

# STATE OF NEW YORK

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6550

2023-2024 Regular Sessions

## IN ASSEMBLY

April 17, 2023

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Introduced by M. of A. WEINSTEIN -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government; to amend chapter 121 of the laws of 2023 relating to making appropriations for the support of government, in relation thereto; and to amend chapter 122 of the laws of 2023, relating to making appropriations for the support of government, in relation thereto, and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and  
2 declares that the enactment of these appropriations provides sufficient  
3 authority to the comptroller for the purpose of making payments for the  
4 purposes described herein until such time as appropriation bills submitted by the governor pursuant to article VII of the state constitution  
5 for the support of government for the state fiscal year beginning April  
6 1, 2023 are enacted.

7  
8 § 2. Section 2 of chapter 121 of the laws of 2023, relating to making  
9 appropriations for the support of government, as amended by chapter 122  
10 of the laws of 2023, is amended to read as follows:

11 § 2. The amounts specified in this section, or so much thereof as  
12 shall be sufficient to accomplish the purposes designated, is hereby  
13 appropriated and authorized to be paid as hereinafter provided, to the  
14 public officers and for the purpose specified, which amount shall be  
15 available for the state fiscal year beginning April 1, 2023.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for  
18 personal service, including liabilities  
19 incurred prior to April 1, 2023, on the

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

LBD12008-01-3

1 payrolls scheduled to be paid during the  
2 period April 1 through April [~~17~~] 20, 2023  
3 to state officers and employees of the  
4 executive branch, including the governor,  
5 lieutenant governor, comptroller, and  
6 attorney general, and to employees of the  
7 legislature. This appropriation also  
8 includes funding for payment of health  
9 care and mental hygiene bonuses to eligi-  
10 ble state employees, and payments for  
11 services performed by mentally ill or  
12 developmentally disabled persons who are  
13 employed in state-operated special employ-  
14 ment, work-for-pay or sheltered workshop  
15 programs ..... [~~458,000,000~~] 714,000,000  
16 -----

17 § 3. Section 3 of chapter 121 of the laws of 2023, relating to making  
18 appropriations for the support of government, as amended by chapter 122  
19 of the laws of 2023, is amended to read as follows:

20 § 3. The amount specified in this section, or so much thereof as shall  
21 be sufficient to accomplish the purpose designated, is hereby appropri-  
22 ated and authorized to be paid as hereinafter provided, to the public  
23 officers and for the purpose specified, which amount shall be available  
24 for the state fiscal year beginning April 1, 2023.

25 ALL STATE DEPARTMENTS AND AGENCIES

26 For the payment of state operations non  
27 personal service liabilities to the execu-  
28 tive branch, including the comptroller,  
29 and the attorney general, and legislature,  
30 incurred in the ordinary course of busi-  
31 ness, during the period April 1 through  
32 April [~~17~~] 20, 2023, pursuant to existing  
33 state law and for purposes for which the  
34 legislature authorized the expenditure of  
35 moneys during the 2022-2023 state fiscal  
36 year; provided, however, that nothing  
37 contained herein shall be deemed to limit  
38 or restrict the power or authority of  
39 state departments or agencies to conduct  
40 their activities or operations in accord-  
41 ance with existing law, and further  
42 provided that nothing contained herein  
43 shall be deemed to supersede, nullify or  
44 modify the provisions of section 40 of the  
45 state finance law prescribing when appro-  
46 priations made for the 2022-2023 state  
47 fiscal year shall have ceased to have  
48 force and effect ..... [~~22,000,000~~] 48,600,000  
49 -----

50 § 4. Section 4 of chapter 121 of the laws of 2023, relating to making  
51 appropriations for the support of government, as amended by chapter 122  
52 of the laws of 2023, is amended to read as follows:

§ 4. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2023.

ALL STATE DEPARTMENTS AND AGENCIES

The sum of [~~thirty million dollars~~  
~~(\$30,000,000)~~] one hundred seventy million  
dollars (\$170,000,000), or so much thereof  
as shall be sufficient to accomplish the  
purpose designated, is hereby appropriated  
for contracts and grants approved for  
purposes for which the legislature author-  
ized the expenditures of money during the  
2022-2023 fiscal year. An amount up to  
[~~thirty million dollars (\$30,000,000)~~] one  
hundred seventy million dollars  
(\$170,000,000) shall be available for the  
payment of capital projects liabilities  
incurred during the period from April 1  
through April [~~17~~] 20, 2023 for contracts  
and grants approved prior to April 1,  
2023, provided, however, that nothing  
contained herein shall be deemed to limit  
or restrict the power or authority of  
state departments or agencies to conduct  
their activities or operations in accord-  
ance with existing law, and further  
provided that nothing contained herein  
shall be deemed to supersede, nullify, or  
modify the provisions of section 40 of the  
state finance law prescribing when appro-  
priations made for the 2022-2023 fiscal  
year shall have ceased to have force and  
effect .....  
..... [~~30,000,000~~] 170,000,000  
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§ 5. Section 5 of chapter 121 of the laws of 2023, relating to making appropriations for the support of government, as amended by chapter 122 of the laws of 2023, is amended to read as follows:

§ 5. The several amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be paid as hereinafter provided, to the respective public officers and for the several purposes specified, which amounts shall be available for the state fiscal year beginning April 1, 2023.

