STATE OF NEW YORK

S. 2505--C A. 3005--C

SENATE - ASSEMBLY

January 20, 2021

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- 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 -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT 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 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

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

LBD12570-05-1

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 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 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 assistance 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 689 of the laws of 1993 amending the criminal procedure law relating to electronic court appearance in certain counties, in relation to extending the expiration thereof; to amend chapter 688 of the laws of 2003, amending the executive law relating to enacting the interstate compact for adult offender supervision, in relation to the effectiveness thereof; to amend 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, in relation to the effectiveness of such chapter; to amend chapter 152 of the laws of 2001 amending the military law relating to military funds of the organized militia, in relation to the effectiveness thereof; 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 2018, amending the criminal procedure law relating to the pre-criminal proceeding settlements in the City of New York, in relation to the effectiveness thereof (Part A); to amend the executive law, in relation to the administration of certain grant funds to and by the office for the prevention of domestic violence (Part B); intentionally omitted (Part C); intentionally omitted (Part D); intentionally omitted (Part E); intentionally omitted (Part F); Intentionally omitted (Part G); intentionally omitted (Part H); intentionally omitted (Part I); intentionally omitted (Part J); intentionally omitted (Part K); to amend the executive law, in relation to monitoring compliance with executive order two hundred three; and providing for the repeal of such provisions upon expiration thereof (Part L); in relation to the closure of correctional facilities; and providing for the repeal of such provisions upon the expiration thereof (Part M); intentionally omitted (Part N); intentionally omitted (Part O); to amend chapter 268 of the laws of 1996, amending the education law and the state finance law relating to providing a recruitment incentive and retention program for certain active members of the New York army national guard, New York air national guard, and New York naval militia, in relation to the effectiveness of such chapter (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); to amend the state finance law and the public authorities law, in relation to enacting the "New York medical supplies act" (Part BB); intentionally omitted (Part CC); intentionally omitted (Part DD); intentionally omitted (Part EE); intentionally omitted (Part FF); intentionally omitted (Part GG); intentionally omitted (Part HH); intentionally omitted (Part II); intentionally omitted (Part JJ); to amend the state finance law, in relation to video lottery terminal aid (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); to amend chapter 83 of the laws of 1995 amending the state finance law and other laws relating to bonds, notes and revenues, in relation to the effectiveness of certain provisions thereof (Part RR); to amend chapter 1 of the laws of 2005, amending the state finance law relating to restricting contacts in the procurement process and the recording of contacts relating thereto, in relation to the effectiveness thereof (Part SS); intentionally omitted (Part TT); intentionally omitted (Part UU); to amend the civil service law, in relation to compensation, benefits and other terms and conditions of employment of members of the agency police services unit; to amend the state finance law, in relation to the employee benefit fund for certain members of the agency police services unit; to implement an agreement or interest arbitration award between the state and the employee organization representing the members of the agency police services unit; making an appropriation for the purpose of effectuating certain provisions thereof; and to repeal certain provisions of the civil service law relating thereto (Part VV); to amend the real property tax law, in relation to authorizing an exemption for class one capital improvements to residential buildings and certain new construction in a special

assessing unit that is not a city; and providing for the repeal of such provisions upon the expiration thereof (Part WW); to amend subpart H of part C of chapter 20 of the laws of 2015, appropriating money for certain municipal corporations and school districts, in relation to funding to local government entities from the urban development corporation, and in relation to the effectiveness thereof (Part XX); to amend part OO of chapter 54 of the laws of 2016, amending the public authorities law relating to procurements by the New York city transit authority and the metropolitan transportation authority, in relation to the effectiveness thereof (Part YY); to amend the environmental conservation law, in relation to establishing a deer hunting pilot program; and providing for the repeal of such provisions upon expiration thereof (Part ZZ); to authorize the grant of certain easements to Alle-Catt Wind Energy LLC on a portion of real property within the Farmersville State Forest, Swift Hill State Forest, and Lost Nation State Forest in the county of Allegany; and providing for the repeal of such provisions upon the expiration thereof (Part AAA); to amend the environmental conservation law and the executive law, in relation to making technical amendments related to the office of renewable energy siting, and in relation to establishing the farmland protection working group (Part BBB); to amend the environmental conservation law, in relation to clean vehicle projects (Part CCC); and to amend the public authorities law, in relation to the clean energy resources development and incentives program; and providing for the repeal of such provisions upon expiration thereof (Part DDD)

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

Section 1. This act enacts into law major components of legislation necessary to implement the state public protection and general government budget for the 2021-2022 state fiscal year. Each component is wholly contained within a Part identified as Parts A through DDD. 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

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 2020, 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, [~~2021~~] **2023**.

§ 2. Section 3 of 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, as amended by section 2 of part A of chapter 55 of the laws of 2020, 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, [~~2021~~] 2023, 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 2020, 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, [~~2021~~] 2023.

§ 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 2020, is amended to read as follows:

§ 20. This act shall take effect immediately except that section thirteen of this act shall expire and be of no further force or effect on and after September 1, [~~2021~~] 2023 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 committee, the assembly correction committee, and the assembly codes committee, 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 2020, 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, [~~2021~~] 2023 and be applicable to all persons entering the program on or before August 31, [~~2021~~] 2023.

§ 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 2020, 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, [~~2021~~] 2023, 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 2020, is amended to read as follows:

(c) sections forty-one and forty-two of this act shall expire September 1, [~~2021~~] 2023; 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 2020, 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, [~~2021~~] 2023, 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 2020, 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, [~~2021~~] 2023, 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 2020, 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, [~~2021~~] 2023;

§ 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 2020, 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, [~~2021~~] 2023 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 2020, 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 take effect immediately and shall expire June 30, 1995 and shall revert to and be read as if this act had not been enacted; section three hundred fifty-eight of this act shall take effect immediately and shall expire June 30, 1998 and shall revert to and be read as if this act had not been enacted; section three hundred sixty-four through three hundred sixty-seven of this act shall apply to claims filed on or after such effective date; sections three hundred sixty-nine, three hundred seventy-two, three hundred seventy-three, three hundred seventy-four, three hundred seventy-five and three hundred seventy-six of this act shall remain in effect until September 1, [~~2021~~] 2023, 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~~] 2023 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 examination 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 on 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 2020, is amended to read as follows:

8. The provisions of this section shall only apply to offenses committed on or before September first, two thousand [~~twenty-one~~] **twenty-three**.

§ 14. Section 6 of chapter 713 of the laws of 1988, amending the vehicle 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 2020, 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 foregoing 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~~] **2023** 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 various provisions, as amended by section 15 of part A of chapter 55 of the laws of 2020, 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, [~~2021~~] **2023**;

§ 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 chapter 55 of the laws of 2020, 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, [~~2021~~] **2023**, 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 2020, 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, [~~2021~~] **2023**.

§ 18. Section 5 of 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, as amended by section 18 of part A of chapter 55 of the laws of 2020, 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, [~~2021~~] 2023, 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 2020, is amended to read as follows:

d. Sections one-a through twenty, twenty-four through twenty-eight, thirty through thirty-nine, forty-two and forty-four of this act shall be deemed repealed on September 1, [~~2021~~] 2023;

§ 20. Section 2 of chapter 689 of the laws of 1993, amending the criminal 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 2020, 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, [~~2021~~] 2023 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 executive 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 2020, 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, [~~2021~~] 2023, 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 2020, 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~~] 2023.

§ 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 23 of part A of chapter 55 of the laws of 2020, 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~~] 2023.

§ 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 2020, 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~~] 2023, 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 chairmen 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, as amended by section 25 of part A of chapter 55 of the laws of 2020, is amended to read as follows:

§ 2. This act shall take effect immediately and shall remain in full force and effect until March 31, [~~2021~~] 2023, 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, 2021.

PART B

Section 1. Subdivisions 3, 4 and 5 of section 575 of the executive law, subdivisions 3 and 5 as added by chapter 463 of the laws of 1992, paragraph (e) of subdivision 3 as amended by chapter 368 of the laws of 1997, paragraph (l) of subdivision 3 as added by chapter 339 of the laws of 2011, paragraph (m) of subdivision 3 as added, paragraph (n) of subdivision 3 as relettered and paragraph (b) of subdivision 4 as amended by chapter 204 of the laws of 2020 and subdivision 4 as amended by section 1 of part A of chapter 491 of the laws of 2012, are amended to read as follows:

3. Activities. In addition, the office shall develop and implement policies and programs designed to assist victims of domestic violence and their families, and to provide education and prevention, training and technical assistance. Such domestic violence-related activities shall include, but not be limited to:

(a) Serving as a clearinghouse for information and materials;

(b) Developing and coordinating community outreach and public education throughout the state;

(c) Developing and delivering training to professionals, including but not limited to professionals in the fields of:

(i) domestic violence;

(ii) health and mental health;

(iii) social and human services;

(iv) public education;

(v) law enforcement and criminal justice;

(vi) alcohol and substance abuse[~~.~~]**;**

(d) Developing and promoting school-based prevention programs;

(e) Providing technical assistance to state and local government bodies and other agencies and to private not-for-profit corporations, on effective policies and responses to domestic violence, including development of [~~a~~] model domestic violence policies, pursuant to subdivisions seven, eight and nine of this section;

(f) Promoting and facilitating interagency cooperation among state agencies and intergovernmental cooperation between different levels of government in the state in the delivery and/or funding of services;

(g) Operating as an advocate for domestic violence services and victims;

(h) Undertaking program and services needs assessments on its own initiative or at the request of the governor, the legislature or service providers;

(i) Examining the relationship between domestic violence and other problems and making recommendations for effective policy response;

(j) Collecting data, conducting research, and holding public hearings;

(k) Making periodic reports to the governor and the legislature recommending policy and program directions and reviewing the activities of the office;

(l) Developing and promoting senior center based prevention programs;

(m) promoting best practices for abusive partner intervention;

(n) **Administering grant funds appropriated and made available to support compliance with article one hundred twenty-nine-b of the education law; and undertaking such actions, duties, and responsibilities as may be necessary to serve the purpose of article one hundred twenty-nine-b of the education law; and**

(o) Any other activities including the making of and promulgation of rules and regulations deemed necessary to facilitate the prevention of domestic violence within the scope and purview of this article which are not otherwise inconsistent with any other provisions of law.

