Senate Resolution No. 2081

BY: Senator STEWART-COUSINS

RESOLUTION in response to the 2022-2023 Executive Budget submission (Legislative Bills S.8000-A, S. 8001, S. 8002, S. 8003-A, S. 8004-A, S. 8005-A, S. 8006-A, S. 8007-A, S. 8008-A, S. 8009-A) to be adopted as legislation expressing the position of the New York State Senate relating to the 2022-2023 New York State Budget

WHEREAS, It is the intent of the Senate to effectuate the timely passage of a State Budget; and

WHEREAS, It is the intent of the Senate to engage in the Budget Conference Committee process, which promotes increased participation by the members of the Legislature and the public; and

WHEREAS, The Senate Finance Committee has conducted an extensive study and review of the Governor's 2022-2023 Executive Budget submission and has recommended proposed amendments to such Budget submission in the above referenced Legislative Bills and Report on the Executive Budget; and

WHEREAS, Article VII of the New York State Constitution provides the framework under which the New York State Budget is submitted, amended and enacted. The New York State Courts have limited the Legislature in how it may change the appropriations bills submitted by the Governor. The Legislature can delete or reduce items of appropriation contained in the several appropriation bills submitted by the Governor in conjunction with the Executive Budget, and it can add additional items of appropriation to those bills provided that such additions are stated separately and distinctly from the original items of the bill and refer each to a single object or purpose; and

WHEREAS, An extensive study and review of the Governor's 2022-2023 Executive Budget submission has revealed that the construction of the budget bills submitted to the Legislature by the Governor constrains the Legislature in its ability to fully effectuate its intent in amending the Governor's budget submission; and

WHEREAS, The Senate has amended the Governor's 2022-2023 Executive Budget submission to the fullest extent possible within the authority provided to it pursuant to Section 4 of Article VII of the New York State Constitution; and

WHEREAS, The Senate, in addition to the Governor's 2022-2023 Executive Budget submission bills as amended by the Senate in the above referenced legislative bills, does hereby provide its recommendations as to provisions in the Governor's 2022-2023 Executive Budget submission which reflect those items the Senate is constrained from effectuating as amendments to the 2022-2023 Executive Budget appended hereto; and

WHEREAS, It is the intent of the Senate that upon the passage of the Governor's 2022-2023 Executive Budget submission as amended by the

Senate, the incorporated Report on the Amended Executive Budget may provide a basis for both houses of the Legislature to convene Committees on Conference pursuant to Joint Rule III of the Senate and Assembly for the purpose of reconciling any differences between the amendments to the Governor's budget as proposed by each house of the Legislature; now, therefore, be it

RESOLVED, That the above referenced legislative bills (Legislative Bills S.8000-B, S. 8001, S. 8002, S. 8003-B, S. 8004-B, S. 8005-B, S. 8006-B, S. 8007-B, S. 8008-B, S. 8009-B) be and are incorporated as part of this resolution and are hereby adopted as the New York State Senate's budget proposal for the 2022-2023 New York State Budget.

REPORT ON THE AMENDED EXECUTIVE BUDGET

ALL STATE AGENCIES AND OPERATIONS

The Senate rejects with prejudice the following language contained within the body of various appropriations:

* State Operations language (S.8000-A) provides the Executive broad authority to shift resources among departments, agencies or public authorities. While existing State Finance Law authorizes some transfer, interchange and suballocation authority, the new proposal would significantly expand such flexibility to restructure the Budget after enactment, potentially moving resources from one area to completely different programs or purposes. Any transfer of funds from State agencies to public authorities could reduce oversight and control of such resources. This means that agencies could spend more than what was authorized for a particular purpose, eliminating transparency and budgetary controls that are relied upon by decision makers in all branches of State government, bondholders, and State taxpayers.

* State Operations language limiting the certification and payment of operational funding for certain agencies unless the Legislature has enacted appropriations in the Aid to Localities budgets for various state agencies.

* Aid to Localities (S.8003-A) language that would exempt certain procurements from oversight of the State Comptroller.

* Capital Budget (S.8004-A) language that would authorize the transfer of appropriation authority.

The Senate understands the Governor's responsibility to ensure that New York's budget is fiscally sound, but it is equally important to ensure that the constitutional limits on the Executive's powers are not exceeded. Failure to ensure reasonable limits on Executive authority would signal an irreversible abrogation of the Legislature's constitutionally guaranteed legislative responsibility.

Adirondack Park Agency

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $6.2 million.

Capital Projects (S.8004-B)
* The Senate rejects the Executive recommendation of $29 million for a new agency headquarters.

Aging, Office for the

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $12.8 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $283.4 million as follows:
  - Adds $2.9 million to support restorations of SFY22 Legislative grants.
  - Adds an additional $1.1 million to increase support for Legislative grants.

Agriculture and Markets, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $164.4 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $62.9 million as follows:
  - Adds $7.3 million for restoration of statewide agricultural programs and other Senate priorities.
  - Adds $10 million for BIPOC farming funds.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $45.6 million as follows:
  - Adds $5 million for meat processing grants.
  - Adds $5 million for Cornell's College of Agriculture and Life Sciences to develop innovative practices to manage climate adaptation and resilience.
  - Adds $2.5 million for animal shelters.
  - Adds $1 million for an agricultural research facility in the Hudson Valley.

Article VII Proposal (S.8008-B)
* PART V -- The Senate modifies the Executive proposal to transfer the National School Lunch Program from the State Education Department to the Department of Agriculture and Markets by instead advancing language to expand the Farm to School Program to include all foods purchased, making the program more accessible for schools.

Alcoholic Beverage Control, Division of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $61.7 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $50 million.

Article VII Proposals (S.8005-B)
* PART K -- The Senate intentionally omits the Executive proposal to allow for notification by license applicants to localities using email.
* PART L -- The Senate intentionally omits the Executive proposal to change what information is requested from license applicants.
* PART M -- The Senate accepts the Executive proposal to permanently extend the temporary retail permits program.
* PART P -- The Senate intentionally omits the Executive proposal to allow on-premises establishments to sell wine or liquor drinks for take-out or delivery.

Addiction Services and Supports, Office of

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $165.2 million through the elimination of $750,000 related to the intentional omission of HMH Part JJ.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $1.3 billion as follows:
  - Adds $4.2 million to support restoration of SFY22 Legislative grants.
  - Adds an additional $5.8 million to increase support for Legislative grants.
  - Modifies appropriation language to ensure $265 million in Opioid Settlement funds is used pursuant to a plan recommended by the Opioid Advisory Board.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $102 million.

Article VII Proposal (S.8007-B)
* PART HH -- The Senate modifies the Executive proposal to require pharmacies to stock a minimum 30-day supply of both an opioid antagonist and partial opioid antagonist to remove the dosage requirement for the 30-day supply and to expand the types of partial antagonists that must be available to require a stock of any drug on the single statewide formulary.
* PART II -- The Senate concurs with the Executive proposal to establish a process for the certification of recovery living residences.
* PART JJ -- The Senate intentionally omits the Executive proposal to update the Alcohol Awareness Program.

* PART KK -- The Senate intentionally omits the Executive proposal for OASAS capital program reforms.
* NEW PART UU -- The Senate advances language to change the Office's payment methodology from one that funds net deficits, to a payer for service method (S.8313).
* NEW PART VV -- The Senate advances language to integrate the Office of Addiction Services and Supports and Office of Mental Health to create one merged behavioral health agency, the Office of Addiction and Mental Health Services (S.5084-C).

Audit and Control, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $456.4 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $32.03 million.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $30.1 million.

Article VII Proposal (S.8005-B)
* NEW PART MM -- The Senate advances language to restore the Comptroller's oversight authority for certain procurement contracts, including SUNY medical services and CUNY Construction Fund Contracts (S.6809-A).

Budget, Division of the

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $50.2 million by adding $537,000 for state organizational memberships.

Children and Family Services, Office of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $547.2 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $3.6 billion as follows:
  - Adds $35 million to increase the reimbursement rate for Child Welfare Financing from 62 percent to 65 percent.
  - Adds $28.6 million for the State's share of costs for residential placement by the Committee on Special Education.
  - Adds $25 million for the Kinship Guardianship Assistance Program (KinGAP) and removes the program from the Foster Care Block Grant.
  - Adds $5 million for Child Advocacy Centers, for a total of $10.2 million.
  - Adds $30 million to support legislative initiatives.

- o Restores $2 million for 2-1-1.
- o Restores $1.9 million in additional support for the Kinship Care Program, for a total of $2.2 million.
- o Restores $1.5 million in additional support for the Youth Development Program, for a total of $15.6 million.
- o Restores $1.5 million for Child Care Facilitated Enrollment Demonstration Projects in New York City, Erie County, and Onondaga County, providing $500,000 to each area.
- o The Senate proposes reforming and expanding New York State's Child Care system so more working families have access to affordable and quality child care for children up to five years old. For the expansion of child care, the Senate provides:
  - -$2.2 billion in SFY 2022-23.
  - -$3.7 billion in SFY 2023-24.
  - -$4.1 billion in SFY 2024-25 and thereafter.

Capital Projects (S.8004-B)

* The Senate modifies the Executive recommendation of $43.6 million as follows:
  - o The Senate proposes $200 million to support the construction, conversion, and rehabilitation of properties to create and expand access to child care.

Article VII Proposal (S.8006-B)

* PART L -- The Senate modifies the Executive proposal to increase the income eligibility limit for child care subsidies from 200 percent of the Federal Poverty Level (FPL) to 300 percent over the next three years. The Senate advances an alternative proposal to expand child care vouchers to the 100th percentile of the actual cost of care for households earning up to 500 percent of the FPL, to be phased in over the next three years for children up to five years of age or until the end of their first year of eligibility for kindergarten. Households with incomes between 300 percent and 500 percent of the FPL would not have co-payments of more than 10 percent of their household income over the FPL. The Senate further proposes to provide workforce stabilization grants to child care providers, and grants for child care infrastructure in both capital funding and assistance with recruitment, training, and retention of child care providers. The Senate directs the Child Care Task Force to develop a plan for achieving free universal child care within four years.
* PART M -- The Senate intentionally omits the Executive proposal to eliminate the sunset provision for restructuring of financing for residential school placements. The Senate supports shifting a greater share of this cost to the State.
* PART N -- The Senate accepts the Executive proposal to reauthorize a five-year extension of the current Child Welfare Financing Reform Act. The Senate increases the 62 percent open-ended reimbursement to local social service districts for preventative services to 65 percent.
* PART O -- The Senate accepts the Executive proposal to require social service districts to increase their payment rates to the full 100 percent of the Maximum State Aid Rates within two years. The Senate separates the Kinship Guardianship Assistance Program (KinGAP) from the Foster Care Block Grant.