ALL STATE DEPARTMENTS AND AGENCIES

The sum of [~~five million dollars~~  
~~(\$5,000,000)~~] thirty million dollars  
(\$30,000,000), or so much thereof as shall  
be sufficient to accomplish the purpose

designated, is hereby appropriated for contracts and grants approved for which the legislature authorized the expenditures of money during the 2022-2023 fiscal year. An amount up to [~~five million dollars (\$5,000,000)~~] thirty million dollars (\$30,000,000) shall be available for the payment of capital projects liabilities incurred during the period from April 1 through April [~~17~~] 20, 2023 for contracts and grants approved after April 1, 2023, provided, however, that nothing contained herein shall be deemed to limit or restrict the power or authority of state departments or agencies to conduct their activities or operations in accordance with existing law, and further provided that nothing contained herein shall be deemed to supersede, nullify, or modify the provisions of section 40 of the state finance law prescribing when appropriations made for the 2022-2023 fiscal year shall have ceased to have force and effect ..... [~~5,000,000~~] 30,000,000

§ 6. Section 6 of chapter 121 of the laws of 2023, relating to making appropriations for the support of government, as amended by chapter 122 of the laws of 2023, is amended to read as follows:

§ 6. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2023.

#### MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

##### GENERAL STATE CHARGES

##### STATE OPERATIONS

GENERAL STATE CHARGES ..... [~~524,660,000~~] 559,815,000

General Fund

State Purposes Account - 10050

For employee fringe benefits according to the following project schedule including those benefits which are related to employees paid from funds, accounts, or programs where the division of the budget has issued waivers ..... [~~522,460,000~~] 556,440,000

##### Project Schedule

PROJECT	AMOUNT
---------	--------

1	For the state's contribution	
2	to the social security	
3	contribution fund .....	
4	..... [ <del>42,000,000</del> ]	<u>70,000,000</u>
5	For the state's share of	
6	contributions to the volun-	
7	tary defined contribution	
8	plan made on behalf of	
9	eligible employees pursuant	
10	to chapter 18 of the laws of	
11	2012 who elect to partic-	
12	ipate in such plan and who	
13	are not otherwise eligible	
14	to participate in the SUNY	
15	optional retirement program	
16	..... [ <del>460,000</del> ]	<u>690,000</u>
17	For the state's contribution	
18	to the health insurance fund	
19	and deposit into the retiree	
20	health benefit trust fund	
21	pursuant to section 99-aa of	
22	the state finance law. The	
23	state's share of the health	
24	insurance program dividends	
25	shall be available to pay	
26	for the premiums in 2023-24 ..	400,000,000
27	For payments to the state	
28	insurance fund for workers'	
29	compensation benefits and	
30	other related workers'	
31	compensation costs prior to	
32	or after they become	
33	incurred including but not	
34	limited to the benefits	
35	defined in chapters 302 and	
36	303 of the laws of 1985 .....	45,000,000
37	For the state's contribution	
38	to employee benefit fund	
39	programs .....	35,000,000
40	<u>For the state's contribution</u>	
41	<u>to the dental insurance plan ...</u>	<u>4,250,000</u>
42	<u>For the state's contribution</u>	
43	<u>to the vision care plan .....</u>	<u>1,500,000</u>
44	-----	
45	Project schedule total ...	
46	..... [ <del>522,460,000</del> ]	<u>556,440,000</u>
47	-----	
48	For the payment of the metropolitan commuter	
49	transportation mobility tax pursuant to	
50	article 23 of the tax law as added by	
51	chapter 25 of the laws of 2009 on behalf	
52	of the state employees employed in the	
53	metropolitan commuter transportation	
54	district .....	<u>3,300,000</u>
55	-----	

For payment of claims for damage to personal or real property or for bodily injuries or wrongful death caused by officers, employees, or other authorized persons providing service to state government while providing such service, and the state university construction fund while acting within the scope of their employment, and while operating motor vehicles, and for any individuals operating motor vehicles which are assigned on a permanent basis with unrestricted use to state officers and employees when the person is permanently assigned the motor vehicle (80559)..... 75,000

§ 7. Section 7 of chapter 121 of the laws of 2023, relating to making appropriations for the support of government, as amended by chapter 122 of the laws of 2023, is amended to read as follows:

§ 7. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2023.

#### JUDICIARY

For the purpose of making payments for personal service, including liabilities incurred prior to April 1, 2023, on the payrolls scheduled to be paid during the period April 1 through April ~~17~~ 20, 2023 to officers and employees of the judiciary ..... 65,000,000

For the payment of state operations nonpersonal service liabilities, the sum of fifty million dollars (\$50,000,000), or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated to the judiciary out of any moneys in the general fund or other funds to the credit of the state purposes account not otherwise appropriated. The comptroller is hereby authorized and directed to utilize this appropriation for the purpose of making payments for nonpersonal service liabilities incurred by the judiciary from April 1 through April ~~17~~ 20, 2023 ..... 50,000,000

For the payment of aid to localities liabilities, the sum of fifteen million dollars (\$15,000,000), or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated to the judiciary out of any moneys in the general fund or other funds to the credit of the