4. Advisory council. (a) An advisory council is hereby established to make recommendations on domestic violence related issues and effective strategies for the prevention of domestic violence, to assist in the development of appropriate policies and priorities for effective intervention, public education and advocacy, and to facilitate and assure communication and coordination of efforts among state agencies and between different levels of government, state, federal, and municipal, for the prevention of domestic violence.

(b) The advisory council shall consist of nine members and seventeen ex-officio members. Each member shall be appointed to serve for a term of three years and shall continue in office until a successor appointed member is made. A member appointed to fill a vacancy shall be appointed for the unexpired term of the member he or she is to succeed. All of the members shall be individuals with expertise in the area of domestic violence. Three members shall be appointed by the governor, two members

shall be appointed upon the recommendation of the temporary president of the senate, two members shall be appointed upon the recommendation of the speaker of the assembly, one member shall be appointed upon the recommendation of the minority leader of the senate, and one member shall be appointed upon the recommendation of the minority leader of the assembly. The ex-officio members of the advisory board shall consist of the director of the office, who shall chair the council, and the following members or their designees: the commissioner of the office of temporary and disability assistance; the commissioner of the department of health; the commissioner of the education department; the commissioner of the office of mental health; the commissioner of the office of [~~alcoholism and substance abuse~~] **addiction** services **and supports**; the commissioner of the division of criminal justice services; the superintendent of the division of state police; the director of the office of probation and correctional alternatives; the commissioner of the office of children and family services; the director of the office of victim services; the chief administrative judge of the office of court administration; the commissioner of the department of labor; the director of the state office for the aging; the commissioner of the department of corrections and community supervision; the commissioner of homes and community renewal; the chief executive officer of the New York state coalition against domestic violence; and the executive director of the New York state coalition against sexual assault.

(c) The advisory council shall meet as often as deemed necessary by the chair but in no event less than two times per year.

(d) The members of the advisory council shall receive no salary or other compensation for their services but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their duties within amounts made available by appropriation therefor subject to the approval of the director of the budget. The ex-officio members of the advisory council shall receive no additional compensation for their services on the advisory council above the salary they receive from the respective departments or divisions that employ them.

5. Executive director. (a) The governor shall appoint an executive director of the office who shall serve at the pleasure of the governor.

(b) The executive director shall receive an annual salary fixed by the governor within the amounts appropriated specifically therefor and shall be entitled to reimbursement for reasonable expenses incurred in connection with the performance of the director's duties.

(c) **The director of the office, with the approval of the governor, may accept as agent of the state any grant, including federal grants, or any gift or donation for any of the purposes of this article. Any moneys so received may be expended by the office to effectuate any purpose of this article, subject to the applicable provisions of the state finance law.**

(d) The executive director shall appoint staff and perform such other functions to ensure the efficient operation of the office.

§ 2. This act shall take effect immediately.

PART C

Intentionally Omitted

PART D

Intentionally Omitted

PART E

Intentionally Omitted

PART F

Intentionally Omitted

PART G

Intentionally omitted

PART H

Intentionally Omitted

PART I

Intentionally Omitted

PART J

Intentionally Omitted

PART K

Intentionally Omitted

PART L

Section 1. Section 63 of the executive law is amended by adding a new subdivision 17 to read as follows:

17. (a) Any local government entity which has a police agency operating with police officers as defined under section 1.20 of the criminal procedure law that fails to transmit to the director of the division of the budget the certification required by executive order number two hundred three issued on June twelfth, two thousand twenty and titled "New York State Police Reform and Reinvention Collaborative" on or before April first, two thousand twenty-one shall, upon request of the governor or the director of the division of the budget, be required to install a monitor, to monitor and report monthly on the operations of such police agency, including but not limited to the monitor's observations about interactions among the community and police agencies in such local government's jurisdiction, until such time that the required certification is submitted to the director of the division of the budget. Such monitor shall be appointed by the attorney general, in consultation with the governor, at the expense of the police agency or responsible local government. Reports of the monitor shall be made public and the monitor shall promptly provide copies to the governor, the attorney general, the commissioner of the division of criminal justice services, the speaker of the assembly and the temporary president of the senate. The attorney general shall promptly post such reports on the department of law website. The certification filed with the director of the division of the budget must affirm that such local government has complied with the process set forth in executive order number two hundred three by adopting a local law or resolution that includes its plan to adopt

and implement the recommendations resulting from its review and consultation with the community to improve such police force deployments, strategies, policies, procedures, and practices for the purposes of addressing the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color.

(b) The appointment of a monitor, pursuant to paragraph (a) of this subdivision, shall be imposed in addition to any withholding of up to fifty percent of any appropriated state or federal funds by the director of the division of the budget in accordance with the authority granted in any appropriations bill enacted for such fiscal years in which such withholding of funds occurs, as directed by executive order number two hundred three. The director of the division of the budget shall discontinue and reverse any withholds made pursuant to this provision upon receipt of the certification required by Executive Order 203.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed February 1, 2022.

PART M

Section 1. Notwithstanding the provisions of sections 79-a and 79-b of the correction law, the governor is authorized to close correctional facilities of the department of corrections and community supervision, in the state fiscal year 2021-2022, as the governor determines to be necessary for the cost-effective and efficient operation of the correctional system, provided that the governor provides at least 90 days notice prior to any such closures to the temporary president of the senate and the speaker of the assembly. Such notice shall include the list of facilities the governor plans to close, the number of incarcerated individuals in said facilities, and the number of staff working in said facilities. The commissioner of corrections and community supervision shall also report in detail to the temporary president of the senate and the speaker of the assembly on the results of staff relocation efforts within 60 days after such closure.

§ 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2021 and shall expire and be deemed repealed March 31, 2022.

PART N

Intentionally Omitted

PART O

Intentionally Omitted

PART P

Section 1. Section 5 of chapter 268 of the laws of 1996, amending the education law and the state finance law relating to providing a recruitment incentive and retention program for certain active members of the New York army national guard, New York air national guard, and New York naval militia, as amended by section 1 of part E of chapter 57 of the laws of 2016, is amended to read as follows:

§ 5. This act shall take effect January 1, 1997 and shall expire and be deemed repealed September 1, [~~2021~~] 2026; provided that any person who has begun to receive the benefits of this act prior to its expiration and repeal shall be entitled to continue to receive the benefits of this act after its expiration and repeal until completion of a baccalaureate degree or cessation of status as an active member, whichever occurs first.

§ 2. This act shall take effect immediately.

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. Short title. This act shall be known and may be cited as the "New York Medical Supplies Act".

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

§ 148. Certain contracts involving personal protective equipment and medical supplies. 1. Notwithstanding any other provisions of law, all contracts over fifty thousand dollars in value made and awarded by any department or agency of the state for the purchase of personal protective equipment or medical supplies shall require that the personal protective equipment or medical supply items be produced or made in whole or substantial part in the United States.

2. For purposes of this section:

(a) "personal protective equipment" means all equipment worn to minimize exposure to medical hazards, including gloves, masks, face shields, eye protection, respirators, medical hair and shoe coverings, and disposable gowns and aprons.

(b) "medical supplies" means materials necessary to respond to health emergencies or pandemics, including and without limitation ventilators, medical test kits, and vaccines.

(c) "United States" means the United States, its territories, or possessions.

3. The provisions of this section shall not apply if the head of the department or agency purchasing the personal protective equipment or medical supplies, in his or her sole discretion, determines that such provisions would not be in the public interest; that obtaining such personal protective equipment or medical supplies in the United States would increase the cost of the contract by an unreasonable amount; that such personal protective equipment or medical supplies cannot be produced or made in the United States in sufficient and reasonably available quantities and of satisfactory quality or design to meet the department's or agency's requirements; or that purchasing personal protective equipment or medical supplies manufactured outside of the United States is necessary to avoid a delay in the delivery of critical services that could compromise the public welfare.

4. Nothing in this section is intended to contravene any existing treaties, laws, trade agreements, or regulations of the United States or subsequent trade agreements entered into between any foreign countries and the state or the United States.

5. Subject to the provisions of this section, the department of economic development, in consultation with the office of general services and the division of the budget, shall be authorized to establish rules and regulations for the effective administration of this section.

§ 3. The public authorities law is amended by adding a new section 2878-c to read as follows:

§ 2878-c. Certain contracts involving personal protective equipment and medical supplies. 1. Notwithstanding any other provisions of law, all contracts over fifty thousand dollars in value made and awarded by any state authority for the purchase of personal protective equipment or medical supplies shall require that the personal protective equipment or medical supply items be produced or made in whole or substantial part in the United States.

2. For purposes of this section:

(a) "personal protective equipment" means all equipment worn to minimize exposure to medical hazards, including gloves, masks, face shields,

eye protection, respirators, medical hair and shoe coverings, and disposable gowns and aprons.

(b) "medical supplies" means materials necessary to respond to health emergencies or pandemics, including and without limitation ventilators, medical test kits, and vaccines.

(c) "United States" means the United States, its territories, or possessions.

3. The provisions of this section shall not apply if the head of the state authority purchasing the personal protective equipment or medical supplies, in his or her sole discretion, determines that such provisions would not be in the public interest; that obtaining such personal protective equipment or medical supplies in the United States would increase the cost of the contract by an unreasonable amount; that such personal protective equipment or medical supplies cannot be produced or made in the United States in sufficient and reasonably available quantities and of satisfactory quality or design to meet the state authority's requirements; or that purchasing personal protective equipment or medical supplies manufactured outside of the United States is necessary to avoid a delay in the delivery of critical services that could compromise the public welfare.

4. Nothing in this section is intended to contravene any existing treaties, laws, trade agreements, or regulations of the United States or subsequent trade agreements entered into between any foreign countries and the state or the United States.

5. Subject to the provisions of this section, the department of economic development, in consultation with the office of general services and the division of the budget, shall be authorized to establish rules and regulations for the effective administration of this section.

§ 4. This act shall take effect April 1, 2021 and shall apply to any state contracting opportunities advertised on or after such date and shall exclude contracts for which an invitation for bid, request for proposal, or similar solicitation has been issued prior to April 1, 2021.

PART CC

Intentionally Omitted

PART DD

Intentionally Omitted

PART EE

Intentionally Omitted

PART FF

Intentionally Omitted

PART GG

Intentionally Omitted

PART HH

Intentionally Omitted

PART II

Intentionally Omitted

PART JJ

Intentionally Omitted

PART KK

Section 1. Paragraph b of subdivision 2 of section 54-l of the state finance law, as amended by section 1 of part X of chapter 55 of the laws of 2014, is amended to read as follows:

b. Within the amounts appropriated therefor, eligible municipalities shall receive an amount equal to seventy percent of the state aid payment received in the state fiscal year commencing April first, two thousand eight from an appropriation for aid to municipalities with video lottery gaming facilities**, except as otherwise provided by subdivision five of this section**.

