of the state finance law. In addition, the trustees, after consultation with the commissioner of general services, are authorized to annually negotiate with the state comptroller increases in the aforementioned dollar limits and the exemption of any articles, commodities, services or categories of articles or services from these limits;

§ 3. Subdivision 12 of section 373 of the education law, as amended by section 2 of subpart A of part D of chapter 58 of the laws of 2011, is amended to read as follows:
12. To procure and execute contracts, lease agreements, and all other
instruments necessary or convenient for the exercise of its corporate
powers and the fulfillment of its corporate purposes under this article.
Notwithstanding subdivision two of section one hundred twelve of the
state finance law or any other law to the contrary, fund procurements
shall not be subject to the prior approval of any state officer or agen-
cy[ ], provided, however, contracts entered into by the fund in an
amount exceeding two hundred fifty thousand dollars shall be subject to
the approval of the state comptroller pursuant to paragraph (a-1) of
subdivision two of section one hundred twelve of the state finance law.
Provided, however, the fund, after consultation with the commissioner of
genral services, is authorized to annually negotiate with the state
comptroller increases in the aforementioned dollar limits and the
exemption of any articles, commodities, services or categories of arti-
cles or services from these limits.

§ 4. The opening paragraph and paragraph 1 of subdivision a of section
6218 of the education law, as amended by section 2 of subpart B of part
D of chapter 58 of the laws of 2011, subparagraph (i) of paragraph 1 of
subdivision a as amended by section 33 of part L of chapter 55 of the
laws of 2012, are amended to read as follows:
Notwithstanding the provisions of subdivision two of section one
hundred twelve and sections one hundred fifteen, one hundred sixty-one
and one hundred sixty-three of the state finance law and sections
three of the New York state printing and public docu-
ments law or any other law to the contrary, the city university is
authorized and empowered to:
(i) purchase materials; proprietary electronic information
resources, including, but not limited to, academic, professional and
industry journals, reference handbooks and manuals, research tracking
tools, indexes and abstracts; and equipment and supplies, including
computer equipment and motor vehicles, where the amount for a single
purchase does not exceed two hundred fifty thousand dollars, (ii)
execute contracts for construction and construction-related services
contracts in an amount not exceeding two hundred fifty thousand dollars,
and (iii) contract for printing in an amount not exceeding two hundred
fifty thousand dollars, without prior approval by any other state offi-
cer or agency, but subject to rules and regulations of the state comp-
troller not otherwise inconsistent with the provisions of this section
and in accordance with the guidelines promulgated by the city university
board of trustees after consultation with the state comptroller.
Provided, however, contracts in an amount exceeding two hundred fifty
thousand dollars, or such amount as may be determined pursuant to this
paragraph, shall be subject to the approval of the state comptroller
pursuant to paragraph (a-1) of subdivision two of section one hundred
twelve of the state finance law. In addition, the city university board
of trustees, after consultation with the commissioner of general
services, are authorized to annually negotiate with the state comp-
troller increases in the aforementioned dollar limits and the exemption
of any articles, commodities, services or categories of articles or
services from these limits.

§ 5. Section 6283 of the education law, as added by section 3 of
subpart B of part D of chapter 58 of the laws of 2011, is amended to
read as follows:
Procurements of the fund. Notwithstanding subdivision two of
section one hundred twelve of the state finance law or any other law to
the contrary, fund procurements shall not be subject to the prior
approval of any state officer or agency; provided, however, that contracts entered into by the fund in an amount exceeding two hundred fifty thousand dollars shall be subject to the approval of the state comptroller pursuant to paragraph (a-1) of subdivision two of section one hundred twelve of the state finance law, provided, further, the fund, after consultation with the commissioner of general services, is authorized to annually negotiate with the state comptroller increases in the aforementioned dollar limits and the exemption of any articles, commodities, services or categories of articles or services from these limits.

§ 6. The state finance law is amended by adding a new section 148 to read as follows:

§ 148. Comptroller approval of the research foundation of the state university of New York contracts. Notwithstanding any other provision of law, any contract entered into by the research foundation of the state university of New York, where monies appropriated or assigned by the state is in excess of one million dollars in amount, shall be approved by the state comptroller and filed in his or her office. The comptroller shall make a final written determination with respect to approval of such contract within thirty days of the submission of such contract to his or her office unless the comptroller shall notify, in writing, the research foundation of the state university of New York prior to the expiration of the thirty day period, and for good cause, of the need for an extension of a period of time agreed to by the research foundation of the state university of New York and provided, further, that such written determination or extension shall be made part of the procurement record. If the comptroller's review of the contract is not completed within the thirty day period, or within the extension of such time period agreed upon by both the comptroller and by the research foundation of the state university of New York, the contract shall become valid and enforceable without the comptroller's approval.