* PART P -- The Senate intentionally omits the Executive proposal to authorize homeless youth to give consent for medical, dental, health and hospital services for themselves, without the need of consent from a parent or guardian.
* PART Q -- The Senate intentionally omits the Executive proposal to incorporate the Juvenile Justice Delinquency Prevention Act into the Executive Law and Criminal Procedure Law.

City University of New York (CUNY)

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $3.2 billion as follows:
  - Provides $500 million for the CUNY "New Deal." The Senate increases year-to-year support for CUNY by $500 million, including $153 million for new full-time faculty, $59.6 million to fully close the TAP Gap, restoring pre-pandemic community college funding, increasing adjunct pay, eliminating student fees, and decreasing the cost of tuition.

  - Provides an additional $3.4 million for the Search for Education, Elevation, and Knowledge (SEEK) opportunity program, for a total of $40.4 million.
  - Provides $2.5 million for Centers for Mental Health Excellence.
  - Provides $1.5 million for Senate Initiatives.
  - Provides an additional $165,000 for CUNY LEADS, for a total of $2 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $1.8 million by providing an additional $162,000 for the Arthur O. Eve Higher Education Opportunity Program (HEOP), for a total of $1.9 million.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $793 million by providing an additional $10 million for energy transition training centers.

Article VII Proposal (S.8006-B)
* PART D -- The Senate concurs with the Executive proposal to remove the TAP Gap's three-year phase in plan and fully fund the TAP Gap starting in fiscal year 2022-2023.
* NEW PART KK -- The Senate advances language to phase out the charging of mandatory fees to graduate student workers at CUNY.

Civil Service, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $67 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $2 million.

Article VII Proposals (S.8005-B)
* PART R -- The Senate intentionally omits the Executive proposal to

permit the use of continuous recruitment testing.
* PART S -- The Senate intentionally omits the Executive proposal to remove the requirement that open-competitive examinations be held at the same time promotional examinations are held.
* PART T -- The Senate intentionally omits the Executive proposal to allow the transfer of noncompetitive employees appointed through the State's 55-B and 55-C programs into the competitive class.
* PART U -- The Senate accepts the Executive proposal to expand the statutory shift pay differential.

Article VII Proposals (S.8006-B)
* PART HH -- The Senate modifies the Executive proposal to waive the income cap on retired public employees who return to work in public schools through June 30, 2024 by clarifying the definition of public schools.

Commission of Correction, State

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $3.3 million.

Corrections and Community Supervision, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $3 billion.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $37 million by adding appropriation language to include reporting requirements related to the Transitional Housing Program.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $479 million.

Article VII Proposals (S.8005-B)
* PART B -- The Senate intentionally omits the Executive proposal to allow gender affirming treatment in State and local correctional facilities.
* PART C -- The Senate intentionally omits the Executive proposal to expand the eligibility criteria for Educational Release, Furlough, and the Limited Credit Time Allowance program.
* PART D -- The Senate accepts the Executive proposal to eliminate parole supervision fees, as originally proposed in S.2201.
* PART E -- The Senate intentionally omits the Executive proposal to grant DOCCS the authority to request and obtain a certified birth certificate or transcript of birth on behalf of incarcerated individuals.
* PART F -- The Senate intentionally omits the Executive proposal to prohibit Parole Board Commissioners from outside employment.
* PART BB -- The Senate intentionally omits the Executive proposal to allow private sector employment for incarcerated persons.

Council on the Arts

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $5.2 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $82.8 million as follows:
  - Adds:
    - $47 million for stabilization grants.
    - $10 million for arts organizations outside of New York City.
  - Restores $771,000 for additional Senate initiatives.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $20 million by creating a new $10 million capital program for arts organizations outside New York City.

Criminal Justice Services, Division of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $87 million.

Aid to Localities (S.8003-B):
* The Senate modifies the Executive recommendation of $322 million as follows:

  - Adds $40 million to support restoration and increased support for Legislative grants for community safety and restorative justice grant programs that:
    - Support gun violence prevention programs, gang and crime reduction strategies managed by local governments, and community-based not-for-profit service providers.
    - Support survivors of sexual assault and domestic violence.
    - Support criminal and civil legal services, alternatives to incarceration, community supervision and re-entry initiatives.
  - Modifies gun violence funding to provide $50,000 dedicated funding streams to SNUG Rochester, SNUG Kingston, SNUG Middletown, SNUG New Rochelle and SNUG Queens.
  - Provides $59 million in general fund support to aid in the continued implementation of Discovery Reform.
  - Modifies the Executive recommendation related to the Legal Services Assistance Fund (LSAF) appropriation. Alternatively, the Senate requests that the LSAF program be allocated as it has been in previous years.
    - Restores $1.4 million for Civil or Criminal Legal Services, including legal services for survivors of Domestic Violence or Veterans; and Indigent Parolee Legislative grants.
  - Modifies the Executive recommendations related to the Federal Edward Byrne Justice Assistance Grant (JAG) appropriation. Alternatively, the Senate requests that the Byrne JAG program be allocated as it has been in previous years.
    - Restores $300,000 for violence, crime and drug prevention and alternatives to incarceration Legislative grants.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $75 million.

Article VII Proposals (S.8005-B)
* PART A -- The Senate modifies the Executive proposal to make permanent a provision of law allowing the transfer of funds from the New York County District Attorney to the State for the purposes of funding electronic criminal discovery by extending the provision for one year. The Senate strongly supports increasing financial support for implementing discovery reform in counties across the State and provides $59 million.
* PART AA -- The Senate modifies the Executive proposal to seal criminal records three years after the expiration of the maximum sentence for misdemeanors and seven years after the expiration of the maximum sentence for felonies. The Senate advances language that would immediately seal records three years after the release from custody on misdemeanor convictions and seven years after the release from custody on felony convictions, as originally proposed in S.1553-C.

Deferred Compensation Board

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $920,000.

Dormitory Authority of the State of New York

Article VII Proposals (S.8008-B)

* PART DD -- The Senate modifies the Executive proposal to extend the Dormitory Authority's authorization from July 1, 2022 to July 1, 2025 by making such authorization permanent and making the creation of a subsidiary subject to legislative approval.
* PART EE -- The Senate intentionally omits the Executive proposal to authorize the Dormitory Authority to provide services to any not-for-profit corporation in the State for capital projects costing $5 million or more.
* PART FF -- The Senate intentionally omits the Executive proposal to authorize the Dormitory Authority to set up and maintain a list of pre-qualified bidders and to restrict bidding for public works projects to those on that list.
* PART GG -- The Senate intentionally omits the Executive proposal to authorize the Dormitory Authority to provide services to any awardees of the Downtown Revitalization Program.
* PART HH -- The Senate intentionally omits the Executive proposal to authorize the Dormitory Authority to provide services to other State authorities.
* PART II -- The Senate intentionally omits the Executive proposal to authorize the Dormitory Authority to work with the Office of Cannabis Management to ensure private financing sources can assist with the design and build-out of retail cannabis locations. The Senate supports the concept of using State investment to leverage private funding for establishing social and economic equity licensee dispensaries efficiently and equitably, and seeks to provide

additional clarity on the program's implementation and intent.

Economic Development, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $40 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $59.2 million as follows:
  - o Adds $5.5 million in additional support for the Centers of Excellence (COEs), providing $1.25 million to each center, for a total of $17.5 million.
  - o Adds $5.2 million in additional support for the Centers for Advanced Technology (CATs), providing $1.25 million to each center, for a total of $18.8 million.
  - o Adds $200,000 to establish the Center of Workforce Excellence in Elder and Health Training at Onondaga Community College.
  - o Restores $1 million in additional support for the Tourism Promotion Matching Grant program, for a total of $3.5 million.

Article VII Proposals (S.8008-B)
* NEW PART WWW -- The Senate advances language for the corresponding ConnectALL Executive appropriation to create the Division of Broadband Development within the Department of Economic Development to implement the Working to Implement Reliable and Equitable Deployment of Broadband Act (WIRED Broadband Act) and to establish grant programs to support broadband deployment in unserved and underserved areas, assist municipalities with broadband projects, and increase adoption and access to affordable, equitable, and reliable high-speed broadband across the State.

Education Department, New York State

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $637 million, as by adding the following items:
  - o $11.7 million for All Funds increase in State Operations.
  - o $1.6 million for SED Translation services.
  - o $1.3 million for a Special Education Tuition Rate study.
  - o $1.2 million for a Foundation Aid Study.
  - o $1 million for Curriculum Development.
  - o $200,000 for the Blue Ribbon Graduation panel.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $40 billion as follows:
  - o Adds:
    - -$250 million for Universal Pre-Kindergarten, with a full phase-in over two years.
    - -$195 million to reflect updated school aid formula data.
    - -$100 million for Community Schools as categorical aid.
    - -$50 million for Mental Health grants.
    - -$36 million for Prior-Year Aid Queue.
    - -$27 million for Library Operating aid.

-$26 million for Teacher Centers.
-$20 million for Tax Certiorari Grants and grants for districts with an extraordinary change in taxable property valuation.
-$20 million for Transportation Grants for Districts with High Density.
-$19 million for BOCES aid.
-$14 million for Career Technology Education reimbursement rate.
-$13 million for students with disabilities attending college in New York.
-$10 million for Special Education Teacher Salaries.
-$6 million for additional Senate restorations and initiatives.
-$5 million for Diversity in Teaching.
-$5 million to hold UPK harmless for enrollment declines due to the pandemic.
-$5 million for STEM instruction in nonpublic schools.
-$4.3 million for existing Higher Education Opportunity Programs (HEOP).
-$2.2 million for existing Liberty Partnerships Programs.
-$1.9 million for existing Science and Technology Entry Programs (STEP).
-$1.4 million for existing Collegiate Science and Technology Entry Programs (C-STEP).
-$1.2 million for Diversity Review of Library content.
-$750,000 for Dental Grant Program.
-$720,000 for the Foster Youth Initiative.
-$350,000 for the Latino U College Access (LUCA) program.
-$300,000 for the Schomburg Center.
-$125,000 for the Langston Hughes Library.

o Restores:
-$5 million in Additional Grants to Schools.
-$2 million for School Immunization.
-$475,000 for Magellan Foundation.
-$450,000 for United Community Schools Inc.
-$275,000 for Auburn School Resource Officers.