§ 2. Subdivision 5 of section 54-l of the state finance law, as added by section 5 of part S of chapter 39 of the laws of 2019, is amended to read as follows:

5. The town and county in which the facility defined in paragraph five of subdivision a of section sixteen hundred seventeen-a of the tax law is located shall receive assistance payments made pursuant to this section at the same dollar level realized by the village of Monticello, Sullivan county, the town of Thompson, Sullivan county, and Sullivan county **in the state fiscal year commencing April first, two thousand nineteen; provided however that the amount that was allocated to the village of Monticello shall be distributed evenly between such town and such county**. [~~Each village in which the facility defined in paragraph five of subdivision a of section sixteen hundred seventeen-a of the tax law is located shall receive assistance payments made pursuant to this section at the rate of fifty percent of the dollar level realized by the village of Monticello.~~] Any payments made pursuant to this subdivision shall not commence until the facility defined in paragraph five of subdivision a of section sixteen hundred seventeen-a of the tax law has realized revenue for a period of twelve consecutive months.

§ 3. This act shall take effect immediately.

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

Section 1. Subdivision 5 of section 362 of chapter 83 of the laws of 1995 amending the state finance law and other laws relating to bonds, notes and revenues, as amended by section 1 of part F of chapter 57 of the laws of 2016, is amended to read as follows:

5. Sections thirty-one through forty-two of this act shall take effect on the thirtieth day after it shall have become a law and shall be deemed to have been in full force and effect on and after April 1, 1995; provided that section 163 of the state finance law, as added by section thirty-three of this act shall remain in full force and effect until June 30, [~~2021~~] 2026 at which time it shall expire and be deemed repealed. Contracts executed prior to the expiration of such section 163 shall remain in full force and effect until the expiration of any such contract notwithstanding the expiration of certain provisions of this act.

§ 2. This act shall take effect immediately.

PART SS

Section 1. Section 16 of chapter 1 of the laws of 2005, amending the state finance law relating to restricting contacts in the procurement process and the recording of contacts relating thereto, as amended by section 2 of part F of chapter 57 of the laws of 2016, is amended to read as follows:

§ 16. This act shall take effect immediately; provided, however, that sections one, six, eight, nine, ten, eleven and fifteen of this act shall take effect January 1, 2006; and provided, however, the amendments to paragraph f of subdivision 9 of section 163 of the state finance law made by section fifteen of this act shall not affect the repeal of such section and shall be deemed repealed therewith; provided, further, that the amendments to article 1-A of the legislative law, made by this act, shall not affect the repeal of such article pursuant to chapter 2 of the laws of 1999, as amended, and shall be deemed repealed therewith; provided, further, that sections thirteen and fourteen of this act shall take effect January 1, 2006 and shall be deemed repealed July 31, [~~2021~~] 2026; provided, further, that effective immediately, the advisory council on procurement lobbying created pursuant to section twelve of this act shall be constituted no later than sixty days following the effective date of this act, provided that effective sixty days following the effective date of this act, the advisory council on procurement lobbying shall be authorized to establish model guidelines and to add, amend and/or repeal any rules or regulations necessary for the implementation of its duties under sections twelve and thirteen of this act, and the advisory council authorized to make and complete such model guidelines on or before the effective date of section thirteen of this act;

provided, further, that procurement contracts for which bid solicitations have been issued prior to the effective date of this act shall be awarded pursuant to the provisions of law in effect at the time of issuance.

§ 2. This act shall take effect immediately.

PART TT

Intentionally Omitted

PART UU

Intentionally Omitted

PART VV

Section 1. Paragraph h of subdivision 1 of section 130 of the civil service law is REPEALED and a new paragraph h is added to read as follows:

h. Pursuant to the terms of an agreement entered into, or an interest arbitration award issued, pursuant to article fourteen of the civil service law between the state and an employee organization covering members of the collective negotiating unit designated as the agency police services unit, effective on the dates indicated, salary grades for such unit members shall be as follows:

(1) Effective April first, two thousand fifteen:

SG	Hiring Rate	Perf. Advance Step 1	Perf. Advance Step 2	Perf. Advance Step 3	Perf. Advance Step 4	Perf. Advance Step 5	Job Rate	Perf. Adv.	10 Yr Long Step	15 Yr Long Step	20 Yr Long Step	Long Max. 25 Yr Long Step
1	28663	29671	30679	31687	32695	33703	34711	1008	36218	37724	40644	42151
2	29540	30602	31664	32726	33788	34850	35912	1062	37506	39101	42106	43703
3	30764	31872	32980	34088	35196	36304	37412	1108	39075	40737	43813	45477
4	31940	33110	34280	35450	36620	37790	38960	1170	40710	42461	45619	47366
5	33237	34465	35693	36921	38149	39377	40605	1228	42445	44285	47537	49377
6	34736	36027	37318	38609	39900	41191	42482	1291	44420	46358	49710	51649
7	36442	37787	39132	40477	41822	43167	44512	1345	46527	48541	51969	53984
8	38238	39635	41032	42429	43826	45223	46620	1397	48713	50806	54312	56408
9	40115	41572	43029	44486	45943	47400	48857	1457	51047	53237	56836	59023
10	42133	43666	45199	46732	48265	49798	51331	1533	53625	55919	59621	61916
11	44351	45946	47541	49136	50731	52326	53921	1595	56308	58695	62497	64886
12	46560	48225	49890	51555	53220	54885	56550	1665	59048	61546	65458	67956
13	49066	50804	52542	54280	56018	57756	59494	1738	62096	64698	68714	71316
14	51622	53445	55268	57091	58914	60737	62560	1823	65285	68011	72151	74879
15	54326	56222	58118	60014	61910	63806	65702	1896	68542	71381	75634	78473
16	57131	59111	61091	63071	65051	67031	69011	1980	71980	74949	79327	82293
17	60083	62169	64255	66341	68427	70513	72599	2086	75722	78845	83380	86504
18	63238	65428	67618	69808	71998	74188	76378	2190	79660	82943	87642	90927
19	66434	68722	71010	73298	75586	77874	80162	2288	83590	87018	91857	95285
20	69606	71996	74386	76776	79166	81556	83946	2390	87534	91123	96119	99707
21	73101	75594	78087	80580	83073	85566	88059	2493	91799	95540	100-687	104-426
22	76762	79403	82044	84685	87326	89967	92608	2641	96562	100-	105-	109-

										515	880	835
23	80663	83378	86093	88808	91523	94238	96953	2715	101-027	105-101	110-585	114-659
24	84774	87590	90406	93222	96038	98854	101-670	2816	105-892	110-114	115-751	119-973
25	89244	92182	95120	98058	100-996	103-934	106-872	2938	111-276	115-681	121-494	125-896

(2) Effective April first, two thousand sixteen:

SG	Hiring Rate	Perf. Advance Step 1	Perf. Advance Step 2	Perf. Advance Step 3	Perf. Advance Step 4	Perf. Advance Step 5	Job Rate	Perf. Adv.	10 Yr Long Step	15 Yr Long Step	20 Yr Long Step	Long Max. 25 Yr Long Step
1	29236	30264	31292	32320	33348	34376	35404	1028	36941	38477	41456	42993
2	30131	31214	32297	33380	34463	35546	36629	1083	38255	39882	42947	44576
3	31379	32509	33639	34769	35899	37029	38159	1130	39855	41551	44688	46385
4	32579	33772	34965	36158	37351	38544	39737	1193	41522	43308	46529	48311
5	33902	35155	36408	37661	38914	40167	41420	1253	43297	45174	48491	50367
6	35431	36748	38065	39382	40699	42016	43333	1317	45310	47287	50706	52683
7	37171	38543	39915	41287	42659	44031	45403	1372	47458	49513	53009	55064
8	39003	40428	41853	43278	44703	46128	47553	1425	49688	51823	55399	57537
9	40917	42403	43889	45375	46861	48347	49833	1486	52067	54301	57972	60202
10	42976	44540	46104	47668	49232	50796	52360	1564	54700	57040	60816	63157
11	45238	46865	48492	50119	51746	53373	55000	1627	57435	59869	63748	66184
12	47491	49189	50887	52585	54283	55981	57679	1698	60227	62775	66765	69313
13	50047	51820	53593	55366	57139	58912	60685	1773	63339	65993	70089	72743
14	52654	54514	56374	58234	60094	61954	63814	1860	66594	69374	73597	76379
15	55413	57347	59281	61215	63149	65083	67017	1934	69914	72810	77148	80043
16	58274	60294	62314	64334	66354	68374	70394	2020	73422	76451	80916	83942
17	61285	63413	65541	67669	69797	71925	74053	2128	77238	80424	85050	88236
18	64503	66737	68971	71205	73439	75673	77907	2234	81255	84603	89396	92747
19	67763	70097	72431	74765	77099	79433	81767	2334	85264	88760	93696	97192
20	70998	73436	75874	78312	80750	83188	85626	2438	89286	92947	98042	101-702
21	74563	77106	79649	82192	84735	87278	89821	2543	93636	97452	102-702	106-515
22	78297	80991	83685	86379	89073	91767	94461	2694	98494	102-526	107-998	112-033
23	82276	85045	87814	90583	93352	96121	98890	2769	103-045	107-201	112-795	116-950
24	86469	89341	92213	95085	97957	100-829	103-701	2872	108-007	112-314	118-064	122-370
25	91029	94026	97023	100-020	103-017	106-014	109-011	2997	113-503	117-996	123-925	128-415

(3) Effective April first, two thousand seventeen:

SG	Hiring Rate	Perf. Advance Step 1	Perf. Advance Step 2	Perf. Advance Step 3	Perf. Advance Step 4	Perf. Advance Step 5	Job Rate	Perf. Adv.	10 Yr Long Step	15 Yr Long Step	20 Yr Long Step	Long Max. 25 Yr Long Step
1	29821	30870	31919	32968	34017	35066	36115	1049	37683	39249	42288	43856
2	30734	31839	32944	34049	35154	36259	37364	1105	39023	40682	43808	45470