§ 7. This act shall take effect immediately and shall apply to any procurement initiated on or after such date; provided however that:

(a) the amendments to subdivision 5 of section 355 of the education law made by section two of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith;

(b) the amendments to subdivision 12 of section 373 of the education law made by section three of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith;

(c) the amendments to subdivision a of section 6218 of the education law made by section four of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith;

(d) the amendments to subdivision a of section 6283 of the education law made by section five of this act shall not affect the repeal of such section and shall be deemed repealed therewith; and

(e) section six of this act shall expire June 30, 2021.

PART AAA

Section 1. Sections 249.101 and 249.111 of chapter 852 of the laws of 1948, constituting the Westchester county administrative code, are REPEALED.

§ 2. This act shall take effect immediately.

PART BBB
Section 1. Section 13 of chapter 141 of the laws of 1994, amending the legislative law and the state finance law relating to the operation and administration of the legislature, as amended by section 2 of part GGG of chapter 59 of the laws of 2018, is amended to read as follows:

§ 13. This act shall take effect immediately and shall be deemed to have been in full force and effect as of April 1, 1994, provided that, the provisions of section 5-a of the legislative law as amended by sections two and two-a of this act shall take effect on January 1, 1995, and provided further that, the provisions of article 5-A of the legislative law as added by section eight of this act shall expire June 30, 2019 when upon such date the provisions of such article shall be deemed repealed; and provided further that section twelve of this act shall be deemed to have been in full force and effect on and after April 10, 1994.

§ 2. This act shall take effect immediately, provided, however, if section one of this act shall take effect on or after June 30, 2019 section one of this act shall be deemed to have been in full force and effect on and after June 30, 2019.

PART CCC

Section 1. Legislative intent. The legislature hereby finds and declares that it is in the public interest to enact a cost benefit review process when a state agency enters into contracts for personal services. New York State spends over $3.5 billion annually on personal service contracts, over $840 million more than the State spent on these contracts in SFY 2003-04, a 32% increase. Despite an Executive Order that has implemented a post contract review process for some personal service contracts the cost of those contracts continues to escalate every year well above the inflation rate. In addition the State Finance Law does not require state agencies to compare the cost or quality of personal services to be provided by consultants with the cost or quality of providing the same services by the state employees. Numerous audits by the Office of State Comptroller as well as a KPMG study commissioned by the department of transportation have found that consultants hired under personal service contracts can cost between fifty percent and seventy-five percent more than state employees that do the exact same work including the cost of state employee benefits. The Contract Disclosure Law (Chapter 10 of the laws of 2006) required consultants who provide personal services to file forms for each contract that outline how many consultants they hired, what titles they employed them in and how much they paid them. A review of these forms show that the average consultant makes about fifty percent more than state employees doing comparable work. It is in the public interest for state agencies to compare the cost of doing work by consultants with the cost of doing the same work with state employees as well as document whether or not that such work can be done by state employees. If state government is to be smarter, more efficient, and transparent then a cost benefit analysis process that makes its findings public should be required by law.

§ 2. Section 163 of the state finance law is amended by adding a new subdivision 16 to read as follows:

16. Consultant services. a. Before a state agency enters into a contract for consultant services which is anticipated to cost more than seven hundred fifty thousand dollars in a twelve month period the state agency shall conduct a cost comparison review to determine whether the services to be provided by the consultant can be performed at equal or
lower cost by utilizing state employees, unless the contract meets one of the exceptions set forth in paragraph g of this subdivision. As used in this section, the term "consultant services" shall mean any contract entered into by a state agency for analysis, evaluation, research, training, data processing, computer programming, the design, development and implementation of technology, communications or telecommunications systems or the infrastructure pertaining thereto, including hardware and software, engineering including inspection and professional design services, health services, mental health services, accounting, auditing, or similar services and such services that are substantially similar to and in lieu of services provided, in whole or in part, by state employees, but shall not include legal services or services in connection with litigation including expert witnesses and shall not include contracts for construction of public works. For purposes of this subdivision, the costs of performing the services by state employees shall include any salary, pension costs, all other benefit costs, costs that are required for equipment, facilities and all other overhead. The costs of consultant services shall include the total cost of the contract including costs that are required for equipment, facilities and all other overhead and any continuing state costs directly associated with a contractor providing a contracted function including, but not limited to, those costs for inspection, supervision, monitoring of the contractor's work and any pro rata share of existing costs or expenses, including administrative salaries and benefits, rent, equipment costs, utilities and materials. The cost comparison shall be expressed where feasible as an hourly rate, or where such a calculation is not feasible, as a total estimated cost for the anticipated term of the contract.

b. Prior to entering any consultation services contract for the privatization of a state service that is not currently privatized, the state agency shall develop a cost comparison review in accordance with the provisions of paragraph a of this subdivision.

c. (i) If such cost comparison review identifies a cost savings to the state of ten percent or more, and such consultant services contract will not diminish the quality of such service, the state agency shall develop a business plan, in accordance with the provisions of paragraph d of this subdivision, in order to evaluate the feasibility of entering any such contract and to identify the potential results, effectiveness and efficiency of such contract.