-$250,000 for Long Island Pre-K Initiative (BOCES).
-$237,500 for Executive Leadership Institute.
-$100,000 for the Syracuse University Inclusive program.

Capital Projects (S.8004-B)

* The Senate modifies the Executive recommendation of $118 million by adding $31 million for Library Construction Aid.

Article VII Proposals (S.8006-B)

* PART A -- The Senate modifies the Executive proposal related to school aid as follows:
  o Accepts the Contracts for Excellence extender for the 2022-2023 school year.
  o Accepts the elimination of building aid reductions for school districts receiving energy efficiency grants from New York State Energy Research and Development Authority's Clean Green Schools program.

- o Accepts building aid penalty forgiveness.
- o Accepts transportation aid penalty forgiveness.
- o Accepts the electronic filing of transportation contracts.
- o Accepts extending the Department's authority to administer the universal full day pre-k program statewide through June 30, 2023.
- o Intentionally omits extending mayoral control and accountability over New York City schools for four years.
- o Intentionally omits the freezing of school aid claims based on the November data.
- o Accepts the New York City Consortium for Worker Education reimbursement for the 2022-23 school year.

* NEW PART A-1 -- The Senate advances language to:
  - o Pause the annual reconciliation process for special education schools for five years and require the State Education Department to assemble a task force to replace the current rate setting methodology structure.
  - o Increase the aidable salaries for staff providing career and technical education services through BOCES.
  - o Extend reimbursement for ninth graders in Special Services Aid for non-component school districts.
  - o Strengthen reporting on the American Rescue Plan and Foundation Aid funds to include broader stakeholder input, goals, and ratios for pupil support, personnel, detailed summaries of investments in current year initiatives, and balance funds spent in priority areas.
  - o Expand capital outlay authority to school districts.
  - o Increase building aid reimbursement for districts that have historically low rates of reimbursement but that have a high percentage of students eligible for free or reduced price lunch.
  - o Repeal current law that requires school districts to submit school level funding plans that are duplicative with requirements of the federal Every Student Succeeds Act.
  - o Authorize 4201 schools to establish a fiscal reserve fund.
  - o Hold harmless 4410s, 853s and Special Act schools from enrollment fluctuation of students due to COVID for the 2021-22 school year.
  - o Expand community school grants and the distribution of funding.
  - o Authorize the Peekskill City School District to apply to the Commissioner of Education to receive an apportionment.

* PART B -- The Senate modifies the Executive zero emission school bus proposal to convert school bus fleets to zero emissions by including provisions related to protection and training for bus drivers and mechanics, public works, as well as adding public transit buses to the zero emissions conversion and establishing a state fleet procurement plan for zero emission vehicles.
* PART C -- The Senate intentionally omits the Executive proposal to create a temporary certification for teachers. The Senate provides funding to the State Education Department to hire additional staff to increase efficiency and improve processing times.
* PART J -- The Senate modifies the Executive proposal to streamline the approval process for new curricula to automatically approve new curricula after 60 days for long-standing institutions unless the State Education Department determines the institution's application

is incomplete or insufficient. The Senate provides funding to the State Education Department to hire additional staff to increase efficiency and improve review times.
* PART K -- The Senate accepts the Executive proposal to allow non-certified public accountants to own a minority stake in an accounting firm and to allow the Department to keep the registration fees collected from non-certified public accountants.

Elections, State Board of

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $20.4 million by adding $5 million to establish an Office of Voting Rights, pursuant to a Chapter of the Laws of 2022.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $10 million as follows:
  - Adds $30 million in additional support for the New York State Campaign Finance Program for matching funds for participating candidates, for a total of $40 million.
  - Adds $10 million for assistance to local Boards of Elections for costs including continued implementation and expansion of early voting.

Article VII Proposals (S.8005-B)
* PART N -- The Senate intentionally omits the Executive proposal to reduce the deadline to register to vote from 20 days before an election to ten days and to reduce the required postmarked date on a registration form from 25 to 15 days before an election. The Senate already passed S.2951 to make this change earlier this year.
* PART O -- The Senate intentionally omits the Executive proposal to require polling places on college campuses to include the early voting period, exclude registrants with inactive status from the 300 registrant requirement and require colleges and universities to agree to the placement of poll sites that cannot be placed on a campus. The Senate already passed S.4658 to make this change earlier this year.

Empire State Development Corporation

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $526.5 million as follows:

* Adds $200 million for the Small Business Seed Funding Grant Program and amends eligibility requirements for the Small Business Recovery Grant Program.
* Adds $2 million in additional support for the Minority and Women-Owned Business Development and Lending Program, for a total of $2.6 million.
* Adds $10 million to support legislative initiatives.
* Directs $50 million for workforce training to comply with the Climate Leadership and Community Protection Act and Environmental Bond Act, as well as for electric bus maintenance and repair

training as part of the workforce development grant program.

Capital Projects (S.8004-B)

* The Senate modifies the Executive recommendation of $3.5 billion as follows:
* Eliminates $800 million for the NYS Regional and Community Assistance Program.
* Rejects $100 million increase for the New York Works Economic Development Fund, for a total of $220 million.
* Accepts $1.45 billion for the ConnectALL Broadband initiative and advances a framework for deployment and implementation of ConnectALL broadband access for all New Yorkers with legislative approval for the ConnectALL spending plan.

Article VII Proposal (S.8008-B)

* PART Y -- The Senate modifies the Executive proposal to extend the General Loan Powers of the New York State Urban Development Corporation for three years by extending these powers for one year.
* PART Z -- The Senate modifies the Executive proposal to extend the Urban Development Corporation's Authority to administer the Empire State Development Fund for three years by extending these powers for one year.
* PART BB -- The Senate modifies the Executive proposal to include Community Development Financial Institutions (CDFI) in the Linked Deposit Program to specify that such CDFIs must also meet the requirements of the New York State Community Reinvestment Act.
* PART CC -- The Senate modifies the Executive Small Business Seed Funding Grant Program to expand the eligible businesses to include closed businesses that can show COVID-19 expenditures related to their closing.
* PART HHH -- The Senate modifies the Executive proposal to expand the Restore New York Grant Program to ensure that work is done with adequate labor protections and opportunities for MWBEs.
* NEW PART III -- The Senate advances language to expand the Empire State Development Corporation's database of all economic development benefits, subsidies, and tax incentives and to make specific information regarding economic development awards more available to the public (S.5711-A).
* NEW PART TTT -- The Senate advances language amending the Small Business Recovery Grant Program to make it more accessible and expand eligibility.
* NEW PART VVV -- The Senate advances language authorizing an independent analysis of economic development-related tax benefits, tax incentives, and tax deductions.

Employee Relations, Office of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $11.8 million.

Energy Research and Development Authority

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $23.6 million.

Article VII Proposal (S.8008-B)
* PART AAA -- The Senate accepts the Executive proposal to authorize the Energy Research and Development Authority to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program, as well as climate-change-related expenses of the Department of Environmental Conservation and the Department of Agriculture and Markets' Fuel NY program, from an assessment on gas and electric corporations.
* PART EEE -- The Senate modifies the Executive Proposal that establishes the Advanced Building Codes, Appliance and Equipment Efficiency Standards, and Building Benchmarking Act of 2022, by substituting its own language that a municipality may only issue a permit for new construction under seven stories that is an all-electric building by 2024, and may only issue a permit for new construction seven stories or more that is an all-electric building by 2027 (S.6843B). The Senate further modifies the Executive Proposal to direct the State Fire Prevention and Building Code Council to adopt new energy codes and to require the Department of State and NYSERDA to expand appliance standards (S.7176).

Environmental Conservation, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $481.4 million.

Aid to Localities (S.8003-B)
* The Senate adds $1.9 million for environment and parks projects and for the restoration of legislative priority projects.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $5.7 billion as follows:
  - o Increases the Environmental Bond Act from $4 billion to $6 billion by adding $2 billion to the Climate Change Mitigation suballocation and provides for the following:
    - -$1 billion in new funding for renewable heating and cooling, and weatherization of low-to-moderate income households.
    - -$1 billion in new funding for the purchase of or conversion to zero emission school and transit buses and the installation of bus and passenger car charging infrastructure.
    - -Reallocates $400 million from Natural Resources to Climate Change Mitigation for capital grants to communities for climate mitigation projects.
    - -Allocates $500 million of Restoration and Flood Risk Reduction funding for climate adaptation projects, including dam safety projects.
  - o Carves out $13 million for Senate environmental, climate, and parks priority items within the Environmental Protection Fund.
  - o Carves out $11 million of existing reappropriation funds for

expansion of the Huntington Station Sewer Treatment Center.

Article VII Proposal (S.8008-B)

* PART KK -- The Senate accepts the Executive proposal to amend the Clean Water Infrastructure Act of 2017 to eliminate the $25 million cap on spending for the Solid Waste Mitigation Program.
* PART LL -- The Senate modifies the Executive proposal to extend and expand the brownfields cleanup program by substituting its own language to extend and expand the brownfields cleanup program and expand the brownfield tax credits (S.7210 and S.7606-A).
* PART MM -- The Senate accepts the Executive proposal to extend for five years, to December 31, 2027, the provisions of the Environmental Conservation Law pertaining to mandatory acceptance of waste tires and imposing a recycling fee on new tire purchases.
* PARTS NN & OO -- The Senate modifies the Executive proposal to increase the amount of indebtedness authorized by the Environmental Bond Act by increasing the amount of indebtedness authorized to $6 billion and by adding climate change adaptation and prevention projects to the categories of eligible projects.
* PART PP -- The Senate accepts the Executive proposal to increase the transfer from real estate taxes to the Environmental Protection Fund from $119.1 million to $257.4 million.
* PART QQ -- The Senate modifies the Executive proposal to amend the Freshwater Wetlands Act by substituting its own language to amend the Freshwater Wetlands Act to eliminate the jurisdictional mapping requirement and to provide for protection of smaller wetlands of unusual importance (S.5116-C).
* PART RR -- The Senate modifies the Executive proposal to establish an extended producer responsibility program by substituting its own language to establish an extended producer responsibility program for packaging and paper products (S.1185-C).
* PART SS -- The Senate accepts the Executive proposal to establish the Toxics in Packaging Act banning PFAS substances and phthalates in packaging.
* PART TT -- The Senate modifies the Executive proposal to authorize Suffolk County to establish a county-wide wastewater management district by granting counties explicit authority to create districts having boundaries coinciding with the territorial boundaries of the county.
* PART UU -- The Senate accepts the Executive proposal to make school districts eligible for wastewater infrastructure funding from the Clean Water State Revolving Fund.
* PART WW -- The Senate accepts the Executive proposal to eliminate the vessel surcharge applied when vessels register or renew their registration.
* PART XX -- The Senate accepts the Executive proposal to shift responsibility for payment of local real property taxes for lands managed by the Hudson River-Black River Regulating District from the District to the State.
* PART YY -- The Senate accepts the Executive proposal to eliminate certain powers and duties of the State Council of Parks, Recreation and Historic Preservation and the Regional Councils of Parks, Recreation and Historic Preservation and specify that the powers of those entities are advisory only.