3	32007	33160	34313	35466	36619	37772	38925	1153	40655	42385	45585	47316
4	33231	34448	35665	36882	38099	39316	40533	1217	42354	44175	47461	49278
5	34580	35858	37136	38414	39692	40970	42248	1278	44163	46077	49460	51374
6	36140	37483	38826	40169	41512	42855	44198	1343	46215	48231	51718	53735
7	37914	39314	40714	42114	43514	44914	46314	1400	48410	50506	54072	56168
8	39783	41237	42691	44145	45599	47053	48507	1454	50685	52862	56510	58691
9	41735	43251	44767	46283	47799	49315	50831	1516	53110	55388	59133	61407
10	43836	45431	47026	48621	50216	51811	53406	1595	55793	58180	62031	64419
11	46143	47803	49463	51123	52783	54443	56103	1660	58587	61069	65026	67511
12	48441	50173	51905	53637	55369	57101	58833	1732	61432	64031	68101	70700
13	51048	52857	54666	56475	58284	60093	61902	1809	64609	67316	71494	74201
14	53707	55604	57501	59398	61295	63192	65089	1897	67925	70760	75068	77905
15	56521	58494	60467	62440	64413	66386	68359	1973	71314	74268	78693	81646
16	59439	61500	63561	65622	67683	69744	71805	2061	74894	77983	82537	85624
17	62511	64682	66853	69024	71195	73366	75537	2171	78786	82035	86754	90004
18	65793	68072	70351	72630	74909	77188	79467	2279	82882	86297	91186	94604
19	69118	71499	73880	76261	78642	81023	83404	2381	86971	90537	95572	99138
20	72418	74905	77392	79879	82366	84853	87340	2487	91073	94807	100-004	103-738
21	76054	78648	81242	83836	86430	89024	91618	2594	95509	99402	104-757	108-646
22	79863	82611	85359	88107	90855	93603	96351	2748	100-465	104-577	110-159	114-274
23	83922	86746	89570	92394	95218	98042	100-866	2824	105-104	109-343	115-049	119-287
24	88198	91128	94058	96988	99918	102-848	105-778	2930	110-170	114-563	120-428	124-820
25	92850	95907	98964	102-021	105-078	108-135	111-192	3057	115-774	120-357	126-404	130-984

(4) Effective April first, two thousand eighteen:

SG	Hiring Rate	Perf. Advance Step 1	Perf. Advance Step 2	Perf. Advance Step 3	Perf. Advance Step 4	Perf. Advance Step 5	Job Rate	Perf. Adv.	10 Yr Long Step	15 Yr Long Step	20 Yr Long Step	Long Max. 25 Yr Long Step
1	30417	31487	32557	33627	34697	35767	36837	1070	38436	40034	43133	44733
2	31349	32476	33603	34730	35857	36984	38111	1127	39803	41495	44684	46379
3	32647	33823	34999	36175	37351	38527	39703	1176	41468	43232	46496	48262
4	33896	35137	36378	37619	38860	40101	41342	1241	43199	45057	48409	50262
5	35272	36576	37880	39184	40488	41792	43096	1304	45049	47002	50452	52405
6	36863	38233	39603	40973	42343	43713	45083	1370	47140	49197	52753	54811
7	38672	40100	41528	42956	44384	45812	47240	1428	49378	51516	55153	57291
8	40579	42062	43545	45028	46511	47994	49477	1483	51699	53919	57640	59865
9	42570	44116	45662	47208	48754	50300	51846	1546	54171	56494	60314	62634
10	44713	46340	47967	49594	51221	52848	54475	1627	56910	59344	63273	65708
11	47066	48759	50452	52145	53838	55531	57224	1693	59758	62289	66325	68860
12	49410	51177	52944	54711	56478	58245	60012	1767	62663	65314	69465	72116
13	52069	53914	55759	57604	59449	61294	63139	1845	65900	68661	72923	75684
14	54781	56716	58651	60586	62521	64456	66391	1935	69284	72175	76570	79463
15	57651	59664	61677	63690	65703	67716	69729	2013	72743	75756	80270	83282
16	60628	62730	64832	66934	69036	71138	73240	2102	76391	79542	84187	87335
17	63761	65976	68191	70406	72621	74836	77051	2215	80365	83679	88492	91807
18	67109	69434	71759	74084	76409	78734	81059	2325	84542	88026	93012	96499
19	70500	72929	75358	77787	80216	82645	85074	2429	88712	92350	97485	101-

												123
20	73866	76403	78940	81477	84014	86551	89088	2537	92896	96704	102-005	105-814
21	77575	80221	82867	85513	88159	90805	93451	2646	97420	101-391	106-853	110-820
22	81460	84263	87066	89869	92672	95475	98278	2803	102-474	106-669	112-362	116-559
23	85600	88481	91362	94243	97124	100-005	102-886	2881	107-209	111-533	117-353	121-675
24	89962	92951	95940	98929	101-918	104-907	107-896	2989	112-376	116-857	122-839	127-319
25	94707	97825	100-943	104-061	107-179	110-297	113-415	3118	118-089	122-763	128-931	133-603

§ 2. Section 207-d of the state finance law, as added by chapter 114 of the laws of 2006, paragraph (b) of subdivision 1 as amended by chapter 3 of the laws of 2007 and subdivision 2 as amended by chapter 15 of the laws of 2012, is amended to read as follows:

§ 207-d. Employee benefit fund; agency [~~law enforcement~~] police services unit. 1. As used in this section, unless otherwise expressly stated:

(a) "Director" shall mean the director of employee relations.

(b) "Employee" shall mean any person serving on a full-time annual salaried basis in the service of the state of New York who is appointed to and serving in a position in the collective negotiating unit designated as the agency [~~law enforcement~~] police services unit and is a police officer pursuant to subdivision thirty-four of section 1.20 of the criminal procedure law [~~or a forest ranger 1 or a forest ranger 2~~].

2. Where and to the extent that an agreement between the state and an employee organization entered into pursuant to article fourteen of the civil service law or an interest arbitration award issued pursuant to subdivision four of section two hundred nine of the civil service law between the state and an employee organization so provides on behalf of employees in the collective negotiating unit designated as the agency police services unit established pursuant to article fourteen of the civil service law, and upon audit and warrant of the comptroller, the director shall provide for the payment of moneys to such employee organization for the establishment and maintenance of an employee benefit fund established by the employee organization for the employees in the negotiating unit covered by the controlling provision of such agreement or award providing for such employee benefit fund, such amount to be determined consistent with said agreement or award on the basis of the number of full-time annual salaried employees, as determined by the comptroller, [~~on the payroll on March first, two thousand eleven for payments to be made on April first, two thousand eleven, on the payroll on March first, two thousand twelve for payments to be made on April first, two thousand twelve, on the payroll on March first, two thousand thirteen for payments to be made on April first, two thousand thirteen, and on the payroll on March first, two thousand fourteen for payments to be made on April first, two thousand fourteen~~] on the payroll on March first, two thousand fifteen for payments to be made on April first, two thousand fifteen, on the payroll on March first, two thousand sixteen for payments to be made on April first, two thousand sixteen, on the payroll on March first, two thousand seventeen for payments to be made on April first, two thousand seventeen, and on the payroll on March first, two thousand eighteen for payments to be made on April first, two thousand eighteen. The amount, which will be determined pursuant to this section, for employees who are

paid from special or administrative funds, other than the general fund or the capital projects fund of the state, will be paid from the appropriations as provided by law, in which case the comptroller will establish procedures to ensure repayment from said special or administrative funds. The director shall enter into an agreement with an employee organization which sets forth the specific terms and conditions for the establishment and administration of an employee benefit fund as a condition for the transmittal of moneys pursuant to this section.

3. Such employee organization shall periodically as specified by the director, supply a description of the benefits purchased or provided by the employee benefit fund, the utilization experience of the benefit fund, the amount disbursed for or the cost of such benefits and such other information as may be requested by the director.

4. The employee organization shall report to the comptroller, in the form and manner as he or she may direct, the amount it expended for the purchase of or providing for such benefits for any period specified by the comptroller. The comptroller is hereby authorized to audit the books of the employee organization with respect to any moneys transmitted to it pursuant to this section.

5. Neither the state nor any officer or employee of the state shall be a party to any contract or agreement entered into by any employee organization providing for benefits purchased in whole or in part with moneys transmitted to such employee organization pursuant to this section. No benefit provided pursuant to such contracts or agreements shall be payable by the state and all such benefits shall be paid by the responsible parties to such agreements or contracts pursuant to the terms and conditions of such agreements or contracts. The employee organization shall be a fiduciary with respect to the employee benefit fund established pursuant to this section.

6. Nothing in this section shall be deemed to diminish, impair or reduce any benefit otherwise payable to any employee established or authorized by law, rule or regulation by reason of such employee's lack of eligibility to participate in any benefit program established by an employee organization pursuant to this section.

7. In the event it is determined that the moneys transmitted to an employee organization pursuant to this section is income for which payroll deductions are required for income tax withholdings from the salary or wages of employees pursuant to law, the comptroller shall determine the amount of such withholdings required and deduct the amount so required to be withheld from the salary or wages of the employees concerned.

8. The employee organization shall indemnify the state for any claims whatsoever paid by it arising from the establishment, administration or discontinuation of any employee benefit provided pursuant to this section, together with reasonable costs of litigation arising therefrom.

9. Insofar as the provisions of this section are inconsistent with the provisions of any other law, general or special, the provisions of this section shall be controlling.

§ 3. Compensation for members of the collective negotiating unit designated as agency police services unit pursuant to an agreement between the state of New York and the employee organization representing such individuals or an interest arbitration award binding the state of New York and the employee organization representing such individuals.

1. The provisions of this section shall apply to all full-time officers and employees in the collective negotiating unit designated as the agency

police services unit established pursuant to article fourteen of the civil service law.

2. Effective April 1, 2015, the basic annual salary of all members of the agency police services unit who were in full-time annual salaried employment status on March 31, 2015 shall be increased by two percent.

3. Effective April 1, 2016, the basic annual salary of all members of the agency police services unit who were in full-time annual salaried employment status on March 31, 2016 shall be increased by two percent.

4. Effective April 1, 2017, the basic annual salary of all members of the agency police services unit who were in full-time annual salaried employment status on March 31, 2017 shall be increased by two percent.

5. Effective April 1, 2018, the basic annual salary of all members of the agency police services unit who were in full-time annual salaried employment status on March 31, 2018 shall be increased by two percent.

6. Advancement within salary grade. Payments pursuant to the provisions of subdivision 6 of section 131 of civil service law for members of the agency police services unit shall be payable pursuant to the terms of an agreement between the state and an employee organization representing employees subject to the provisions of this section.