1 state purposes account not otherwise  
 2 appropriated. The comptroller is hereby  
 3 authorized and directed to utilize this  
 4 appropriation for the purpose of making  
 5 payments for aid to localities liabilities  
 6 incurred by the judiciary from April 1  
 7 through April [~~17~~] 20, 2023 ..... 15,000,000  
 8 For the payment of employee fringe benefit  
 9 programs including, but not limited to,  
 10 the judiciary's contributions to the  
 11 health insurance fund, the employees'  
 12 retirement system pension accumulation  
 13 fund, the social security contribution  
 14 fund, employee benefit fund programs, the  
 15 dental insurance plan, the vision care  
 16 plan, the unemployment insurance fund, and  
 17 for workers' compensation benefits, the  
 18 sum of [~~seventy five million dollars~~  
 19 ~~(\$75,000,000)]~~ two hundred eighty-one  
 20 million dollars (\$281,000,000), or so much  
 21 thereof as shall be sufficient to accom-  
 22 plish the purpose designated, is hereby  
 23 appropriated to the judiciary out of any  
 24 moneys in the general fund or other funds  
 25 to the credit of the state purposes  
 26 account not otherwise appropriated. The  
 27 comptroller is hereby authorized and  
 28 directed to utilize this appropriation for  
 29 the purpose of making payments for employ-  
 30 ee fringe benefit liabilities incurred by  
 31 the judiciary from April 1 through April  
 32 [~~10~~] 20, 2023 ..... [~~75,000,000~~] 281,000,000

33 § 8. Section 8 of chapter 122 of the laws of 2023, relating to making  
 34 appropriations for the support of government, is amended to read as  
 35 follows:

36 § 8. The amount specified in this section, or so much thereof as shall  
 37 be sufficient to accomplish the purpose designated, is hereby appropri-  
 38 ated and authorized to be paid as hereinafter provided, to the public  
 39 officers and for the purpose specified, which amount shall be available  
 40 for the state fiscal year beginning April 1, 2023.

41 DEPARTMENT OF FAMILY ASSISTANCE  
 42 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

43 AID TO LOCALITIES

44 EMPLOYMENT AND INCOME SUPPORT PROGRAM ..... 235,416,000  
 45 -----

46 General Fund  
 47 Local Assistance Account - 10000

48 For state reimbursement of the safety net  
 49 assistance program as established pursuant  
 50 to chapter 436 of the laws of 1997.

1 Notwithstanding section 153 of the social  
2 services law or any other inconsistent  
3 provision of law, funds appropriated here-  
4 in shall reimburse 29 percent of safety  
5 net assistance expenditures, including the  
6 cost of providing shelter supplements for  
7 safety net assistance households at local  
8 option, including eligible households  
9 containing a household member who has been  
10 released from prison, in order to prevent  
11 eviction and address homelessness in  
12 accordance with social services district  
13 plans approved by the office of temporary  
14 and disability assistance and the director  
15 of the budget, provided, however, that in  
16 social services districts with a popu-  
17 lation over five million no shelter  
18 supplements other than [~~those to prevent~~  
19 ~~eviction~~] the family homelessness and  
20 eviction prevention supplement shall be  
21 reimbursed, provided however funds appro-  
22 riated herein shall only be used to reim-  
23 burse rental costs up to the maximum rent  
24 levels in place as of January 1, 2021,  
25 then adjusted consistent with the annual  
26 year-over-year percentage changes in fair  
27 market rent, provided, however, in the  
28 event of a decrease in fair market rent  
29 the value of the maximum rent levels reim-  
30 bursed with funds appropriated herein  
31 shall not decrease and shall be set at the  
32 maximum rent levels established during the  
33 prior year, and further provided that such  
34 supplements shall not be part of the stan-  
35 dard of need pursuant to section 131-a of  
36 the social services law. Funds appropri-  
37 ated herein shall also reimburse 29  
38 percent of safety net assistance expendi-  
39 tures, in social services districts with a  
40 population over five million, for emergen-  
41 cy shelter, transportation, or nutrition  
42 payments which the district determines are  
43 necessary to establish or maintain inde-  
44 pendent living arrangements among persons  
45 living with medically diagnosed HIV  
46 infection as defined by the AIDS institute  
47 of the state department of health and who  
48 are homeless or facing homelessness and  
49 for whom no viable and less costly alter-  
50 native to housing is available; provided,  
51 however, that funds appropriated herein  
52 may only be used for such purposes if the  
53 cost of such allowances are not eligible  
54 for reimbursement under medical assistance  
55 or other programs. Funds appropriated  
56 herein shall reimburse 29 percent of safe-

ty net assistance expenditures, in social services districts with a population of five million or fewer, for emergency shelter payments promulgated by the office of temporary and disability assistance which the district determines are necessary to establish or maintain independent living arrangements among persons living with medically diagnosed HIV infection as defined by the AIDS institute of the state department of health and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs. Funds appropriated herein shall reimburse 29 percent of safety net assistance expenditures, in social services districts with a population of five million or fewer, for emergency shelter payments in excess of those promulgated by the office of temporary and disability assistance but not exceeding an amount reasonably approximate to 100 percent of fair market rent, at local option which the district determines are necessary to establish or maintain independent living arrangements among persons living with medically diagnosed HIV infection as defined by the AIDS institute of the State department of health and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs. Such emergency shelter payments shall only be made at local option and in accordance with a plan approved by the office of temporary and disability assistance and the director of the budget. Provided, however, notwithstanding section 153 of the social services law or any other inconsistent provision of law, if necessary funding, as determined by the director of the budget, is secured in a social services district from the medical assistance program by reducing the capitation rates paid to medicaid managed care organizations by the amount of savings resulting from stably housing individuals