* NEW PART UUU -- The Senate advances language to create a clean fuel standard to reduce greenhouse gas emissions from the transportation sector (S.2962A).

Executive Chamber

State Operations (S.8000-B)
* The Senate concurs with the Executive's recommendation of $17.9 million.

Financial Control Board

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $3.5 million.

Financial Services, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $397 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $83.9 million.

Article VII Proposals (S.8008-B)
* PART S -- The Senate accepts the Executive proposal to allow record sharing to facilitate automating student loan forgiveness for state employees.
* PART T -- The Senate accepts the Executive proposal to extend the Entertainment Subsidy Assistance Demonstration Program for an additional year.

Gaming Commission

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $103.8 million.

Aid to Localities (S. 8003-B)
* The Senate concurs with the Executive recommendation of $390 million.

Article VII Proposals (S.8009-B)
* PART CC -- The Senate modifies the Executive proposal to authorize the issuance of additional casino licenses by:
  - o Limiting the number of facilities per zone.
  - o Requiring local approval of casino siting.
  - o Holding harmless the Nassau County VLT hosting agreement.
  - o Specifying parameters for application scoring, including a diversity category to ensure that jobs and casino ownership are reflective of New York's diverse workforce.
  - o Applying minimum licensing fees of at least $1 billion per license.

* PART DD -- The Senate modifies the Executive proposal to extend the use of capital funds for operating costs by certain off-track betting corporations for one year to authorize the Catskill Off-Track Betting Corporation to access such funds.
* PART EE -- The Senate accepts the Executive proposal to extend pari-mutuel tax rates and simulcast provisions for one year.
* NEW PART MM -- The Senate advances a proposal to permit additional applicants to apply for mobile sports wagering licenses and mandates that the request for proposals integrate a scoring factor that encourages diversity in the market, including minorities, women, and service-disabled veterans in applicant ownership, leadership, and workforce.

General Services, Office of

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $1.05 billion by adding $1 million in additional support for the Office of Language Access, for a total of $2 million.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $440.8 million.

Article VII Proposals (S.8005-B)
* PART J -- The Senate modifies the Executive proposal to provide a three-year extension rather than a five-year extension on the authorization for State agencies to enter into emergency construction contracts.
* NEW PART JJ -- The Senate advances language to require cost comparison reviews of consulting services as compared to the State workforce (S.5356).

Article VII Proposals (S.8006-B)
* PART GG -- The Senate modifies the Executive proposal by substituting the language with an existing Senate proposal requiring State agencies to provide translation and interpretation services in the 12 most common non-English languages spoken in New York State (S.5236-A).

General State Charges

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $7.3 billion.

Green Thumb

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $4.5 million.

Greenway Heritage Conservancy of the Hudson River Valley

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $225,000.

Health, Department of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $3.9 billion.

Aid to Localities (S. 8003-B)
* The Senate modifies the Executive recommendation of $198.3 billion as follows:

Public Health
- o Provides an additional $345 million to expand the Essential Plan to all uninsured individuals under 200 percent of the Federal Poverty Level who would otherwise be eligible except for their immigration status.
- o Adds $13.3 million to support restoration of SFY22 Legislative grants.
- o Provides an additional $6.7 million to increase support for Legislative grants.
- o Provides an additional $12.5 million for General Public Health Work.
- o Provides an additional $1.3 million for Nurses Across New York.
- o Provides an additional $1 million for modernizing EMS services.
- o Provides an additional $1 million to support Transgender and Gender Non-Conforming Wellness and Equity health programs and services.
- o Provides an additional $250,000 for a study of the effects and hurdles in the certificate of need process in smaller institutions.
- o Provides an additional $250,000 for a study to assess the costs associated with consumer-directed services.
- o Restores $250,000 for the Diversity in Medicine Program

Medicaid
- o Provides $1 billion for assistance to financially distressed or safety net hospitals, amongst other criteria, through State operating funds that will be allocated pursuant to a plan approved by the Temporary President of the Senate and the Speaker of the Assembly.
- o Provides an additional $625 million for Fair Pay for Home Care Workers.
- o Provides an additional $422 million for the reduction of Medicaid Pharmacy Benefit Management fees.
- o Provides an additional $277.5 million to eliminate the eligibility requirement for personal and home care.
- o Eliminates the $250 million Distressed Hospital Fund Sales Tax Intercept.
- o Restores $41.2 million for "provider prevails" in Medicaid managed care and fee-for-service.
- o Provides an additional $34.2 million for Maternal Health Reforms.

- Provides an additional $30 million to support nursing home reforms.
- Restores $230,000 for the Utilization Threshold Program.
- Provides for an additional $2 million for the Long-Term Care Ombudsman Program

Capital Projects (S.8004-B)

* The Senate modifies the Executive All Funds recommendation of $2.1 billion by providing an additional $400 million for the Statewide Health Care Facility Transformation Program IV.

Article VII Proposal (S.8007-B)

* PART A -- The Senate modifies the Executive proposal to create a nurse student loan repayment program by expanding the list of professions eligible for the program and including more funding to support its growth.
* PART B -- The Senate accepts the Executive proposal to join an interstate commission to facilitate the licensing of physicians and nurses in other member states to practice in New York.
* PART C -- The Senate intentionally omits the Executive proposal to expand the scope of practice of several health care professions. While such expansions are noteworthy, each scope of practice deserves a robust conversation outside the context of the Executive Budget.
* PART D -- The Senate modifies the Executive proposal to provide a one-time bonus for health care and mental hygiene workers by expanding the list of eligible personnel to include other front-line workers in support positions and by addressing the benefits cliff that would have inadvertently made certain workers ineligible for public assistance.
* PART E -- The Senate modifies the Executive proposal to increase annual base grant funding for Local Health Departments by increasing fringe benefits and restoring New York City's General Public Health Work funding.
* PART F -- The Senate modifies the Executive proposal to modernize emergency medical services by including more funding to support its growth and clarifying definitions.
* PART G -- The Senate intentionally omits the Executive proposal to transfer the oversight of health-related professions from the State Education Department to the Department of Health.
* PART H -- The Senate intentionally omits the Executive proposal to change how the Medicaid Global Cap is calculated and instead advances language to repeal the State's Medicaid spending cap (S.5255).
* PART I -- The Senate concurs with the Executive proposal to increase the Medicaid trend factor by 1 percent.
* PART J -- The Senate concurs with the Executive proposal to delay rebasing and reweighting of acute hospital rates until no earlier than January 1, 2024.
* PART K -- The Senate modifies the Executive proposal to authorize a fourth round of grants for the Statewide Health Care Facility Transformation Program by creating a carveout of 25 percent for community based organizations, including State University of New York hospitals in the program, and including $400 million for safety

net facilities.

* PART L -- The Senate modifies the Executive proposal to amend change of ownership laws by including a study on the current oversight process to identify potential barriers to licensure.
* PART M -- The Senate modifies the Executive proposal to expand exemptions within the definition of revenue used to determine minimum spending requirements and conditioning appropriations to the implementation of the program.
* PART N -- The Senate accepts the Executive proposal to eliminate the Medicaid resource test and raise the income eligibility for adults age 65 and older and individuals with intellectual and developmental disabilities.
* PART O -- The Senate intentionally omits the Executive proposal to increase the reimbursement rate for private duty nursing and instead advances language to restore inpatient reimbursement rates for Article 16 facilities, establish the State's Program of All-Inclusive Care for the Elderly, and revise rates for medically fragile adults (S.6861, S.6664-A, and S.7513).
* PART P -- The Senate modifies the Executive proposal to procure Medicaid's managed care program through a competitive bid process by rejecting the procurement process changes but preserving language on access and coverage of services provided by national cancer institute-designated cancer centers.
* PART Q -- The Senate modifies the Executive proposal to expand the Essential Plan by accepting the proposed expansions in eligibility and advances language to allow undocumented immigrants to enroll in the plan (S.1572-A).
* PART R -- The Senate intentionally omits the Executive proposal and instead advances language to require health insurance policies to cover abortion services (S.7002).
* PART S -- The Senate modifies the Executive proposal to extend Medicaid postpartum coverage to one year after the end of pregnancy for all, including undocumented individuals (S.1411-A).
* PART T -- The Senate intentionally omits the Executive proposal to require a test for syphilis during the third trimester of pregnancy.
* PART U -- The Senate accepts the Executive proposal to expand services under the Child Health Plus plan, eliminate or lower premiums for certain individuals, and increase coverage for particular populations.
* PART V -- The Senate intentionally omits the Executive proposal on telehealth and instead advances language to establish parity for health care services delivered via telehealth and expand the list of telehealth providers (S.5505 and S.6846-A).
* PART W -- The Senate intentionally omits the Executive proposal to streamline the utilization review process.
* PART X -- The Senate intentionally omits the Executive proposal to rename the Office of Minority Health.
* PART Y -- The Senate accepts the Executive proposal to allow updates to marriage certificates to reflect changes in name or gender designation.
* PART Z -- The Senate modifies the Executive proposal to reauthorize the Physician's Excess Medical Malpractice Program by rejecting the proposed payment installment but accepting the program's one year extension.