7. Effective April 1, 2015, pursuant to the terms of an agreement covering members of the agency police services unit, for such unit members who are on the institutional payroll, the ten-year, the fifteen-year, the twenty-year, and the twenty-five-year longevity step payment for such unit members to whom the provisions of this section apply shall be that amount prescribed by paragraph h of subdivision 1 of section 130 of the civil service law, as added by section one of this act.

8. Notwithstanding any of the foregoing provisions of this section, if the basic annual salary of such unit members to whom the provisions of this section apply is identical with the hiring rate, performance advance step one, two, three, four or five, the job rate, the ten-year longevity step, the fifteen-year longevity step, the twenty-year longevity step or the twenty-five-year longevity step of his or her position on the effective dates of the increases provided in this section, such basic annual salary shall be increased to the hiring rate, performance advance step one, two, three, four or five, the job rate, the ten-year longevity step, the fifteen-year longevity step, the twenty-year longevity step or the twenty-five-year longevity step, respectively, of such salary grade as contained in the appropriate salary schedule in subparagraphs (1), (2), (3), and (4) of paragraph h of subdivision 1 of section 130 of the civil service law, as added by section one of this act, to take effect on the dates provided in subparagraphs (1), (2), (3), and (4), respectively. The increases in basic annual salary provided by this subdivision shall be in lieu of any increase in basic annual salary provided for in subdivisions two, three, four and five of this section.

9. If an unencumbered position is one which if encumbered, would be subject to the provisions of this section, the salary of such position shall be increased by the salary increase amounts specified in this section. If a position is created and is filled by the appointment of such unit members to whom the provisions of this section apply, the salary otherwise provided for such position shall be increased in the same manner as though such position had been in existence but unencumbered. Notwithstanding the provisions of this section, the director of the budget may reduce the salary of any such position, which is or becomes vacant.

10. The increases in salary payable pursuant to this section shall apply on a prorated basis to officers and employees, otherwise eligible

to receive an increase in salary pursuant to this section, who are paid on an hourly or per diem basis, employees serving on a part-time or seasonal basis and employees paid on any basis other than at an annual salaried rate; except that the provisions of subdivision eleven, twelve, or thirteen of this section shall not apply to employees serving on an hourly, per diem, or seasonal basis, except as determined by the director of the budget.

11. Notwithstanding any other provision of this section, the provisions of this section shall not apply to officers or employees paid on a fee schedule basis.

12. In order to provide for the officers and employees to whom this section applies who are not allocated to salary grades, performance advancements and payments in proportion to those provided to persons to whom this section applies who are allocated to salary grades, the director of the budget is authorized to add appropriate adjustments to the compensation which such officers and employees are otherwise entitled to receive. The director of the budget shall issue certificates which shall contain schedules of positions and the salaries thereof for which adjustments are made pursuant to the provisions of this subdivision, and a copy of each such certificate shall be filed with the state comptroller, the department of civil service, the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

13. Notwithstanding any of the foregoing provisions of this section, any increase in compensation may be withheld in whole or in part from any such unit members to whom the provisions of this section apply when, in the opinion of the director of the division of the budget and the director of employee relations, such increase is not warranted or is not appropriate.

§ 4. Additional compensation for certain members of the agency police services collective negotiating unit. 1. In recognition of the general requirement for full-time employees of the state in the agency police services unit to assemble for briefing prior to the commencement of duties, where and to the extent an agreement so provides, each such employee except such an employee receiving additional compensation pursuant to subdivision 5 of section 134 of the civil service law, shall continue to receive additional compensation in recognition of pre-shift briefing at one and one-half times the hourly rate of pay provided for by subdivision 1 of section 134 of the civil service law and the rules and regulations of the director of the budget.

2. Members of the agency police services collective negotiating unit who are full-time annual salaried and are police officers pursuant to subdivision 34 of section 1.20 of the criminal procedure law, who are required, authorized and actually assemble for pre-shift briefing or line up before the commencement of their regular tour of duty shall continue to be paid for pre-shift briefing. However, employees of the department of environmental conservation who do not physically line up shall be paid the equivalent of pre-shift compensation for vehicle, equipment, office maintenance, and the handling of phone calls and home visitations received and instigated outside of the regular workday. This payment supplants any payments made to such employees for equipment storage. There shall be no payment of pre-shift briefing for any day in which any employee who is a member of the agency police services unit, full-time annual salaried and a police officer pursuant to subdivision 34 of section 1.20 of the criminal procedure law is not physically reporting to work. There shall be no change in the payment for pre-shift briefing for all other members of the agency police services unit.

3. Any such additional compensation pursuant to this section shall be paid in addition to and shall not be a part of such employee's basic annual salary and shall not be included as compensation for the purposes of computation of overtime pay, provided, however, that such additional compensation shall be included for retirement purposes. Notwithstanding the foregoing provisions of this section or of any other law, such additional compensation as added by this section shall be in lieu of the continuation of any other additional compensation for such unit members in recognition of pre-shift briefing.

§ 5. Clothing allowance. Effective April 1, 2015, pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit who are full-time annual salaried and are classified as investigators or detectives, in recognition of the general requirement for such unit members to whom the provisions of this section apply to wear professional attire, each such employee who is on the payroll on the first day of November preceding the annual effective date shall continue to receive a clothing allowance at a rate of four hundred dollars per year effective December 1, 2011.

§ 6. Location pay. 1. Pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit, and notwithstanding any inconsistent provision of law, effective April 1, 2015, all members of this unit who are full-time annual salaried employees and whose principal place of employment, or, in the case of a field employee, whose official station is determined in accordance with the regulations of the state comptroller, is located in the city of New York, or in the county of Rockland, Westchester, Nassau, or Suffolk shall continue to receive location pay in the amount of one thousand five hundred twenty dollars.

2. The location pay as set out in this section shall be in addition to and shall not be a part of an employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law, provided, however, that location pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

§ 7. Supplemental location pay. 1. Pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit, and notwithstanding any inconsistent provision of law, all members of this unit who are full-time annual salaried employees and whose principal place of employment, or, in the case of a field employee, whose official station is determined in accordance with the regulations of the state comptroller, is located in the city of New York, or in the county of Putnam, Orange, Dutchess, Rockland, Westchester, Nassau or Suffolk, shall continue to receive supplemental location pay, in the following amounts:

	Orange/Putnam/ Dutchess	NYC/Rockland/ Westchester	Nassau/Suffolk
Effective April 1,2015	$1,266	$1,900	$2,217

2. The supplemental location pay as set out in this section shall be in addition to and shall not be a part of an employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law; provided, however, that supplemental location pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

§ 8. Expanded duty pay. Pursuant to the terms of an agreement or award covering members of the agency police services collective negotiating unit who are full-time annual salaried employees, in recognition of the additional and continued duties and responsibilities performed by the police officers in this unit as a result of the September 11th terrorist attacks, and notwithstanding any provision of law, rule or regulation to the contrary, members of this unit, effective April 1, 2015, shall continue to receive expanded duty pay in the amount of three thousand seventy-five dollars. Effective March 31, 2019, this amount shall be increased to three thousand eight hundred and twenty-five dollars. Expanded duty pay as set out in this section shall be in addition to and shall not be a part of an employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law; provided, however, that expanded duty pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

§ 9. Marine/off-road enforcement pay. Pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit who are full-time annual salaried employees, effective April 1, 2015, all members of this unit who are employed by the office of parks, recreation and historic preservation or the department of environmental conservation shall continue to receive one thousand five hundred dollars per year in recognition of their expertise in marine and off-road enforcement. Marine/off-road enforcement pay as set out in this section shall be in addition to and shall not be a part of an employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law; provided, however, that marine/off-road enforcement pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

§ 10. Hazardous material pay. 1. Pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit who are full-time annual salaried employees, effective April 1, 2015, all members who are employed by the department of environmental conservation, except for those in the forest ranger title series, shall continue to receive one thousand five hundred dollars per year in recognition of their expertise and handling of hazardous materials. Hazardous material pay as set out in this section shall be in addition to and shall not be a part of an employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law; provided, however, that hazardous material pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

2. Hazardous material/fire management/search and rescue pay. Pursuant to the terms of an agreement covering members of the agency police services collective negotiating unit who are full-time annual salaried employees, effective April 1, 2015, all members who are employed by the department of environmental conservation in the forest ranger title series shall continue to receive one thousand five hundred dollars per year in recognition of their expertise and handling of hazardous materials. Hazardous material/fire management/search and rescue pay as set out in this section shall be in addition to and shall not be a part of an

employee's basic annual salary, and shall not affect or impair any performance advance or other rights or benefits to which an employee may be entitled by law; provided, however, that hazardous material/fire management/search and rescue pay shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. This payment will be equally divided over the twenty-six payroll periods in each fiscal year.

§ 11. Inconvenience pay program. Pursuant to chapter 333 of the laws of 1969, as amended, and an agreement negotiated between the state and the employee organization representing members of the agency police services unit, effective April 1, 2015, members of the agency police services unit shall continue to receive inconvenience pay in the amount of five hundred ninety-seven dollars. Any such additional compensation pursuant to this section shall be included as compensation for retirement purposes.

§ 12. During the period April 1, 2015 through March 31, 2019 or as otherwise agreed, there shall be a statewide joint labor-management committee continued and administered pursuant to the terms of the agreement negotiated between, or an interest arbitration award binding the state and the employee organization representing employees in the collective negotiating unit designated as the agency police services unit established pursuant to article 14 of the civil service law which shall, with the amounts available therefore, study and make recommendations concerning major issues of employee assistance, performance evaluation, education and training, quality of work life, health benefits, and provide for the implementation of the terms of agreements of such committees.

§ 13. Notwithstanding any provision of law to the contrary, the appropriations contained in this act shall be available to the state for the payment and publication of grievance and arbitration settlements and awards pursuant to articles 7 and 8 of the collective negotiating agreement between the state and the employee organization representing the collective negotiating unit designated as the agency police services unit established pursuant to article 14 of the civil service law.

§ 14. Notwithstanding any provision of law, rule or regulation to the contrary, and where and to the extent an agreement negotiated between the state and the employee organization representing employees in the agency police services collective negotiating unit established pursuant to article 14 of the civil service law so provides, the salaries of newly hired employees on or after September 1, 1992 into state service in positions within said negotiating unit shall not be subject to the provisions of subdivision 2-a of section 200 of the state finance law.