1 living with medically diagnosed HIV  
2 infection as defined by the AIDS institute  
3 of the state department of health, the  
4 social services district shall make such  
5 emergency shelter payments in excess of  
6 those promulgated by the office of tempo-  
7 rary and disability assistance but not  
8 exceeding an amount reasonably approximate  
9 to 100 percent of fair market rent, and  
10 the savings shall be used to reimburse 100  
11 percent of the cost of such excess emer-  
12 gency shelter payments for cases reim-  
13 bursed under the safety net assistance or  
14 family assistance programs in social  
15 services districts with a population of  
16 five million or fewer, in accordance with  
17 a plan approved by the office of temporary  
18 and disability assistance and the director  
19 of the budget; provided further that  
20 reimbursement shall be provided to medi-  
21 caid managed care organizations through  
22 adjustments to capitation rates should  
23 actual gross savings not be realized as  
24 determined by the director of the budget.  
25 For persons living with medically diag-  
26 nosed HIV infection as defined by the AIDS  
27 institute of the state department of  
28 health living in social service districts  
29 with a population over five million who  
30 are receiving public assistance, funds  
31 appropriated herein shall be used to reim-  
32 burse 29 percent of the additional rental  
33 costs determined based on limiting such  
34 person's earned and/or unearned income  
35 contribution to 30 percent. For persons  
36 living with medically diagnosed HIV  
37 infection as defined by the AIDS institute  
38 of the state department of health living  
39 in social services districts with a popu-  
40 lation of five million or fewer who are  
41 receiving public assistance, funds appro-  
42 priated herein may be used to reimburse up  
43 to 100 percent of the additional rental  
44 costs determined based on limiting such  
45 person's earned and/or unearned income  
46 contribution to 30 percent. Such payments  
47 of additional rental costs shall only be  
48 made at local option and in accordance  
49 with a plan approved by the office of  
50 temporary and disability assistance and  
51 the director of the budget. Provided,  
52 however, notwithstanding section 153 of  
53 the social services law or any other  
54 inconsistent provision of law, if neces-  
55 sary funding, as determined by the direc-  
56 tor of the budget, is secured in a social

1 services district from the medical assist-  
2 ance program by reducing the capitation  
3 rates paid to medicaid managed care organ-  
4 izations by the amount of savings result-  
5 ing from stably housing individuals living  
6 with medically diagnosed HIV infection as  
7 defined by the AIDS institute of the state  
8 department of health, the social services  
9 district shall make such payments of addi-  
10 tional rental costs, for cases reimbursed  
11 under the safety net assistance and family  
12 assistance program, and the savings shall  
13 be used to reimburse 100 percent of the  
14 cost of the additional rental costs deter-  
15 mined based on limiting such person's  
16 earned and/or unearned income contribution  
17 to 30 percent in social services districts  
18 with a population of five million or  
19 fewer, in accordance with a plan approved  
20 by the office of temporary and disability  
21 assistance and the director of the budget;  
22 provided further that reimbursement shall  
23 be provided to medicaid managed care  
24 organizations through adjustments to capi-  
25 tation rates should actual gross savings  
26 not be realized as determined by the  
27 director of the budget. Amounts appropri-  
28 ated herein may be used to enter into  
29 contracts with persons or entities author-  
30 ized pursuant to subdivision ~~(i)~~ (j) of  
31 section 17 of the social services law  
32 consistent with federal law and require-  
33 ments. Such contracts will be consistent  
34 with subdivision ~~(i)~~ (j) of section 17  
35 of the social services law. Notwithstand-  
36 ing section 153 of the social services law  
37 or any other inconsistent provision of  
38 law, the office may reduce reimbursement  
39 otherwise payable to social services  
40 districts to recover 29 percent of costs  
41 incurred by the office for expenditures  
42 related to subdivision ~~(i)~~ (j) of  
43 section 17 of the social services law.  
44 Such funds are to be available for payment  
45 of aid heretofore accrued or hereafter to  
46 accrue to municipalities. Subject to the  
47 approval of the director of the budget,  
48 such funds shall be available to the  
49 office of temporary and disability assist-  
50 ance net of disallowances, refunds,  
51 reimbursements, and credits, including  
52 those related to title IV-E of the social  
53 security act; and including, but not  
54 limited to, additional federal funds  
55 resulting from any changes in federal cost  
56 allocation methodologies. Notwithstanding

any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance general fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Social services districts shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures by such social services districts for the provision of temporary housing assistance for homeless individuals and families. Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, the office of temporary and disability assistance may withhold or deny reimbursement, in whole or in part, to any social services district that fails to develop or submit a homeless services plan subject to the approval of the office of temporary and disability assistance, fails to provide homeless services and outreach in accordance with its approved homeless services plan, or fails to develop or submit homeless services outcome reports, consistent with those requirements promulgated by the office of temporary and disability assistance. Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible costs incurred on or after January 1, 2023 and before January 1, 2024, that are otherwise reimbursable by the state on or after April 1, 2023, that are claimed by March 1, 2024. Such reimbursement shall constitute total state reimbursement for activities funded herein in state fiscal year 2023-24 (52203) ..... 52,083,000

1 For expenditures for additional state  
2 payments for eligible aged, blind, and  
3 disabled persons related to supplemental  
4 security income and for expenditures made  
5 pursuant to title 8 of article 5 of the  
6 social services law. Such funds are avail-  
7 able for payment of aid heretofore accrued  
8 or hereafter to accrue. Notwithstanding  
9 any inconsistent provision of law, the  
10 amount herein appropriated may be  
11 increased or decreased by interchange with  
12 any other appropriation within the office  
13 of temporary and disability assistance  
14 general fund - local assistance account  
15 with the approval of the director of the  
16 budget, who shall file such approval with  
17 the department of audit and control and  
18 copies thereof with the chairman of the  
19 senate finance committee and the chairman  
20 of the assembly ways and means committee  
21 (52311) ..... 58,333,000