* PART AA -- The Senate intentionally omits the Executive proposal to modify the State's surprise billing laws.
* PART BB -- The Senate intentionally omits the Executive proposal to eliminate prescriber prevails from the Medicaid program.
* PART CC -- The Senate modifies the Executive proposal to extend various provisions of the Public Health and Social Services Law as follows:
  - Intentionally omits provisions extending the deadline to determine the Assisted Living Program (ALP) Need Methodology.
  - Intentionally omits provisions related to the Statewide Patient Centered Medical Home program.
  - Intentionally omits provisions granting permanent authority to the Department of Health to appoint a temporary operator of an adult care facility, assisted living residence, hospital or diagnostic/treatment center.
  - Accepts the extension of authority of the Department of Health to issue DSH/IGT Payments for Hospitals outside NYC through March 31, 2025.
  - Intentionally omits a permanent extension of the Collaborative Drug Therapy Management Program.
  - Intentionally omits an extension of the Statewide Medicaid Integrity & Efficiency Initiative.
  - Intentionally omits the permanent extension of the Distressed Provider Assistance Program.
  - Intentionally omits extensions to various due dates for working groups and task force reports.
* NEW PART PP -- The Senate advances language to create Medicaid prescription drug reimbursement rate parity between managed care and fee-for-service pharmacy benefits (S.7909).
* NEW PART QQ -- The Senate advances language to adjust activity of daily living-based restrictions on eligibility for personal and home care services under Medicaid (S.5028-A).
* NEW PART RR -- The Senate advances language to establish a base wage for home care workers at 150 percent of the regional minimum wage and a regional minimum rate of reimbursement for fiscal intermediaries (S.5374-A).
* NEW PART SS -- The Senate advances language to codify the Quality Incentive Vital Access Provider Program and provide funding to support its growth.
* NEW PART TT -- The Senate advances language to nullify certain provisions which exempted contracts providing health related services from competitive bidding requirements.
* NEW PART XX -- The Senate advances language to require a study of the Consumer Directed Personal Care Program and to pause any program changes while such study is underway.

Article VII Proposals (S.8008-B)
* PART X -- The Senate intentionally omits the Executive proposal to grant healthcare providers licensed in foreign nations authorization to practice in New York State in connection with the Winter World Games.

Medicaid Inspector General, Office of the

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $57.5 million.

Higher Education Facilities Capital Matching Grants Program (HECap)

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $30 million as follows by providing an additional $30 million for Green HECap, the design, reconstruction, or equipping of private college facilities that adhere to the goals of the Climate Leadership and Community Protection Act.

Higher Education Services Corporation (HESC)

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $52 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $1.1 billion as follows:
  - Adds $7.1 million in the 2022-23 academic year for reforms to the Tuition Assistance Program by raising the income ceiling from $80,000 to $110,000. Changes in eligibility shall apply to students attending both public and private colleges and universities.
  - Adds $10.4 million for raising the minimum TAP award to $1,000. Changes in eligibility shall apply to students attending both public and private colleges and universities.
  - Adds $500,000 for the Young Farmer Loan Forgiveness Program.

Article VII Proposals (S.8006-B)
* PART D -- The Senate accepts the Executive proposal to remove the TAP Gap's three-year phase-in plan and fully fund the TAP Gap starting in fiscal year 2022-2023.
* PART E -- The Senate concurs with the Executive proposal to expand TAP to part-time students and to students enrolled at a community college in a non-degree apprenticeship program.
* PART F -- The Senate concurs with the Executive proposal to restore TAP to incarcerated individuals. The Senate encourages the use of high quality programs for incarcerated individuals with a focus on in-person learning.
* PART G -- The Senate concurs with the Executive proposal to accelerate the Excelsior Scholarship Tuition Reset by one year so the State University of New York can receive the actual costs of tuition for these students starting in Academic Year 2023.
* PART H -- The Senate concurs with the Executive proposal to allow 529 Accounts to be used for apprenticeship programs certified by the U.S. Secretary of Labor and registered with the National Apprenticeship Program.
* PART I -- The Senate intentionally omits the Executive proposal to prohibit the practice of withholding transcripts for student-related debt.
* NEW PART MM -- The Senate advances language to reform the Tuition Assistance Program by increasing the income threshold from $80,000

to $110,000 and increasing the minimum TAP Award from $500 to $1,000. Changes in eligibility shall apply to students attending both public and private colleges and universities.

Homeland Security and Emergency Services, Division of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $88 million.

Aids to Localities (S. 8003-B)
* The Senate modifies the Executive recommendation of $4.9 billion as follows:
  - Adds $1.2 million to support restoration of SFY22 Legislative grants.
  - Adds an additional $1.2 million to increase support for Legislative grants

Capital Projects (S. 8004-B)
* The Senate concurs with the Executive recommendation of $31 million.

Homes and Community Renewal

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $134.7 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive proposal of $430.8 million as follows:
  - Adds $500 million for the Homeowner Assistance Fund (HAF).
  - Adds $250 million to support the Housing Access Voucher Program (HAVP).
  - Adds $15 million for the Homeowner Protection Program (HOPP) for a total of $35 million.
  - Adds $10 million for programs to provide housing stability aid to those who have been diagnosed with HIV.
  - Adds $7.2 million for additional Legislative Priorities.

Capital Projects (S.8004-B)
* The Senate modifies the Executive proposal for a new five year Housing Capital Plan of $4.7 billion as follows:
  - Adds $500 million for the New York City Housing Authority (NYCHA).
  - Adds $150 million for the Housing Our Neighbors with Dignity Act (HONDA), with language to allow funds provided for HONDA to be utilized statewide.
  - Directs $30 million to the Small Rental Development Initiative (SRDI).
  - Adds $25 million for the Affordable Housing Corporation for a total of $51 million.
  - Adds $1 million for the Access to Homes program.
  - Adds $1 million for the RESTORE program.

* Additionally, the Senate recommends repurposing $85 million in existing capital funding for Accessory Dwelling Units as follows:

- o $45 million for Code Compliance Grants.
- o $40 million for a Community Land Trust Acquisition Fund.

Article VII Proposals (S.8006-B)

* PART Z -- The Senate modifies the Executive proposal by increasing funding for the Neighborhood and Rural Preservation Programs from $18.2 million to $20.8 million. Additionally, the Senate provides carve-out funding for the Neighborhood and Rural Preservation Coalitions of $250,000 for each coalition. The Senate proposal increases funding by $30 million for the Rural Rental Assistance Program.
* PART AA -- The Senate intentionally omits the Executive proposal to allow New York City to establish a new program to address and legalize existing Accessory Dwelling Units (ADUs).
* PART BB -- The Senate intentionally omits the Executive proposal to prohibit property owners from denying housing accommodations to an individual based on prior conviction records.
* PART CC -- The Senate intentionally omits the Executive proposal to exempt New York City from the State residential floor area ratio limit.
* PART DD -- The Senate intentionally omits the Executive proposal to facilitate the conversion of hotel and commercial space into residential housing, and proposes to support affordable housing through the Housing Our Neighbors with Dignity Act with statewide appropriations.

* PART EE -- The Executive intentionally omitted this proposal in the 30-Day Amendments.
* PART FF -- The Senate intentionally omits the Executive proposal to prohibit property owners from denying housing accommodations to an individual based on poor credit history.
* PART II -- The Senate intentionally omits the Executive's Affordable Neighborhoods for New Yorkers 485-w tax incentive proposal to replace the Affordable New York Housing Program 421-a tax exemption.
* NEW PART NN -- The Senate advances a new proposal to create the Housing Access Voucher Program, which would provide rental assistance in the form of vouchers to individuals who are homeless or facing imminent risk of becoming homeless, as proposed by S.2804.

Hudson River Valley Greenway Communities Council

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $245,000.

Aid to Localities (S.8003-B)

* The Senate concurs with the Executive recommendation of $136,000.

Human Rights, Division of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $20.7 million.

Article VII Proposals (S.8006-B)

* PART X -- The Senate intentionally omits the Executive proposal to

apply Human Rights Law anti-discrimination protections for victims of domestic violence in all jurisdictional areas and will explore this issue outside of the context of the Budget.

* PART Y -- The Senate intentionally omits the Executive proposal to include immigration and citizenship status as a protected class under the Human Rights Law and will explore this issue outside of the context of the Budget.

Article VII Proposals (S.8008-B)

* PART R -- The Senate modifies the Executive proposal by shortening the effective date of the proposal to now require all State agencies offer a non-binary gender "X" identification option on all agency forms and online within 90 days.

Indigent Legal Services, Office of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $7 million.

Aids to Localities (S. 8003-B)

* The Senate modifies the Executive recommendation of $357 million as follows:
  - o Adds an additional $210 million for the Assigned Counsel Program ("18-B").
  - o Adds an additional $6.5 million for the Parental Representation Program.

Article VII Proposals (S.8005-B)

* NEW PART LL - The Senate advances language to increase reimbursement rates for legal representation under the 18-B Assigned Counsel Program as proposed in S.3527-A.

Information Technology Services, Office of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $827.3 million.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $115.7 million.

Inspector General, Office of the State

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $8.5 million.

Interest on Lawyer Account

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $2.2 million.

Aids to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $45 million.

Judiciary

Legislature and Judiciary (S.8001)
* The Senate concurs with the Office of Court Administration request of $3.3 billion.

Article VII Proposals (S.8005-B)
* PART V -- The Senate intentionally omits the Executive proposal to apply a variable, market-based interest rate to court judgments.
* NEW PART HH -- The Senate advances language to establish a nighttime Family Court pilot program in New York City (S.3683-D).

Judicial Conduct, Commission on

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $7.2 million.

Judicial Nomination, Commission on

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $30,000.

Judicial Screening Committee

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $38,000.

Justice Center for Protection of People with Special Needs

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $60 million.

Aids to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $799,000.

Labor, Department of

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $1.1 billion by contributing an additional $300 million in SFY 2022-23 and $300 million in SFY 2023-24 to the Unemployment Insurance Fund in order to help offset employer Unemployment Insurance premiums.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $10.3 billion as follows:
  - Provides $22.5 million to the Cornell School of Industrial and Labor Relations. $20 million shall be available for a Climate Jobs Institute to provide job and skills training for jobs in the renewable energy sector and funding will also be available for collaborations that advance an equitable economy and

democratic community, integrating scholarly and practical understanding to strengthen civic action. $2.5 million shall be available for the Cannabis Workforce Initiative to offer training and education in the cannabis industry.
    - Provides $28.8 million for Senate priorities.

Article VII Proposals (S.8006-B)
* PART V -- The Senate intentionally omits the Executive proposal to ban certain non-compete agreements and no-poach agreements.
* PART W -- The Senate intentionally omits the Executive proposal to increase criminal penalties for wage theft but supports efforts to combat wage theft.
* NEW PART JJ -- The Senate advances language to set the unemployment insurance tax contribution rates for employers in the fiscal years of 2022 and 2023 and raise the maximum benefit rate for claimants, as proposed in S.6791-A, which passed the Senate earlier this year.