§ 15. Date of entitlement to salary increase. Notwithstanding the provisions of this act or of any other provision of law to the contrary, the increase in salary or compensation provided by this act of any member of the agency police services collective negotiating unit established pursuant to article 14 of the civil service law who are full-time annual salaried employees and are police officers pursuant to subdivision 34 of section 1.20 of the criminal procedure law shall be added to the salary of such member at the beginning of that payroll period, the first day of which is nearest to the effective date of such increase as provided in this act, or at the beginning of the earlier of two payroll periods, the first days of which are nearest but equally near to the effective date of such increase as provided in this act; provided, however, that, for the purposes of determining the salary of such unit members upon reclassification, reallocation, appointment, promotion, transfer, demotion, reinstatement, or other change of status, such salary increase shall be

deemed to be effective on the date thereof as prescribed by this act, with payment thereof pursuant to this section on a date prior thereto, instead of on such effective date, and shall not operate to confer any additional salary rights or benefits on such unit members. Payment of such salary increase may be deferred pursuant to section sixteen of this act.

§ 16. Deferred payment of salary increases. Notwithstanding the provisions of any other section of this act or of any other provision of law to the contrary, pending payment pursuant to this act of the basic annual salaries of incumbents of positions subject to this act, such incumbents shall receive, as partial compensation for services rendered, the rate of salary and other compensation otherwise payable in their respective positions. An incumbent holding a position subject to this act at any time during the period from April 1, 2015, until the time when basic annual salaries and other compensation due are first paid pursuant to this act for such services in excess of the salary and other compensation actually received therefor, shall be entitled to a lump sum payment for the difference between the salary and other compensation to which such incumbent is entitled for such services and the salary and other compensation actually received. Notwithstanding the provisions of this section or of any other section of this act, the lump sum payments resulting from the increases in salary and other compensation pursuant to this act shall be aggregated in the form of a lump sum payment and made to employees in two equal payments. However, effective the pay period closest to March 31, 2019, the denominator for purposes of calculating overtime shall be adjusted consistent with such interest arbitration award and recalculation of the overtime earned subsequent to March 31, 2019 will be reconciled, adjusted and applied in the first retroactive payment referenced herein. The first payment shall be paid as soon as practicable after the passage of legislation implementing a Final Decision and Award covering the period April 1, 2015 to March 31, 2019 and the second payment shall be paid on the first day of the payroll period commencing after April 1, 2021. For the purpose of calculating retirement benefits, the amounts paid under this act shall count as compensation earned during the year or years for which it is calculated and not as compensation earned wholly in the year in which it is paid. Notwithstanding any law, rule or regulation to the contrary, no member of the agency police services unit to whom the provisions of this act apply shall be entitled to, or owed, any interest or other penalty for any reason on any monies due to such member pursuant to the terms of this act and the terms of the agreement or interest arbitration award covering employees in the agency police services unit.

§ 17. Use of appropriations. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the state comptroller is authorized to pay any amounts required during the fiscal year commencing April 1, 2020, and/or April 1, 2021 by the provisions of this act for any state department or agency from any appropriation or other funds available to such state department or agency for personal service or for other related employee benefits during such fiscal year. To the extent that such appropriations are insufficient in any fund to accomplish the purposes herein set forth, the director of the budget is authorized to allocate to the various departments and agencies, from any appropriations available in any fund, the amounts necessary to pay such amounts. The aforementioned appropriations shall be available for payment of any liabilities or obligations incurred prior to April 1, 2020, and/or April 1, 2021 in addition to current liabilities.

§ 18. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the sum of sixty-seven million, five hundred thousand dollars ($67,500,000) is hereby appropriated in the general fund/state purposes account (10050) in miscellaneous-all state departments and agencies solely for apportionment/transfer by the director of the budget for use by any state department or agency in any fund for the period April 1, 2015 through March 31, 2022 to supplement appropriations for personal service, other than personal service and fringe benefits, and to carry out the provisions of this act. No money shall be available for expenditure from this appropriation until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee. The monies hereby appropriated are available for payment of any liabilities or obligations incurred prior to or during the period April 1, 2015 through March 31, 2022. For this purpose, the monies appropriated shall remain in full force and effect for the payment of liabilities incurred on or before March 31, 2022.

§ 19. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the several amounts as hereinafter set forth, or so much thereof as may be necessary, are hereby appropriated from the fund so designated for use by any state department or agency for the period April 1, 2015 through March 31, 2022 to supplement appropriations from each respective fund available for other than personal service and fringe benefits, and to carry out the provisions of this act. The monies hereby appropriated are available for the payment of any liabilities or obligations incurred prior to or during the period commencing April 1, 2015 through March 31, 2022. No money shall be available for expenditure from the monies appropriated until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee. Notwithstanding the provisions of any other section of this act, the salary increases, and lump sum payments provided for in this act shall not be implemented until the director of employee relations has delivered notice to the director of the budget and the comptroller that a Final Decision and Award has been issued and signed by the interest arbitration panel so that such amounts may be paid.

ALL STATE DEPARTMENTS AND AGENCIES
SPECIAL PAY BILLS
General Fund / State Operations
State Purposes Account - 003

NONPERSONAL SERVICE

Joint committee on health benefits	15,782
Contract administration	30,000
Education and Training	91,337
Education and Training - Management Directed	55,746
Employee Assistance Program	13,810
Organizational Alcohol Program	21,441
Legal Defense Fund	10,000
Quality of Work Life Initiatives	67,420
Employee Benefit Fund	198,175

§ 20. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2015.

PART WW

Section 1. The section heading of section 421-f of the real property tax law, as amended by chapter 590 of the laws of 1994, is amended to read as follows:

Exemption of capital improvements to residential buildings **and certain new construction**.

§ 2. Section 421-f of the real property tax law is amended by adding a new subdivision 1-a to read as follows:

1-a. Buildings classified as class one property in section eighteen hundred two of this chapter reconstructed, altered, improved, or newly constructed in a special assessing unit that is not a city shall be exempt from taxation and special ad valorem levies to the extent provided hereinafter in the same manner and to the same extent to county, town, special district and school district taxes levied on the assessment roll prepared by such special assessing unit. Additional buildings and yard improvements shall be excluded from receiving this exemption. An application shall not be required to receive the exemption.

§ 3. Subdivisions 2 and 3 of section 421-f of the real property tax law, as amended by chapter 590 of the laws of 1994, subparagraph (ii) of paragraph (a) of subdivision 2 and subdivision 3 as further amended by subdivision (b) of section 1 of part W of chapter 56 of the laws of 2010, are amended to read as follows:

2. (a) Such buildings shall be exempt for a period of one year to the extent of one hundred per centum of the increase in assessed value thereof attributable to such reconstruction, alteration or improvement**, and new construction pursuant to subdivision one-a of this section,** and for an additional period of seven years subject to the following:

(i) The extent of such exemption shall be decreased by twelve and one-half per centum of the "exemption base" each year during such additional period. The "exemption base" shall be the increase in assessed value as determined in the initial year of the term of the exemption, except as provided in subparagraph (ii) of this paragraph.

(ii) In any year in which a change in level of assessment of fifteen percent or more is certified for a final assessment roll pursuant to the rules of the commissioner, the exemption base shall be multiplied by a fraction, the numerator of which shall be the total assessed value of the parcel on such final assessment roll (after accounting for any physical or quantity changes to the parcel since the immediately preceding assessment roll), and the denominator of which shall be the total assessed value of the parcel on the immediately preceding final assessment roll. The result shall be the new exemption base. The exemption shall thereupon be recomputed to take into account the new exemption base, notwithstanding the fact that the assessor receives certification of the change in level of assessment after the completion, verification and filing of the final assessment roll. In the event the assessor does not have custody of the roll when such certification is received, the assessor shall certify the recomputed exemption to the local officers having custody and control of the roll, and such local officers are hereby directed and authorized to enter the recomputed exemption certified by the assessor on the roll. The assessor shall give written notice of such recomputed exemption to the property owner, who may, if he or

she believes that the exemption was recomputed incorrectly, apply for a correction in the manner provided by title three of article five of this chapter for the correction of clerical errors.

(iii) [~~Such~~] **Except in a special assessing unit that is not a city, such** exemption shall be limited to eighty thousand dollars in increased market value, or such other sum less than eighty thousand dollars, but not less than five thousand dollars as may be provided by the local law or resolution, of the property attributable to such reconstruction, alteration or improvement and any increase in market value greater than such amount shall not be eligible for the exemption pursuant to this section. **In a special assessing unit that is not a city, the exemption shall be limited to seven hundred fifty thousand dollars in increased market value.** For the purposes of this section, the market value of the reconstruction, alteration or improvement**, or new construction as authorized by subdivision one-a of this section,** shall be equal to the increased assessed value attributable to such reconstruction, alteration [~~or~~]**,** improvement **or new construction** divided by the class [~~I~~] **one** ratio in a special assessing unit or the most recently established state equalization rate or special equalization rate in the remainder of the state, except where the state equalization rate or special equalization rate equals or exceeds ninety-five percent, in which case the increase in assessed value attributable to such reconstruction, alteration [~~or~~]**,** improvement **or new construction** shall be deemed to equal the market value of such reconstruction, alteration or improvement.

(b) [~~No~~] **Except in a special assessing unit that is not a city, no** such exemption shall be granted for reconstruction, alterations or improvements unless:

(i) such reconstruction, alteration or improvement was commenced subsequent to the effective date of the local law or resolution adopted pursuant to subdivision one of this section; and

(ii) the value of such reconstruction, alteration or improvement exceeds three thousand dollars; and

(iii) the greater portion, as so determined by square footage, of the building reconstructed, altered or improved is at least five years old.

(c) For purposes of this section the terms reconstruction, alteration and improvement shall not include ordinary maintenance and repairs.

3. [~~Such~~] **Except in a special assessing unit that is not a city, such** exemption shall be granted only upon application by the owner of such building on a form prescribed by the commissioner. The application shall be filed with the assessor of the city, town, village or county having the power to assess property for taxation on or before the appropriate taxable status date of such city, town, village or county. **In a special assessing unit that is not a city, the exemption shall be applied based upon that completion of reconstruction, alteration, improvement or new construction on or before the applicable taxable status date of the special assessing unit; provided, however that the exemption for such reconstruction, alteration, improvement or new construction that occurred after the taxable status date of such special assessing unit for the two thousand nineteen -- two thousand twenty assessment roll and on or before the taxable status date of such special assessing unit for the two thousand twenty -- two thousand twenty-one assessment roll shall be applied beginning with the two thousand twenty-one -- two thousand twenty-two assessment roll.**

§ 4. Subdivisions 5, 6 and 7 of section 421-f of the real property tax law, as amended by chapter 590 of the laws of 1994, are amended to read as follows:

5. For the purposes of this section, **except in a special assessing unit that is not a city,** a residential building shall mean any building or structure designed and occupied exclusively for residential purposes by not more than two families.

