

# STATE OF NEW YORK

5475

2021-2022 Regular Sessions

## IN SENATE

March 8, 2021

Introduced by Sens. STAVISKY, ADDABBO -- read twice and ordered printed,  
and when printed to be committed to the Committee on Finance

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

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

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

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

27 § 2. This act shall take effect immediately.

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

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