Labor Management Committees

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $25.5 million.

Law, Department of

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $299 million as follows:
    - Adds an additional $13 million to support general salary increases.
    - Adds an additional $3 million to support the Fair Housing Testing Program.
    - Adds an additional $2 million to support the Law Enforcement Misconduct Investigative Office.

Capital Projects (S. 8004-B)

* The Senate concurs with the Executive recommendation of $6.5 million.

Lieutenant Governor, Office of the

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $746,000.

Local Government Assistance

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $2.5 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $754.2 million to support Local Government Assistance as follows:
    - Adds an additional $210 million to support Aid and Incentives

for Municipalities (AIM).
    - Adds $2 million in support for the Long Island Power Authority (LIPA) Legislative Commission.
    - Adds $500,000 in support for the Rochester City Council.
    - Allows the South Shore Water Authority to receive up to $1 million from the County-Wide Shared Services panel.

Article VII Proposal (S.8005-B)

* PART W -- The Senate modifies the Executive proposed changes to the County-Wide Shared Services Initiative to include schools.
* PART X -- The Senate modifies the Executive proposal to restore Aid and Incentives for Municipalities and shift the funding source back to the State by including additional funds to the program and allocating it proportionately with the current distribution schedule.
* NEW PART CC -- The Senate advances language to increase auditing by the Nassau County Interim Finance Authority (NIFA) and reform the board of the Nassau University Medical Center (NUMC) as proposed in S.8381-A.
* NEW PART DD -- The Senate advances language to authorize the South Shore Water Authority created in 2021 to have a dedicated stream of funding identical to what was provided to the North Shore Water Authority when these separate bills were passed and signed into law in 2021, as proposed in S.7864.
* NEW PART EE -- The Senate advances language to cap the interest rate to 7.5% for delinquent taxes on owner occupied residential real property, as proposed in S.6310.
* NEW PART FF -- The Senate advances language to establish a legislative commission on the future of the Long Island Power Authority as provided for in S.7576A.
* NEW PART GG -- The Senate advances language to permit extended bonding authority for the City of Long Beach to pay a substantial settlement to ease the resulting tax burden on constituents as a result of the resulting debt obligation.
* NEW PART II --The Senate advances language to authorize fees for emergency medical expenses provided by fire departments, as proposed in S.7186A.

Article VII Proposal (S.8008-B)

* NEW PART RRR -- The Senate advances language to create a climate disaster and hurricane relief fund as proposed in, S.8135.

Mental Health, Office of

State Operations (S.8000-B)

* The Senate modifies the Executive recommendation of $2.2 billion and provides a $22 million increase to support 200 additional inpatient beds.

Aids to Localities (S.8003-B)

* The Senate modifies the Executive recommendation of $2.5 billion as follows:
    - Adds $2.6 million to support restoration of SFY22 Legislative grants.

- Adds an additional $2.4 million to increase support for Legislative grants.
- Adds an additional $5 million for the Crisis Intervention Demonstration Program.
- Adds an additional $185,000 for Columbia and Greene County to support the Dwyer program.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $434 million.

Article VII Proposal (S.8007-B)

* PART EE -- The Senate modifies the Executive proposal to establish a 9-8-8 suicide prevention and behavioral health crisis hotline system by modifying reporting metrics and ensuring call centers are established in-house.
* PART FF -- The Senate modifies the Executive proposal to recover premiums from managed care providers if they have not met established premium targets for behavioral health services by increasing reporting and transparency measures.
* PART GG -- The Senate modifies the Executive proposal to extend delivery system reform incentive payment practices through April 1, 2025 to instead provide an extension through April 1, 2023.
* PART LL -- The Senate accepts the Executive proposal to extend the ambulatory patient group rate methodology through 2027.
* PART MM -- The Senate modifies the Executive proposal to extend Kendra's Law for one year only.
* PART NN -- The Senate accepts the Executive proposal to extend property pass-though laws to supportive housing programs.
* PART OO -- The Senate intentionally omits the Executive proposal to grant the Office of Mental Health and Office for People with Developmental Disabilities permanent authority to appoint temporary operators.
* NEW PART WW -- The Senate advances a new proposal to create a crisis intervention team demonstration program to assist law enforcement officers in responding to crisis situations involving individuals with mental illness and/or substance use disorder (S.4748).

Mental Hygiene, Department of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $600 million.

Article VII Proposal (S.8007-B)

* PART DD -- The Senate modifies the Executive's proposal by accepting the 5.4 percent cost-of-living adjustment for eligible programs for 2022-23 and advances language to provide an additional 5.4 percent adjustment for eligible programs in 2023-24.

People with Developmental Disabilities, Office for

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $2.3 billion

Aid to Localities (S.8003-B)

* The Senate modifies the Executive recommendation of $4.8 billion as follows:
  - Adds $980,000 to support restoration of SFY22 Legislative grants.
  - Adds an additional $1.02 million to increase support for Legislative grants.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $113 million.

Planning Council, Developmental Disabilities

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $5 million.

Metropolitan Transportation Authority

Aids to Localities (S.8003-B)

* The Senate concurs with the Executive recommendation of $901.8 million.

Article VII Proposal (S.8008-B)

* PART H -- The Senate accepts the Executive proposal modifying the MTA's design-build mandate threshold.
* PART I -- The Senate intentionally omits the Executive proposal expanding the MTA's procurement powers, but supports efforts to expand contract opportunities for MWBEs, small businesses, and service-disabled veteran-owned businesses and improve their capacity to perform multiple procurement methodologies.
* PART J -- The Senate intentionally omits the Executive proposal extending the MTA's ability to enter into tax increment financing and other alternative financing arrangements for 10 years, and intends to hold a hearing to examine the current statute and potential applications.
* PART K -- The Senate intentionally omits the Executive proposal modifying the utility relocation process for capital programs, but supports identifying better mechanisms for utilities and the MTA to coordinate their capital work.
* PART L -- The Senate accepts the Executive proposal increasing penalties for assault and harassment on transit workers.
* PART M -- The Senate intentionally omits the Executive proposal expanding the authorization to use mobile and fixed cameras for various traffic enforcement purposes in the City of New York, but remains open to discussing this issue outside the context of the Budget, where camera enforcement is historically handled.

* PART N -- The Senate intentionally omits the Executive proposal establishing criminal penalties for toll violations, but recognizes the significant lost revenues resulting from implementation of cashless tolling.
* NEW PART SSS -- The Senate advances language requiring the MTA to publish additional reports on its website.

Military and Naval Affairs, Division of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $137 million.

Aids to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $1 million.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $76 million.

Article VII Proposal (S.8005-B)
* PART G -- The Senate accepts the Executive proposal to extend the existing suspension of the annual transfer of $1.5 million from the Public Safety Communications Account to the Emergency Services Revolving Loan Fund for the State Fiscal Years of 2022-23 and 2023-24.

Mortgage Agency (SONYMA)

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $76.8 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $155.3 million.

Motor Vehicles, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $116.5 million.

Aids to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $24.8 million.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $430.5 million.

Article VII Proposals (S.8008-B)
* PART O -- The Senate modifies the Executive proposal to extend the IPIRP program to clarify the authorization to continue live online programming.
* PART P -- The Senate modifies the Executive proposal extending various revenue shifts and operational shifts to require the Department to recommend replacement revenue sources to assist with

  shifting DMV operations away from the Dedicated Highway and Bridge Trust Fund.
* PART Q -- The Senate modifies the Executive proposal authorizing DMV to waive non-driver identification card fees to clarify programmatic

implementation (S.8083).
* PART GGG -- The Senate accepts the Executive proposal shifting training responsibility for the Young Adult CDL training program from DOT to DMV.
* NEW PART JJJ -- The Senate advances language prohibiting school buses from parking on streets in the City of New York on nights and weekends (S.208).
* NEW PART PPP -- The Senate advances language authorizing the City of New York to establish coordinated traffic control lights, known as scramble crosswalks, around school arrival and dismissal times (S.2880).

National And Community Service

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $30.4 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $432,000.

Olympic Regional Development Authority

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $14.1 million.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $102.5 million by providing a $6 million carve-out for Belleayre Mountain Ski Center.

Parks, Recreation and Historic Preservation

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $285.6 million.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $9.3 million.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $314.9 million by adding $50 million.

Power Authority, New York

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $43 million.

Article VII Proposals (S.8008-B)

* PART ZZ -- The Senate intentionally omits the Executive proposal to authorize the New York Power Authority to form a captive insurance

company.
* PART DDD -- The Senate intentionally omits the Executive proposal to authorize the New York Power Authority to offer energy services to any general hospital.
* PART FFF -- The Senate intentionally omits the Executive proposal to authorize the New York Power Authority to lease or sell excess capacity from its broadband technologies and infrastructure.

Prevention of Domestic Violence, Office for the

State Operations (S.8000-B)
* The Senate modifies the Executive All Funds recommendation of $5 million by eliminating $300,000 for the establishment of the Gender-Based Violence Training Institute.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive All Funds recommendation of $6 million.

Article VII Proposals (S.8005-B)
* PART H -- The Senate intentionally omits the Executive proposal to create uniform domestic violence training standards and a Gender Based Violence Training Institute within the Office for the Prevention of Domestic Violence and intends to continue to discuss this issue outside of the budget process.

Prosecutorial Conduct, Commission on

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $1.8 million by adding an additional $4.3 million to support full operations of the Commission.

Public Employment Relations Board

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation of $4.3 million to provide an additional $2.5 million for system modernization, additional staffing, and language access.

Capital Projects (S.8004-B)
* The Senate provides $2.5 million in new capital funding for system modernization measures.

Public Ethics, Joint Commission on

State Operations (S.8000-B)
* The Senate concurs with the Executive All Funds recommendation of $5.6 million, but modifies appropriation language to change the agency name to the Joint Commission on Public Ethics or their successor pursuant to a chapter of the laws of 2022.

Article VII Proposals (S.8005-B)
* PART Q -- The Senate intentionally omits the Executive proposal to apply a nominal gift-ban and certain conflict of interest provisions

to local municipal officials.

* PART Z -- The Senate intentionally omits the Executive proposal to replace the Joint Commission on Public Ethics (JCOPE). The Senate recognizes that the commission's mission has been impaired by structural flaws and will continue to review proposals to overhaul the state's ethics oversight and accountability systems.