22 Special Revenue Funds - Federal  
23 Federal Health and Human Services Fund  
24 Temporary Assistance for Needy Families Account - 25178

25 For reimbursement of the cost of the family  
26 assistance and the emergency assistance to  
27 families programs. Notwithstanding section  
28 153 of the social services law or any  
29 inconsistent provision of law, funds  
30 appropriated herein shall be provided  
31 without state or local participation  
32 except that for social services districts  
33 with a population of five million or more,  
34 reimbursement will be eighty-five percent.  
35 Funds appropriated herein shall also  
36 include the cost of providing shelter  
37 supplements for family assistance house-  
38 holds at local option, including eligible  
39 households containing a household member  
40 who has been released from prison, in  
41 order to prevent eviction and address  
42 homelessness in accordance with social  
43 services district plans approved by the  
44 office of temporary and disability assist-  
45 ance and the director of the budget,  
46 provided, however, that in social services  
47 districts with a population over five  
48 million no shelter supplements other than  
49 ~~[those to prevent eviction]~~ the family  
50 homelessness and eviction prevention  
51 supplement shall be reimbursed, provided  
52 however funds appropriated herein shall  
53 only be used to reimburse rental costs up  
54 to the maximum rent levels in place as of

January 1, 2021, then adjusted consistent with the annual year-over-year percentage changes in fair market rent, provided, however, in the event of a decrease in fair market rent the value of the maximum rent levels reimbursed with funds appropriated herein shall not decrease and shall be set at the maximum rent levels established during the prior year, and  
further provided that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law. Funds appropriated herein shall also reimburse for family assistance expenditures for emergency shelter, transportation, or nutrition payments which the district determines are necessary to establish or maintain independent living arrangements among persons living with medically diagnosed HIV infection as defined by the AIDS institute of the State department of health and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs. For persons living with medically diagnosed HIV infection as defined by the AIDS institute of the state department of health who are receiving public assistance funds appropriated herein shall not be used to reimburse the additional rental costs determined based on limiting such person's earned and/or unearned income contribution to 30 percent. Amounts appropriated herein may be used to enter into contracts with persons or entities authorized pursuant to subdivision ~~[(i)]~~ (j) of section 17 of the social services law consistent with federal law and requirements. Such contracts will be made consistent with subdivision ~~[(i)]~~ (j) of section 17 of the social services law. Notwithstanding section 153 of the social services law or any other inconsistent provision of law, the office may reduce reimbursement otherwise payable to social services districts to recover the federal share of costs incurred by the office for expenditures related to subdivision ~~[(i)]~~ (j) of section 17 of the social services law. Such funds are to be available for payment of aid heretofore

1 accrued or hereafter to accrue to munici-  
2 palities. Subject to the approval of the  
3 director of the budget, such funds shall  
4 be available to the office of temporary  
5 and disability assistance net of disallow-  
6 ances, refunds, reimbursements, and cred-  
7 its including, but not limited to, addi-  
8 tional federal funds resulting from any  
9 changes in federal cost allocation method-  
10 ologies. Notwithstanding any inconsistent  
11 provision of law, the amount herein appro-  
12 priated may be increased or decreased by  
13 interchange with any other appropriation  
14 within the office of temporary and disa-  
15 bility assistance federal fund - local  
16 assistance account with the approval of  
17 the director of the budget, who shall file  
18 such approval with the department of audit  
19 and control and copies thereof with the  
20 chairman of the senate finance committee  
21 and the chairman of the assembly ways and  
22 means committee. Social services districts  
23 shall be required to report to the office  
24 of temporary and disability assistance on  
25 an annual basis, information, as deter-  
26 mined and requested by the office, related  
27 to services and expenditures for which  
28 reimbursement is sought for providing  
29 temporary housing assistance to homeless  
30 individuals and families. Such information  
31 shall be submitted electronically to the  
32 extent feasible as determined by the  
33 office, and shall be used to evaluate  
34 expenditures by such social services  
35 districts for the provision of temporary  
36 housing assistance for homeless individ-  
37 uals and families. Notwithstanding section  
38 153 of the social services law, or any  
39 other inconsistent provision of law, the  
40 office of temporary and disability assist-  
41 ance may withhold or deny reimbursement,  
42 in whole or in part, to any social  
43 services district that fails to develop or  
44 submit a homeless services plan subject to  
45 the approval of the office of temporary  
46 and disability assistance, fails to  
47 provide homeless services and outreach in  
48 accordance with its approved homeless  
49 services plan, or fails to develop or  
50 submit homeless services outcome reports,  
51 consistent with those requirements promul-  
52 gated by the office of temporary and disa-  
53 bility assistance. Notwithstanding section  
54 153 of the social services law, or any  
55 other inconsistent provision of law, such  
56 appropriation shall be available for

1 reimbursement of eligible costs incurred  
 2 on or after January 1, 2023 and before  
 3 January 1, 2024, that are otherwise reim-  
 4 bursable by the state on or after April 1,  
 5 2023, that are claimed by March 1, 2024.  
 6 Such reimbursement shall constitute total  
 7 federal reimbursement for activities fund-  
 8 ed herein in state fiscal year 2023-24  
 9 (52203) ..... 125,000,000

10 § 9. The amounts specified in this section, or so much thereof as  
 11 shall be sufficient to accomplish the purposes designated, is hereby  
 12 appropriated and authorized to be paid as hereinafter provided, to the  
 13 public officers and for the purposes specified, which amount shall be  
 14 available for the state fiscal year beginning April 1, 2023.