6. In the event that a building granted an exemption pursuant to this section ceases to be used primarily for residential purposes [~~or~~]**, is no longer classified as class one property in a special assessing unit that is not a city, or** title thereto is transferred to other than the heirs or distributees of the owner **in other than a special assessing unit that is not a city**, the exemption granted pursuant to this section shall cease.

7. (a) [~~A~~] **Except for a special assessing unit that is not a city, a** county, city, town or village may, by its local law, or school district, by its resolution:

(i) reduce the per centum of exemption otherwise allowed pursuant to this section;

(ii) limit eligibility for the exemption to those forms of reconstruction, alterations or improvements as are prescribed in such local law or resolution;

(iii) provide that the exemption shall be applicable only to those improvements which would otherwise result in an increase in the assessed valuation of the real property but which consist of an addition, remodeling or modernization to an existing residential structure to prevent physical deterioration of the structure or to comply with applicable building, sanitary, health and/or fire codes.

(b) No such local law or resolution shall reduce or repeal an exemption granted pursuant to this section until the expiration of the period for which such exemption was granted.

§ 5. Effect of exemption. A special assessing unit that is not a city shall not consider property exempt pursuant to subdivision 1-a of section 421-f of the real property tax law when calculating tax rates or when apportioning taxes among classes under article 18 of the real property tax law.

§ 6. Severability. If any clause, sentence, paragraph, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid and after exhaustion of all further judicial review, the judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part of this act directly involved in the controversy in which the judgment shall have been rendered.

§ 7. This act shall take effect immediately; provided however, that subdivision 1-a and the amendments made to the section heading and subdivisions 2, 3, 5, 6 and 7 of section 421-f of the real property tax law by sections one through four of this act shall apply only to the 2021-2022, 2022-2023, 2023-2024 and 2024-2025 assessment rolls of the county of Nassau, and shall expire and be deemed repealed January 1, 2026.

PART XX

Section 1. Section 1 of subpart H of part C of chapter 20 of the laws of 2015, appropriating money for certain municipal corporations and school districts, as amended by section 1 of part AAA of chapter 59 of the laws of 2018, is amended to read as follows:

Section 1. Contingent upon available funding, and not to exceed [~~$69,000,000~~] **$140,000,000** moneys from the urban development corporation

shall be available for a local government entity, which for the purposes of this section shall mean a county, city, town, village, school district or special district, where (i) on or after June 25, 2015, an electric generating facility located within such local government entity has ceased operations, and (ii) the closing of such facility has caused a reduction in the real property tax collections or payments in lieu of taxes of at least twenty percent owed by such electric generating facility. Such moneys attributable to the cessation of operations, shall be paid annually on a first come, first served basis by the urban development corporation to such local government entity within a reasonable time upon confirmation from the state office of real property tax services or the local industrial development authority established pursuant to titles eleven and fifteen of article eight of the public authorities law, or the local industrial development agency established pursuant to article eighteen-A of the general municipal law that such cessation has resulted in a reduction in the real property tax collections or payments in lieu of taxes, provided, however, that the urban development corporation shall not provide assistance to such local government entity for more than seven years, and shall award payments reflecting the loss of revenues due to the cessation of operations as follows:

Award Year	Maximum Potential Award
1	no more than eighty percent of loss of revenues
2	no more than seventy percent of loss of revenues
3	no more than sixty percent of loss of revenues
4	no more than fifty percent of loss of revenues
5	no more than forty percent of loss of revenues
6	no more than thirty percent of loss of revenues
7	no more than twenty percent of loss of revenues

A local government entity shall be eligible for only one payment of funds hereunder per year. A local government entity may seek assistance under the electric generation facility cessation mitigation fund once a generator has submitted its notice to the federally designated electric bulk system operator (BSO) serving the state of New York of its intent to retire the facility or of its intent to voluntarily remove the facility from service subject to any return-to-service provisions of any tariff, and that the facility also is ineligible to participate in the markets operated by the BSO. The date of submission of a local government entity's application for assistance shall establish the order in which assistance is paid to program applicants, except that in no event shall assistance be paid to a local government entity until such time that an electric generating facility has retired or become ineligible to participate in the markets operated by the BSO. For purposes of this section, any local government entity seeking assistance under the electric generation facility cessation mitigation fund must submit an attestation to the department of public service that a facility is no longer producing electricity and is no longer participating in markets operated by the BSO. After receipt of such attestation, the department of public service shall confirm such information with the BSO. In the case that the BSO confirms to the department of public service that the facility is no longer producing electricity and participating in markets operated by such BSO, it shall be deemed that the electric generating facility located within the local government entity has ceased operation. The department of public service shall provide such confirmation to the

urban development corporation upon receipt. The determination of the amount of such annual payment shall be determined by the president of the urban development corporation based on the amount of the differential between the annual real property taxes and payments in lieu of taxes imposed upon the facility, exclusive of interest and penalties, during the last year of operations and the current real property taxes and payments in lieu of taxes imposed upon the facility, exclusive of interest and penalties. The total amount awarded from this program shall not exceed [~~$69,000,000~~] $140,000,000.

§ 2. Section 4 of subpart H of part C of chapter 20 of the laws of 2015, appropriating money for certain municipal corporations and school districts, is amended to read as follows:

§ 4. This act shall take effect immediately and shall expire and be deemed repealed by July 1, 2025; provided, however, a local government which has not completed its seven years of assistance prior to such date shall continue to receive funding until such seven year timeframe is complete.

§ 3. This act shall take effect immediately; provided, however, that the amendments to section 1 of subpart H of part C of chapter 20 of the laws of 2015 made by section one of this act shall not affect the repeal of such subpart and shall be deemed repealed therewith.

PART YY

Section 1. Section 15 of part OO of chapter 54 of the laws of 2016, amending the public authorities law relating to procurements by the New York City transit authority and the metropolitan transportation authority, is amended to read as follows:

§ 15. This act shall take effect immediately, and shall expire and be deemed repealed April 1, [~~2021~~] 2024.

§ 2. This act shall take effect immediately.

PART ZZ

Section 1. The environmental conservation law is amended by adding a new section 11-0935 to read as follows:

§ 11-0935. Deer hunting pilot program.

1. Notwithstanding subdivision one-a of section 11-0701 and the crossbow prohibition of subdivision one of section 11-0929, a hunting license holder who is twelve or thirteen years of age may hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm as provided in this title in an eligible area provided that:

(a) such minor is accompanied by their parent or legal guardian, or by a person designated in writing by such parent or legal guardian on a form prescribed by the department who is twenty-one years of age or older; and

(b) such parent, guardian or person has had at least three year's experience in hunting deer; and

(i) such parent, guardian or person holds a hunting license; and

(ii) such parent, guardian or person maintains physical control over the minor at all times while hunting. For the purposes of this paragraph "physical control" shall mean that the physical proximity of such minor to the parent, guardian or person is such that the parent, guardian or person is reasonably able to issue verbal directions and instructions, maintain constant visual contact, and otherwise provide guidance and supervision to the minor; and

(iii) such parent, guardian or person and the minor remain at ground level at all times while hunting; and

(c) such parent, guardian or person and the minor shall each display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent fluorescent orange or pink material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and visible from all directions.

2. For the purposes of this section "eligible area" shall include a county that has passed a local law authorizing participation in the pilot program and has notified the department of such participation, provided, however, that the following counties: Westchester; Richmond; Bronx; New York; Kings; Queens; Nassau; and Suffolk shall not be deemed to be eligible.

3. The department shall prepare a report by February first of each year including the following information at a minimum: number of violations; hunting related incidents and revocations pursuant to section 11-0719; the number of counties participating; the number of minors participating; and the number of deer taken.

§ 2. This act shall take effect June 1, 2021 and shall expire and be deemed repealed December 31, 2023.

PART AAA

Section 1. Notwithstanding the contrary provisions of section 9-0501 of the environmental conservation law and the contrary provisions of the public lands law, the department of environmental conservation is authorized to grant easements for buried electric cables on real property within the Farmersville State Forest, Lost Nation State Forest, and Swift Hill State Forest, which meet the following conditions:

(a) The easements are for buried electric cables which are part of a wind powered electric generation project located in the towns of Rushford, Farmersville, Arcade, Centerville, Freedom, and Machias.

(b) The easements are for a portion of properties located within Farmersville State Forest, Lost Nation State Forest, and Swift Hill State Forest owned by the state and managed by the department of environmental conservation. To avoid impacts to these three state forests associated with the placement of buried electric cables serving the aforementioned wind-powered electric generation project and consistent with the certification and approval of the project pursuant to article 10 of the public service law, the electric cables in these three state forests shall be installed underground, directional boring shall be used to install such underground cables, and, for the duration of and in connection with the easements granted, no trees shall be removed from these three state forests before, during or after installation of such buried cables. The buried cables shall be:

(1) located underground for approximately 500 feet between turbines 101 and 102 (which are sited on private land), and passing below a section of Farmersville State Forest in Cattaraugus County;

(2) located underground for approximately 1,600 feet on the south side of Hess Road along the Farmersville State Forest boundary in Cattaraugus County, turning southwest to follow an existing track for approximately 420 feet, and continuing west along the northern parcel boundary for

approximately 1,300 feet to the property line, to connect turbines 100 and 104 (both sited on private land);

(3) located underground for approximately 2,950 feet along the west side of North Hill Road in Lost Nation State Forest in Allegany County to connect turbines 73, 75, 76, and 77 (all sited on private land) to the rest of the project; and

(4) located underground for approximately 1,150 feet on the east side of Rushford Road, along the western edge of Swift Hill State Forest in Allegany County to connect turbines 124 and 125 (both sited on private land) to the rest of the project.

(c) The easements will be conveyed by the department of environmental conservation and take effect only in the event the underground cables proposed to be on such easement lands are certified and approved as part of a wind powered electric generation facility pursuant to article 10 of the public service law.