Public Service, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $111.8 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $5.8 million by providing $400 million in assistance for the reduction and elimination of utility arrears.

Article VII Proposals (S.8008-B)
* PART BBB -- The Senate accepts the Executive proposal authorizing utility and cable television assessments that provide funds to reimburse related utility regulatory expenses at the Office of Parks, Recreation & Historic Preservation, the Departments of Agriculture and Markets, Environmental Conservation, and State, and expenses related to the public service education program at the Department of Health.
* PART CCC -- The Senate intentionally omits the Executive proposal relating to charges for the provision of gas service.

State, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $118.2 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $178.2 million as follows:
  - Adds $50 million for unreimbursed costs related to hurricane damage.
  - Adds $15.5 million for the Asian American and Pacific Islander (AAPI) community to address racism and discrimination.
  - Adds $6 million to establish the AAPI State Commission and data disaggregation projects in partnership with the Department of Health.
  - Adds $2.7 million to support legislative initiatives.
  - Adds $500,000 for Rockland County building code enforcement.
  - Adds $200,000 in centrally-funded impact aid for municipalities that host SUNY institutions.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $202 million by excluding the Regional Economic Development Councils (REDCs) from participating in the NY Forward program.

Article VII Proposals (S.8008-B)

* PART U -- The Senate modifies the Executive proposal by eliminating the proposed shift of responsibility for reviewing and approving brownfield site assessments in Brownfield Opportunity Areas from the Department of Environmental Conservation to the Department of State.
* PART W -- The Senate intentionally omits the Executive proposal to establish a new definition of salon assistants and to exempt natural hair braiders from licensing requirements.
* PART VV -- The Senate modifies the Executive proposal to strengthen code enforcement in municipalities throughout the State by including language to ensure that the enforcement activities of pre-existing building codes currently used by municipalities such as New York City are not impacted.

State Police, Division of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $917 million.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $133 million.

State University of New York (SUNY)

State Operations (S.8000-B)

* The Senate modifies the Executive recommendation of $10.6 billion as follows:
  - Provides $600,000,000 for the SUNY "New Deal." The Senate increases year-to-year support for SUNY by $600 million, including $153 million for new full-time faculty, $48.8 million to fully close the TAP Gap, restoring pre-pandemic community college funding, increasing adjunct pay, eliminating student fees, and decreasing the cost of tuition.
  - Provides $67 million to SUNY hospitals for debt service assistance. The Senate also recognizes that debt service poses a fiscal burden on the SUNY Buffalo Medical College and looks to find ways to provide similar relief.
  - Provides an additional $6.6 million for Educational Opportunity Centers (EOC), for a total of $79.2 million.
  - Provides an additional $3.9 million for Educational Opportunity Programs (EOP), for a total of $46.4 million.
  - Provides $2.5 million for Centers for Mental Health Excellence.
  - Provides $1.5 million for Senate Initiatives.
  - Provides $300,000 for SUNY Student Government.

Aid to Localities (S.8003-B)

* The Senate modifies the Executive recommendation of $450 million by providing $11 million for Fashion Institute of Technology Chargebacks.

Capital Projects (S.8004-B)

* The Senate modifies the Executive recommendation of $1.5 billion by providing an additional $10 million for energy transition training centers.

Article VII Proposals (S.8006-B)

* PART D -- The Senate concurs with the Executive proposal to remove the TAP Gap's three-year phase in plan and fully fund the TAP Gap starting in fiscal year 2022-2023.

* NEW PART KK -- The Senate advances language to phase out the charging of mandatory fees to graduate student workers at SUNY.
* NEW PART MM -- The Senate advances language to reform the Tuition Assistance Program by increasing the income threshold from $80,000 to $110,000 and increasing the minimum TAP Award from $500 to $1,000.
* NEW PART LL -- The Senate advances language to require the general fund cover costs associated with SUNY hospital debt service (S.7684).

Statewide Financial System

State Operations (S.8000-B)

* The Senate concurs with the Executive's recommendation of $31.9 million.

Tax Appeals, Division of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $3.3 million.

Taxation and Finance, Department of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $468.3 million.

Aid to Localities (S.8003-B)

* The Senate concurs with the Executive recommendation of $6.9 million.

Temporary and Disability Assistance, Office of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $462.3 million.

Aid to Localities (S.8003-B)

* The Senate modifies the Executive recommendation of $5.7 billion as follows:
    - Restores $1.6 billion for the Emergency Rental Assistance Program (ERAP) using federal funds. In the absence of reallocated federal funding, the Senate will provide State funds to backfill any shortfalls up to $1 billion using criteria laid out in the Landlord Rental Assistance program (LRAP).

- o Restores funding for the following TANF programs:
  - -$5 million in additional support for the Advantage Afterschool program, for a total of $33 million;
  - -$5.9 million for the Child Care Facilitated Enrollment Demonstration Projects in New York City and Monroe County;
  - -$4 million for the Child Care Facilitated Enrollment Demonstration Projects in Nassau and Suffolk Counties;
  - -$2.5 million for the Child Care Facilitated Enrollment Demonstration Welfare Projects in the Capital District and Oneida County; and
  - -$800,000 for the Welfare to Careers Program.

- o Restores $1 million in support for the Refugee Resettlement Program and provides an additional $7 million for a total of $10 million.
- o Rejects new language included in the Safety Net and Family Assistance appropriations that would have limited the states contribution to the Family Homelessness and Eviction Prevention Supplement (FHEPS) program fair market rent.
- o Rejects new language included in the Transitional Rental Assistance Program appropriation that diverted NYC's share of funding from the program to the FHEPS program.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $128 million.

Article VII Proposals (S.8006-B)

* PART S -- The Senate accepts the Executive proposal to authorize the pass-through of any Federal Supplemental Security Income Cost of Living Adjustment.
* PART T -- The Senate accepts the Executive proposal to extend temporary operator authorization for shelters.
* PART U -- The Senate modifies the Executive proposal by including the provisions of S.6589-A that would provide for 100% income disregard for a period of six months for individuals who become employed immediately following completion of a publicly funded workforce program.
* NEW PART OO -- The Senate advances a new proposal to mandate that, when sending the Low-Income Home Energy Assistance Program (LIHEAP) proposal plan to the federal government, the State must apply to use the most generous eligibility criteria available, such as the use of net income as opposed to gross income for eligibility calculation, and the prioritization for assistance to households with high home energy burdens, elderly persons, young children, disabled persons, those receiving veterans benefits, and those with supplemental security income. The proposal also requires OTDA to develop materials to inform the public of new and existing utility assistance programs.
* NEW PART PP -- The Senate advances a new proposal that clarifies that public assistance debtor liens against real property incurred prior to April 1, 2022 remain intact, however, no new public assistance debt can become a lien against real property after that effective date. Additionally, this part ensures existing liens against real property cannot be enforced if a child of the debtor

remains in the home; allows burial costs to be deducted from the public assistance debt in the event of the death of the debtor, and the debtor or their estate is entitled to any balance left after the social services district has recovered the amount due to them under the mortgage.

Thruway Authority

Article VII Proposals (S.8008-B)
* PART F -- The Senate intentionally omits the Executive proposal allowing the Thruway to use electronic bid submissions instead of sealed bids.
* PART G -- The Senate intentionally omits the Executive proposal modifying the Thruway's threshold of projects subject to Board procurement guidelines.

Transportation, Department of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $443.6 million.

Aid to Localities (S.8003-B)
* The Senate modifies the Executive recommendation of $4.8 billion as follows:
* Adds $53.6 million in supplemental support for STOA funding to upstate transit systems to provide a 36.42% increase in funding to provide parity in funding with downstate transit systems.
* Adds $20 million for on-demand transit grants for local governments and transit systems to improve transportation in transit deserts and for the purpose of expanding paratransit.
* Adds $20 million to support expanding the radius for paratransit coverage from fixed route bus services to be at least three miles.
* Adds $16 million for grants to municipalities to fund DOT project studies. These grants will help municipalities fund initial designs for road and transit projects.
* Adds $1 million to support the CDTA's expansion to Montgomery County.

Capital Projects (S.8004-B)
* The Senate modifies the Executive recommendation of $8.47 billion as follows:
    - Adds $2 billion in bonding authority for the DOT core highway program to support bringing roads to a state of good repair within the 5-year Capital Plan.
    - Adds $250 million in additional support for the Consolidated Local Street and Highway Improvement Program (CHIPS), for a total of $788.1 million.
    - Adds $50 million in additional support for the Extreme Winter Recovery program, for a total of $150 million.
    - Adds $15 million to increase reimbursements to municipalities for arterial maintenance.

Article VII Proposals (S.8008-B)
* PART B -- The Senate advances language also referenced in the State

Education Department section to convert school bus and public transit fleets to zero emission vehicles and allow for expedited procurement to speed up the transition to ZEV buses. It includes a number of workforce-related provisions related to employment status, additional training and planning for bus drivers and mechanics, and agency assistance.

Article VII Proposals (S.8008-B)

* PART A -- The Senate intentionally omits the Executive's omnibus transportation penalty enhancement package.
* PART B -- The Senate intentionally omits the Executive proposal increasing the CHIPS bidding threshold.
* PART C -- The Senate intentionally omits the Executive's changes to the Airport Improvement and Revitalization Program.
* PART D -- The Senate intentionally omits the Executive's increased authorization for DOT to enter onto private property.
* PART E -- The Senate accepts the Executive proposal to include Montgomery County within the CDTA district.

* PART AA -- The Senate modifies the Executive proposal extending design-build authorization for various New York State and New York City agencies and authorities to provide various policy enhancements.
* PART JJ -- The Senate intentionally omits the Executive proposal exempting the fiber optic right of way fee for ConnectALL program grantees, and addresses the issue in the Senate's broadband proposal by repealing the fee completely.
* NEW PART KKK -- The Senate advances language establishing a hyperloop and high-speed rail commission (S.5607-A).
* NEW PART LLL -- The Senate advances language to include resurfacing, maintenance, and pavement recycling in the Complete Streets Law (S.5130).
* NEW PART MMM -- The Senate advances language requiring the radius for paratransit coverage from fixed route services to be at least three miles (S.5092).
* NEW PART NNN -- The Senate advances language increasing the State funding match for local projects that use Complete Streets design features (S.3897).
* NEW PART OOO -- The Senate advances language updating the arterial maintenance formula for municipalities (S.3529).