(ii) If such cost comparison review identifies a cost savings of less than ten percent to the state and such consultant services contract will not diminish the quality of such service, the state agency may develop a business plan, in order to evaluate the feasibility of entering any such contract and to identify the potential results, effectiveness and efficiency of such contract, provided there is a significant public policy reason to enter into such consultant services contract.

(iii) If any such proposed consultant services contract would result in the layoff, transfer or reassignment of fifty or more state agency employees, after consulting with the potentially affected bargaining units, if any, the state agency shall notify the state employees of such bargaining unit, after such cost comparison review is completed. Such state agency shall provide an opportunity for said employees to reduce the costs of conducting the operations to be privatized and provide reasonable resources for the purpose of encouraging and assisting such state employees to organize and submit a bid to provide the services that are the subject of the potential consultant services contract.
d. Any business plan developed by a state agency for the purpose of complying with paragraph c of this subdivision shall include: (i) the cost comparison review as described in paragraph b of this subdivision, (ii) a detailed description of the service or activity that is the subject of such business plan, (iii) a description and analysis of the state agency's current performance of such service or activity, (iv) the goals to be achieved through the proposed consultant services contract and the rationale for such goals, (v) a description of available options for achieving such goals, (vi) an analysis of the advantages and disadvantages of each option, including, at a minimum, potential performance improvements and risks attendant to termination of the contract or rescission of such contract, (vii) a description of the current market for the services or activities that are the subject of such business plan, (viii) an analysis of the quality of services as gauged by standardized measures and key performance requirements including compensation, turnover, and staffing ratios, (ix) a description of the specific results based performance standards that shall, at a minimum be met, to ensure adequate performance by any party performing such service or activity, (x) the projected time frame for key events from the beginning of the procurement process through the expiration of a contract, if applicable, (xi) a specific and feasible contingency plan that addresses contractor nonperformance and a description of the tasks involved in and costs required for implementation of such plan, and (xii) a transition plan, if appropriate, for addressing changes in the number of agency personnel, affected business processes, employee transition issues, and communications with affected stakeholders, such as agency clients and members of the public, if applicable. Such transition plan shall contain a reemployment and retraining assistance plan for employees who are not retained by the state or employed by the contractor. If any part of such business plan is based upon evidence that the state agency is not sufficiently staffed to provide the services required by the consultant services contract, the state agency shall also include within such business plan a recommendation for remediation of the understaffing to allow such services to be provided directly by the state agency in the future.

e. Upon the completion of such business plan, the state agency shall submit the business plan to the state comptroller.

f. (i) Not later than sixty days after receipt of any business plan, the state comptroller shall transmit a report detailing its review, evaluation and disposition regarding such business plan to the state agency that submitted such cost comparison review. Such sixty-day period may be extended for an additional thirty days upon a showing of good cause.

(ii) The state comptroller's report shall include the business plan prepared by the state agency, the reasons for approval or disapproval, any recommendations or other information to assist the state agency in determining if additional steps are necessary to move forward with a consultant services contract.

(iii) If the state comptroller does not act on a business plan submitted by a state agency within ninety days of receipt of such business plan, such business plan shall be deemed approved.

g. A cost comparison shall not be required if the contracting agency demonstrates:

(i) the services are incidental to the purchase of real or personal property; or

(ii) the contract is necessary in order to avoid a conflict of interest on the part of the agency or its employees; or
(iii) the services are of such a highly specialized nature that it is not feasible to utilize state employees to perform them or require special equipment that is not feasible for the state to purchase or lease; or
(iv) the services are of such an urgent nature that it is not feasible to utilize state employees; or
(v) the services are anticipated to be short term and are not likely to be extended or repeated after the contract is completed; or
(vi) a quantifiable improvement in services that cannot be reasonably duplicated.

h. Nothing in this section shall be deemed to authorize a state agency to enter into a contract which is otherwise prohibited by law.
i. All documents related to the cost comparison and business plan required by this subdivision and the determinations made pursuant to paragraph g of this subdivision shall be public records subject to disclosure pursuant to article six of the public officers law.

§ 3. On or before December 31, 2022 the state comptroller shall prepare a report, to be delivered to the governor, the temporary president of the senate and the speaker of the assembly. Such report shall include, but need not be limited to, an analysis of the effectiveness of the cost comparison review program and an analysis of the cost savings associated with performing such cost comparison.

§ 4. This act shall take effect on the ninetieth day after it shall become a law and shall apply to all contracts solicited or entered into by state agencies after the effective date of this act; provided, however, the amendments to section 163 of the state finance law made by section two of this act shall be deemed repealed therewith.

§ 2. Severability clause. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 3. This act shall take effect immediately provided, however, that the applicable effective date of Parts A through CCC of this act shall be as specifically set forth in the last section of such Parts.