(d) The easements shall terminate when the associated wind powered electric generation project ceases to operate for 18 months as set forth in the easements and the easements shall then revert to the state to be managed by the department of environmental conservation as state forest land.

(e) The use of chemicals/herbicides for clearing said easements is prohibited unless prior approval for the same is granted by the department of environmental conservation, division of lands and forests.

§ 2. (a) In entering into the easements described in section one of this act, the department of environmental conservation is authorized to grant such easements for fair market value plus twenty percent of the value of the easements plus one hundred thousand dollars upon application by Alle-Catt Wind Energy LLC.

(b) An amount, not less than fair market value plus twenty percent of the value of the easements plus one hundred thousand dollars shall be used to obtain for the state an interest in real property for open space purposes in region 9 of the department of environmental conservation from the regional priority conservation projects list in region 9 as part of this state's open space conservation plan. The total payment for such acquisition or acquisitions shall not be less than the value of the easements to be conveyed by the state plus twenty percent of the value of such easements plus one hundred thousand dollars.

(c) Any monies received by the department of environmental conservation from Alle-Catt Wind Energy LLC in consideration of these easements shall be deposited into the state environmental protection fund, as established in section 92-s of the state finance law, until such time as they can be used towards the purchase of the real property as contemplated in subdivision (b) of this section.

(d) The description of the easements to be conveyed by this act is not intended to be a legal description, but is intended to identify the easements to be conveyed. As a condition of conveyance Alle-Catt Wind Energy LLC shall submit to the commissioner of environmental conservation for his or her approval an accurate survey and description of lands generally described in this section which may be used in the conveyance thereof.

(e) The grant of the easements is conditioned on the issuance of certificates of environmental compatibility and public need pursuant to the provisions of article 10 of the public service law.

§ 3. The commissioner of environmental conservation may prescribe additional terms for such exchange of real property. Such contract shall not become binding upon the state until approved by the state comp-

troller. Title to the land to the people of the state of New York pursuant to the provisions of such contract shall be approved by the attorney general, and the deed to the state shall be approved by him or her as to form and manner of execution and recordability before such deed shall be accepted on behalf of the state. Notwithstanding the contrary provisions of the public lands law, the conveyance of the state-owned easements pursuant to such contract shall be without reservation or exception, except as provided for in such contract. Upon certification by the commissioner of environmental conservation to the commissioner of general services of a copy of the contract, and certification that Alle-Catt Wind Energy LLC has complied with all terms and conditions of the contract upon their part to be kept and performed, together with a description of any of the easements to be exchanged, conveyed and/or payments to be made, the commissioner of general services shall convey the easements described in section one of this act in accordance with the provisions of the contract.

§ 4. This act shall take effect immediately, and shall expire and be deemed repealed five years after such date; provided, however, should the easements be granted within the five years, the term of the easements will establish the end date of the easements. At such time the land will revert back to the state of New York for state forest purposes.

PART BBB

Section 1. Paragraph (b) of subdivision 5 of section 8-0111 of the environmental conservation law, as amended by chapter 388 of the laws of 2011, is amended to read as follows:

(b) Actions subject to the provisions requiring a certificate of environmental compatibility and public need in articles seven, ten and the former article eight of the public service law **or requiring a siting permit under section ninety-four-c of the executive law**; or

§ 2. Paragraph (i) of subdivision 3 and paragraph (d) of subdivision 7 of section 94-c of the executive law, as added by section 4 of part JJJ of chapter 58 of the laws of 2020, is amended to read as follows:

(i) Notwithstanding any other provision of law, rule, or regulation to the contrary and consistent with appropriations therefor, employees of any state agency who are necessary to the functions of the office and who may be substantially engaged in the performance of its functions shall be transferred to the office in accordance with the provisions of section [~~seventy-eight~~] **seventy** of the civil service law. Employees transferred pursuant to this section shall be transferred without further examination or qualification and shall retain their respective civil service classifications. Nothing set forth in this subdivision shall be construed to impede, infringe, or diminish the rights and benefits that accrue to employees through collective bargaining agreements, impact or change an employee's membership in a bargaining unit, or otherwise diminish the integrity of the collective bargaining relationship.

(d) In addition to the fees established pursuant to paragraph (a) of this subdivision, the office, pursuant to regulations adopted pursuant to this section, may assess a fee for the purpose of recovering [~~the~~] costs the office incurs [~~related to reviewing and processing an application submitted under this section~~].

§ 3. Section 94-c of the executive law is amended by adding a new subdivision 8 to read as follows:

8. Farmland protection working group. (a) There is hereby created in the executive department a farmland protection working group consisting of appropriate stakeholders, including but not limited to:

(i) the commissioner of the department of agriculture and markets;

(ii) the commissioner of the department of environmental conservation;

(iii) the executive director of the office;

(iv) the commissioner of the department of public service;

(v) the president of the New York state energy research and development authority;

(vi) local government officials or representatives from municipal organizations representing towns, villages, and counties;

(vii) representatives from at least two county agricultural and farmland protection boards.

(b) The working group shall, no later than one year after the effective date of this subdivision, recommend strategies to encourage and facilitate input from municipalities in the siting process and to develop recommendations that include approaches to recognize the value of viable agricultural land and methods to minimize adverse impacts to any such land resulting from the siting of major renewable energy facilities.

(c) The working group, on call of the commissioner of the department of agriculture and markets, shall meet at least three times each year and at such other times as may be necessary.

§ 4. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 3, 2020; provided, however, that the amendments to section 94-c of the executive law, made by sections two and three of this act, shall not affect the repeal of such section and shall be deemed repealed therewith.

PART CCC

Section 1. Section 54-1521 of the environmental conservation law, as added by section 5 of part U of chapter 58 of the laws of 2016, is amended to read as follows:

§ 54-1521. Clean vehicle projects.

1. As used in this section, the following terms shall have the following meanings:

a. "eligible infrastructure project" shall mean any facility (not including a building and its structural components) that is **publicly available and** used primarily for the public charging and/or fueling of **eligible** vehicles [~~**which meet the eligible vehicle definition**~~] **as defined in this section, including but not limited to fast chargers,** that has received required federal, state and local permits and authorizations**, and** complies with **applicable** zoning **ordinances**.

b. "eligible purchase" shall mean the purchase by a municipality to own or lease for a period of not less than thirty-six months of an eligible vehicle placed into service on or after April first, two thousand sixteen at a dealer located within New York.

c. "eligible vehicle" means and includes a new motor vehicle that:

(i) has four wheels;

(ii) was manufactured for use primarily on public streets, roads and highways;

(iii) the powertrain of which has not been modified from the original manufacturer's specifications;

(iv) [~~**is rated at not more than eight thousand five hundred pounds gross vehicle weight;**~~

[~~(v)~~] has a maximum speed capability of at least fifty-five miles per hour; and

[~~(vi)~~] **(v)** is propelled at least in part by an electric motor and associated power electronics which provide acceleration torque to the drive wheels sometime during normal vehicle operation, and that draws electricity from a hydrogen fuel cell or from a battery that:

(A) has a capacity of not less than four kilowatt hours; and

(B) is capable of being recharged from an external source of electricity.

2. a. Until April 1, [~~2023~~] **2025**, the commissioner, in consultation with the New York state energy research **and** development authority, is authorized to issue rebates until the annual allocation is exhausted to municipalities toward the cost of any eligible infrastructure projects which support the development of clean vehicles.

b. The department, in consultation with the New York state energy research and development authority, shall determine the amount of the rebate for eligible infrastructure projects, provided that an applicant for such eligible infrastructure project rebate may receive a maximum rebate of two hundred fifty thousand dollars per facility**, provided however that infrastructure projects that will maximize access by multiple public users who might otherwise not have access may receive a maximum of three hundred thousand dollars per facility**.

3. a. Until April 1, [~~2023~~] **2025**, the commissioner, in consultation with the New York state energy research and development authority, is authorized to issue rebates until the annual allocation is exhausted to municipalities toward the cost of eligible purchases of clean vehicles.

b. The department, in consultation with the New York state energy research and development authority, shall determine the amount of the rebate taking into consideration the electric range of the vehicle, provided that a rebate of an eligible purchase shall be not less than [~~seven hundred fifty~~] **two thousand five hundred** dollars per vehicle and not more than **seven thousand** five [~~thousand~~] **hundred** dollars per vehicle.

4. The department, in consultation with the New York state energy research and development authority, shall promulgate rules to implement and administer this title including rules relating to the forms required to claim a rebate, the required documentation for establishing eligibility for a rebate, procedures and guidelines for claiming a rebate, and the collection of economic impact data from applicants and any other requirements the department and New York state energy research and development authority deem necessary. The department shall determine and publish on its website on an ongoing basis the amount of available funding for rebates remaining in each fiscal year.

5. No later than April first, two thousand eighteen and annually thereafter, the department shall issue a report to the temporary president of the senate and the speaker of the assembly detailing the status of its program to encourage the deployment of clean vehicles. Such report shall include:

a. the amount of funding dedicated by the department for the program in the preceding year;

b. the [~~amount~~] **number** of eligible purchases and eligible infrastructure projects for which a rebate was awarded;

c. the amount and geographic distribution of rebates; and

d. any other information the department deems necessary.

§ 2. This act shall take effect April 1, 2021.

PART DDD

Section 1. Subdivision 5 of section 1902 of the public authorities law, as added by section 6 of part JJJ of chapter 58 of the laws of 2020, is amended to read as follows:

5. Notwithstanding title five-A of article nine of this chapter **or section two thousand eight hundred twenty-seven-a of this chapter**, establish a build-ready program, including eligibility and other criteria, pursuant to which the authority would, through a competitive and transparent bidding process, **and using single purpose project holding companies established by or on behalf of the authority and having no separate and independent operational control, acquire, sell and** transfer rights and other interests in build-ready sites and development rights to developers for the purpose of facilitating the development of renewable energy facilities on such build-ready sites**, which single purpose project holding companies shall be subject to the laws of this chapter until conveyed to third parties**. Such transactions may include the transfer of rights, interests and obligations existing under agreements providing for host community benefits negotiated by the authority pursuant to programs established pursuant to subdivision six of this section on such terms and conditions as the authority deems appropriate;

§ 2. This act shall take effect immediately and shall expire and be deemed repealed three years after such date; provided however, that the amendments to section 1902 of the public authorities law made by section one of this act shall not affect the repeal of such section and 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 DDD of this act shall be as specifically set forth in the last section of such Parts.