Veterans' Affairs, Division of

State Operations (S.8000-B)

* The Senate concurs with the Executive recommendation of $11.2 million.

Aid to Localities (S.8003-B)

* The Senate modifies the Executive recommendation of $11.9 million as follows:
  - Restores $250,000 for the NYS Defenders Association Veterans Defense Program.
  - Restores $220,000 for the NYS Defenders Association Veterans Defense Program - Long Island Expansion.
  - Restores $200,000 for the Legal Services of Hudson Valley

Veterans and Military Families advocacy Project.
- o Restores $125,000 for the Department of NY Veterans of Foreign Wars of United States, Inc.
- o Adds $1.5 million for legislative initiatives.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $4 million.

Article VII Proposal (S.8006-B)
* PART R -- The Senate accepts the Executive proposal to increase the reimbursement amount the Division of Veterans Services must provide to local Veteran Services Agencies for the cost of maintaining and operating such agencies.

Victim Services, Office of

State Operations (S.8000-B)
* The Senate concurs with the Executive All Funds recommendation of $18 million.

Aid to Localities (S.8003-B)

* The Senate modifies the Executive All Funds recommendation of $199 million by providing an additional $25 million for the Victims of Crime Act grant program, for a total of $224 million.

Capital Projects (S.8004-B)
* The Senate concurs with the Executive All Funds recommendation of $1 million.

Article VII Proposal (S.8005-B)
* PART I -- The Senate modifies the Executive proposal to expand benefits for victims of hate crimes and other acts of violence by accepting the Executive proposal to raise the monetary cap to $2,500 and intentionally omitting the Executive proposal to end coverage of property essential to the "welfare" of the victim.

Workers' Compensation Board

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $206.2 million.

Welfare Inspector General, Office of

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation of $1.3 million.

Miscellaneous Appropriations, Emergency Response

State Operations (S.8000-B)
* The Senate modifies the Executive recommendation to provide $25 billion for Special Federal Emergency as follows:
  - o Reduces appropriation by $23 billion to an amount consistent

with the funding level provided prior to the pandemic.
    - Modifies appropriation language to require the approval of the Temporary President of the Senate and the Speaker of the Assembly before appropriations can be utilized after the budget is enacted.
* The Senate modifies the Executive recommendation of $2 billion for Special Emergency as follows:
    - Reduces appropriation by $1 billion to an amount consistent with the funding level provided prior to the pandemic.
    - Modifies appropriation language to require the approval of the Temporary President of the Senate and the Speaker of the Assembly before appropriations can be utilized after the budget is enacted.
* The Senate modifies the Executive recommendation of $300 million for Public Security and Emergency Response as follows:
    - Reduces appropriation by $100 million to an amount consistent with the funding level provided prior to the pandemic.
    - Modifies appropriation language to require the approval of the Temporary President of the Senate and the Speaker of the Assembly before appropriations can be utilized after the budget is enacted.
* The Senate eliminates the Executive recommendation of $6 billion for the Special Public Health Emergency.
* The Senate eliminates the Executive recommendation of $2 billion for the Reserve for COVID-19 Public Health Response.

Miscellaneous Appropriations, State Equipment Finance Program

Capital Projects (S.8004-B)
* The Senate concurs with the Executive recommendation of $100 million.

Miscellaneous Items

State Operations (S.8000-B)
* The Senate concurs with the Executive recommendation to provide $25 million for Data Analytics.
* The Senate concurs with the Executive recommendation to provide $1.6 billion for the Insurance and Securities Fund Reserve Guarantee.
* The Senate concurs with the Executive recommendation of $120 million for the Health Care and Mental Hygiene Worker Bonus.
* The Senate concurs with the Executive recommendation of $773.9 million for the Health Insurance Contingency Reserve.
* The Senate concurs with the Executive recommendation of $292.4 million for the Health Insurance Reserve Receipts Fund.
* The Senate concurs with the Executive recommendation of $500 million for the Reserve for Federal Audit Disallowances.

Aid to Localities (S.8003-B)
* The Senate concurs with the Executive recommendation of $67 million for the World University Games.
* The Senate concurs with the Executive recommendation of $250 million for Raise the Age.

Capital Projects (S.8004-B)

* The Senate concurs with the Executive recommendation of $50 million for the Nonprofit Infrastructure Capital Investment Program.

Article VII Proposal (S.8005-B)
* PART Y -- The Senate modifies the Executive proposal regarding sweeps and transfers to account for spending changes as follows:
  - o Rejects the transfer of $68 million from SUNY hospitals to pay for debt service.
  - o Rejects the sweep of $28.9 million from RGGI to pay for EPF projects and other expenditures.
    - -Makes corresponding increase in transfer from the General Fund to the EPF to ensure full funding of EPF projects.
* NEW PART KK -- The Senate advances language to eliminate the requirement that localities adhere to the property tax cap in order to be eligible for reimbursement due to Raise the Age expenditures.

Article VII Proposal (S.8008-B)
* NEW PART QQQ -- The Senate advances language restoring the Public Authorities Control Board's pre-existing oversight (S.7337).

Revenue

Article VII Proposal (S.8009-B)
* PART A -- The Senate accepts the Executive proposal to accelerate the middle-class tax cut currently scheduled to take effect in Tax Year 2025 to Tax Year 2023 instead.
* PART B -- The Senate modifies the Executive proposal to offer a credit for new overtime hours for farmworkers by allowing the credit to be claimed quarterly and allowing for an initial prepayment. The Senate also accepts the Executive proposals for increasing the investment tax credit for farmland and the farm workforce retention credit.
* PART C -- The Senate modifies the Executive proposal for small business tax cuts by also extending tax cuts to small businesses who pay under the corporate franchise tax (S.29).
* PART D -- The Senate accepts the Executive proposal to create a tax exemption for student loan forgiveness awards.
* PART E -- The Senate accepts the Executive proposal to create a tax credit capped at $250 million for small business covid-related expenses.
* PART F -- The Senate modifies the Executive proposal to extend the New York City musical and theatrical production tax credit by further extending the application deadline for productions to September 30, 2024, and modify the recapture provision so they apply to productions that have recouped their costs.
* PART G -- The Senate intentionally omits the Executive proposal to establish a permanent rate for MTA surcharge in the corporate franchise tax at 30 percent starting in Tax Year 2023.
* PART H -- The Senate modifies the Executive proposal to extend and enhance the hire-a-vet tax credit for three years by increasing the maximum credit for hiring a disabled veteran to $20,000 and adding language to report on the effectiveness of the program.
* PART I -- The Senate modifies the Executive proposal to provide a credit for businesses replacing heating systems to geothermal or

biofuels to change the per municipality cap to per business cap.

* PART J -- The Senate accepts the Executive proposal to increase the state low-income housing tax credit aggregate cap growth.
* PART K -- The Senate accepts the Executive proposal to extend the clean heating fuel tax credit for three years.
* PART L -- The Senate modifies the Executive proposal to extend the credit for companies who provide transportation to individuals with disabilities by including language to incentivize companies to adopt accessible e-vehicles.
* PART M -- The Senate accepts the Executive proposal to extend the film tax credit for three years and to require applicants to file diversity plans.
* PART N -- The Senate accepts the Executive proposal to extend the New York Youth Jobs Program tax credit for five years.
* PART O -- The Senate accepts the Executive proposal to extend the Empire State Apprenticeship tax credit for five years.
* PART P -- The Senate modifies the Executive proposal to extend the alternative fuels and electric vehicle recharging property credit by extending it for three years instead of five years and including language to report on its effectiveness.
* PART Q -- The Senate modifies the Executive proposal to extend the Workers with Disabilities credit by extending it for three years instead of six years and including language to report on its effectiveness.
* PART R -- The Senate intentionally omits the Executive proposal to require S-Corporation conformity with federal returns.
* PART S -- The Senate intentionally omits the Executive proposal to eliminate the investment tax credit for the production of master tapes.
* PART T -- The Senate modifies the Executive proposal to exempt certain water vessels from the petroleum business tax by replacing it with similar but technically different language that further clarifies which types of vessels are covered.

* PART U -- The Senate intentionally omits the Executive proposal to make permanent local sales tax rate authorizations.
* PART V -- The Senate intentionally omits the Executive proposal to modernize tax law to include the vacation rental industry. The Senate supports extending local sales taxes over short-term rentals but will evaluate additional provisions to extend local control over short-term rentals outside of the budget.
* PART W -- The Senate accepts the Executive proposal to streamline the withholding table and quarterly interest rate publication schedule.
* PART X -- The Senate accepts the Executive proposal to expand the financial institutions data management program.
* PART Y -- The Senate accepts the Executive proposal to extend and amend the telecommunications assessment ceiling program for four years.
* PART Z -- The Senate modifies the Executive proposal to make administrative changes to the STAR program by intentionally omitting change the deadline by which taxpayers can switch from the STAR exemption to the STAR credit, modifying the proposal to establish a posthumous declaration of interest by including language to prevent possible misuse, and accepting the other proposed changes.

* PART AA -- The Senate intentionally omits the Executive proposal to create a new appeals process for the Solar and Wind Valuation Program.
* PART BB -- The Senate modifies the Executive proposal for a homeowner tax relief.
* NEW PART FF -- The Senate advances language to establish a caregiver tax credit program capped at $35 million (S.620).
* NEW PART GG -- The Senate advances language to fully decouple New York's tax code from the Opportunity Zones program (S.6800).
* NEW PART HH -- The Senate advances language to double the maximum solar energy system equipment credit from $5,000 to $10,000.
* NEW PART II -- The Senate advances language to create a tax credit of up to $5,000 for geothermal energy systems (S.3864).
* NEW PART JJ -- The Senate advances language to create a property tax abatement in New York City for retrofitting space to establish childcare centers.
* NEW PART KK -- The Senate advances language to expand the earned income tax credit for New York City taxpayers.
* NEW PART LL -- The Senate advances language to create a new Digital Gaming Media Credit program capped at $20 million.
* NEW PART NN -- The Senate advances language to extend the Jockey Compensation Insurance Fund.
* NEW PART OO -- The Senate advances language to permit deductions for business expenses relating to commercial cannabis activity (S.7518).
* NEW PART PP -- The Senate advances language to suspend certain state taxes on gasoline sales from May 1 to December 31.
* NEW PART QQ -- The Senate advances language to increase the earned income tax credit (EITC) from 30 percent of the federal credit to 37.5 percent of the federal credit, phased-in over 4 years.