15 DEPARTMENT OF AGRICULTURE AND MARKETS

16 AID TO LOCALITIES

17 AGRICULTURAL BUSINESS SERVICES PROGRAM ..... 348,000  
 18 -----

19 General Fund  
 20 Local Assistance Account - 10000

21 Notwithstanding any law to the contrary, for  
 22 services, expenses and grants, including  
 23 but not limited to (a) the New York state  
 24 veterinary diagnostic laboratory, (b)  
 25 research and development at Cornell  
 26 university, (c) education and outreach at  
 27 Cornell university, (d) the New York farm  
 28 viability institute, (e) the promotion of  
 29 agricultural economic development, and (f)  
 30 agricultural access, education and work-  
 31 force support, pursuant to a plan prepared  
 32 by the commissioner of the department of  
 33 agriculture and markets and approved by  
 34 the director of the budget. Funds hereby  
 35 appropriated shall be available to the  
 36 program net of refunds, rebates,  
 37 reimbursements and credits. All or a  
 38 portion of this appropriation may be  
 39 suballocated to any state department,  
 40 agency, or public authority ..... 348,000  
 41 -----

42 § 10. Section 8 of chapter 121 of the laws of 2023, relating to making  
 43 appropriations for the support of government, as amended by chapter 122  
 44 of the laws of 2023, is amended to read as follows:

45 § 8. The amounts specified in this section, or so much thereof as  
 46 shall be sufficient to accomplish the purposes designated, is hereby  
 47 appropriated and authorized to be paid as hereinafter provided, to the  
 48 public officers and for the purposes specified, which amount shall be  
 49 available for the state fiscal year beginning April 1, 2023.

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES

CENTER FOR COMMUNITY HEALTH PROGRAM ..... [~~19,200,000~~] 35,093,000

General Fund

Local Assistance Account - 10000

For services and expenses related to the  
Indian health program. The moneys hereby  
appropriated shall be for payment of  
financial assistance heretofore accrued or  
hereafter to accrue (26840) ... [~~3,200,000~~]

6,400,000

Special Revenue Funds - Federal

Federal USDA-Food and Nutrition Services Fund

Federal Food and Nutrition Services Account - 25022

For various federal food and nutritional  
services. The moneys hereby appropriated  
shall be available for payment of finan-  
cial assistance heretofore accrued (26986)  
..... [~~16,000,000~~]

19,693,000

[~~MEDICAL ASSISTANCE PROGRAM~~] HEALTH CARE REFORM ACT PROGRAM .. 9,000,000

[~~General Fund~~

~~Local Assistance Account - 10000~~]

Special Revenue Funds - Other

HCRA Resources Fund

HCRA Program Account - 20807

For transfer to health research incorporated  
(HRI) for the AIDS drug assistance  
program, including payments to Ryan White  
centers (29880) ..... 9,000,000

§ 11. Section 10 of chapter 122 of the laws of 2023, relating to  
making appropriations for the support of government, is amended to read  
as follows:

§ 10. The amounts specified in this section, or so much thereof as  
shall be sufficient to accomplish the purposes designated, is hereby  
appropriated and authorized to be paid as hereinafter provided, to the  
public officers and for the purposes specified, which amount shall be  
available for the state fiscal year beginning April 1, 2023.

## DEPARTMENT OF LABOR

## AID TO LOCALITIES

1 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... [~~400,000,000~~] 544,000,000  
2 -----

3 Enterprise Funds  
4 Unemployment Insurance Benefit Fund  
5 Unemployment Insurance Benefit Account - 50650

6 For payment of unemployment insurance bene-  
7 fits pursuant to article 18 of the labor  
8 law or as authorized by the federal  
9 government through the disaster unemploy-  
10 ment assistance program, the emergency  
11 unemployment compensation program, the  
12 extended benefit program, the federal  
13 additional compensation program or any  
14 other federally funded unemployment bene-  
15 fit program (34787) ..... [~~400,000,000~~] 544,000,000

16 § 12. Section 10 of chapter 121 of the laws of 2023, relating to  
17 making appropriations for the support of government, is amended to read  
18 as follows:  
19 § 10. The amount specified in this section, or so much thereof as  
20 shall be sufficient to accomplish the purpose designated, is hereby  
21 appropriated and authorized to be paid as hereinafter provided, to the  
22 public officers and for the purpose specified, which amount shall be  
23 available for the state fiscal year beginning April 1, 2023.

24 DEPARTMENT OF MENTAL HYGIENE

25 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

26 AID TO LOCALITIES

27 COMMUNITY SERVICES PROGRAM ..... [~~173,054,000~~] 177,545,000  
28 -----

29 General Fund  
30 Local Assistance Account - 10000

31 For services and expenses of the community  
32 services program, net of disallowances,  
33 for community programs for people with  
34 developmental disabilities pursuant to  
35 article 41 of the mental hygiene law,  
36 and/or chapter 620 of the laws of 1974,  
37 chapter 660 of the laws of 1977, chapter  
38 412 of the laws of 1981, chapter 27 of the  
39 laws of 1987, chapter 729 of the laws of  
40 1989, chapter 329 of the laws of 1993 and  
41 other provisions of the mental hygiene  
42 law. Notwithstanding any inconsistent  
43 provision of law, the following appropri-  
44 ation shall be net of prior and/or current  
45 year refunds, rebates, reimbursements, and  
46 credits.

1 Notwithstanding any other provision of law,  
2 advances and reimbursement made pursuant  
3 to subdivision (d) of section 41.15 and  
4 section 41.18 of the mental hygiene law  
5 shall be allocated pursuant to a plan and  
6 in a manner prescribed by the agency head  
7 and approved by the director of the budget.  
8 The moneys hereby appropriated are  
9 available to reimburse or advance localities  
10 and voluntary non-profit agencies for  
11 expenditures made during local fiscal  
12 periods commencing January 1, 2022, April  
13 1, 2022 or July 1, 2022, and for advances  
14 for the 3 month period beginning January  
15 1, 2023.

16 Notwithstanding the provisions of article 41  
17 of the mental hygiene law or any other  
18 inconsistent provision of law, rule or  
19 regulation, the commissioner, pursuant to  
20 such contract and in the manner provided  
21 therein, may pay all or a portion of the  
22 expenses incurred by such voluntary agencies  
23 arising out of loans which are funded  
24 from the proceeds of bonds and notes  
25 issued by the dormitory authority of the  
26 state of New York.

27 Notwithstanding any other provision of law,  
28 the money hereby appropriated may be  
29 transferred to state operations and/or any  
30 appropriation of the office for people  
31 with developmental disabilities with the  
32 approval of the director of the budget.

33 Notwithstanding any inconsistent provision  
34 of law, moneys from this appropriation may  
35 be used for state aid of up to 100 percent  
36 of the net deficit costs of day training  
37 programs and family support services.

38 Notwithstanding the provisions of section  
39 16.23 of the mental hygiene law and any  
40 other inconsistent provision of law, with  
41 relation to the operation of certified  
42 family care homes, including family care  
43 homes sponsored by voluntary not-for-profit  
44 agencies, moneys from this appropriation  
45 may be used for payments to purchase  
46 general services including but not limited  
47 to respite providers, up to a maximum of  
48 14 days, at rates to be established by the  
49 commissioner and approved by the director  
50 of the budget in consideration of factors  
51 including, but not limited to, geographic  
52 area and number of clients cared for in  
53 the home and for payment in an amount  
54 determined by the commissioner for the  
55 personal needs of each client residing in  
56 the family care home.

1 Notwithstanding the provisions of subdivi-  
2 sion 12 of section 8 of the state finance  
3 law and any other inconsistent provision  
4 of law, moneys from this appropriation may  
5 be used for expenses of family care homes  
6 including payments to operators of certi-  
7 fied family care homes for damages caused  
8 by clients to personal and real property  
9 in accordance with standards established  
10 by the commissioner and approved by the  
11 director of the budget.

12 Notwithstanding any inconsistent provision  
13 of law, moneys from this appropriation may  
14 be used for appropriate day program  
15 services and residential services includ-  
16 ing, but not limited to, direct housing  
17 subsidies to individuals, start-up  
18 expenses for family care providers, envi-  
19 ronmental modifications, adaptive technol-  
20 ogies, appraisals, property options,  
21 feasibility studies and preoperational  
22 expenses.

23 Notwithstanding any inconsistent provision  
24 of law except pursuant to a chapter of the  
25 laws of 2022 authorizing a 5.4 percent  
26 cost of living adjustment, for the period  
27 commencing on April 1, 2022 and ending  
28 March 31, 2023 the commissioner shall not  
29 apply any other cost of living adjustment  
30 for the purpose of establishing rates of  
31 payments, contracts or any other form of  
32 reimbursement.

33 Notwithstanding section 6908 of the educa-  
34 tion law and any other provision of law,  
35 rule or regulation to the contrary, direct  
36 support staff in programs certified or  
37 approved by the office for people with  
38 developmental disabilities, including the  
39 home and community based services waiver  
40 programs that the office for people with  
41 developmental disabilities is authorized  
42 to administer with federal approval pursu-  
43 ant to subdivision (c) of section 1915 of  
44 the federal social security act, are  
45 authorized to provide such tasks as OPWDD  
46 may specify when performed under the  
47 supervision, training and periodic  
48 inspection of a registered professional  
49 nurse and in accordance with an authorized  
50 practitioner's ordered care.

51 Notwithstanding any other provision of law  
52 to the contrary, and consistent with  
53 section 33.07 of the mental hygiene law,  
54 the directors of facilities licensed but  
55 not operated by the office for people with  
56 developmental disabilities who act as

1 federally-appointed representative payees  
2 and who assume management responsibility  
3 over the funds of a resident may continue  
4 to use such funds for the cost of the  
5 resident's care and treatment, consistent  
6 with federal law and regulations.

7 Funds appropriated herein shall be available  
8 in accordance with the following:

9 Notwithstanding any inconsistent provision  
10 of law, the director of the budget is  
11 authorized to make suballocations from  
12 this appropriation to the department of  
13 health medical assistance program.

14 Notwithstanding any inconsistent provision  
15 of law, and pursuant to criteria estab-  
16 lished by the commissioner of the office  
17 for people with developmental disabilities  
18 and approved by the director of the budg-  
19 et, expenditures may be made from this  
20 appropriation for residential facilities  
21 which are pending recertification as  
22 intermediate care facilities for people  
23 with developmental disabilities.

24 Notwithstanding the provisions of section  
25 41.36 of the mental hygiene law and any  
26 other inconsistent provision of law,  
27 moneys from this appropriation may be used  
28 for payment up to \$250 per year per  
29 client, at such times and in such manner  
30 as determined by the commissioner on the  
31 basis of financial need for the personal  
32 needs of each client residing in voluntary  
33 operated community residences and volun-  
34 tary-operated community residential alter-  
35 natives, including individualized residen-  
36 tial alternatives under the home and  
37 community based services waiver. The  
38 commissioner shall, subject to the  
39 approval of the director of the budget,  
40 alter existing advance payment schedules  
41 for voluntary-operated community resi-  
42 dences established pursuant to section  
43 41.36 of the mental hygiene law. Notwith-  
44 standing any inconsistent provision of law  
45 moneys from this appropriation may be used  
46 for the operation of clinics licensed  
47 pursuant to article 16 of the mental  
48 hygiene law including, but not limited to,  
49 supportive and habilitative services  
50 consistent with the home and community  
51 based services waiver. Notwithstanding  
52 sections 112 and 163 of the state finance  
53 law and section 142 of the economic devel-  
54 opment law, or any other inconsistent  
55 provision of law, funds appropriated to  
56 the department of health in accordance

1 with a schedule based upon approved Medi-  
2 caid claims for eligible home and communi-  
3 ty-based services, or other approved  
4 services as defined in section nine thou-  
5 sand eight hundred and seventeen of the  
6 American rescue plan act of 2021, from  
7 April 1, 2021 through March 31, 2023 and  
8 made available by the department of health  
9 via sub-allocation or transfer of up to  
10 \$740,000,000 may be allocated and distrib-  
11 uted by the commissioner of the office for  
12 people with developmental disabilities,  
13 subject to approval of the director of the  
14 budget, without a competitive bid or  
15 request for proposal process for the  
16 services and expenses of qualified appli-  
17 cants. All awards will be granted utiliz-  
18 ing criteria established by the commis-  
19 sioner of the office for people with  
20 developmental disabilities to strengthen  
21 and enhance home and community-based  
22 services consistent with the American  
23 rescue plan act of 2021.

24 For the state share of medical assistance  
25 services expenses incurred by the depart-  
26 ment of health for the provision of  
27 medical assistance services to people with  
28 developmental disabilities (37835) ..... 152,106,000

29 For services and expenses of the community  
30 services program, net of disallowances,  
31 for community programs for people with  
32 developmental disabilities pursuant to  
33 article 41 of the mental hygiene law,  
34 and/or chapter 620 of the laws of 1974,  
35 chapter 660 of the laws of 1977, chapter  
36 412 of the laws of 1981, chapter 27 of the  
37 laws of 1987, chapter 729 of the laws of  
38 1989, chapter 329 of the laws of 1993 and  
39 other provisions of the mental hygiene  
40 law. Notwithstanding any inconsistent  
41 provision of law, the following appropri-  
42 ation shall be net of prior and/or current  
43 year refunds, rebates, reimbursements, and  
44 credits.

45 Notwithstanding any other provision of law,  
46 advances and reimbursement made pursuant  
47 to subdivision (d) of section 41.15 and  
48 section 41.18 of the mental hygiene law  
49 shall be allocated pursuant to a plan and  
50 in a manner prescribed by the agency head  
51 and approved by the director of the budg-  
52 et. The moneys hereby appropriated are  
53 available to reimburse or advance locali-  
54 ties and voluntary non-profit agencies for  
55 expenditures made during local fiscal  
56 periods commencing January 1, 2022, April

1 1, 2022 or July 1, 2022, and for advances  
2 for the 3 month period beginning January  
3 1, 2023.

4 Notwithstanding the provisions of article 41  
5 of the mental hygiene law or any other  
6 inconsistent provision of law, rule or  
7 regulation, the commissioner, pursuant to  
8 such contract and in the manner provided  
9 therein, may pay all or a portion of the  
10 expenses incurred by such voluntary agen-  
11 cies arising out of loans which are funded  
12 from the proceeds of bonds and notes  
13 issued by the dormitory authority of the  
14 state of New York.

15 Notwithstanding any other provision of law,  
16 the money hereby appropriated may be  
17 transferred to state operations and/or any  
18 appropriation of the office for people  
19 with developmental disabilities with the  
20 approval of the director of the budget.

21 Notwithstanding any inconsistent provision  
22 of law, moneys from this appropriation may  
23 be used for state aid of up to 100 percent  
24 of the net deficit costs of day training  
25 programs and family support services.

26 Notwithstanding the provisions of section  
27 16.23 of the mental hygiene law and any  
28 other inconsistent provision of law, with  
29 relation to the operation of certified  
30 family care homes, including family care  
31 homes sponsored by voluntary not-for-pro-  
32 fit agencies, moneys from this appropri-  
33 ation may be used for payments to purchase  
34 general services including but not limited  
35 to respite providers, up to a maximum of 5  
36 days, at rates to be established by the  
37 commissioner and approved by the director  
38 of the budget in consideration of factors  
39 including, but not limited to, geographic  
40 area and number of clients cared for in  
41 the home and for payment in an amount  
42 determined by the commissioner for the  
43 personal needs of each client residing in  
44 the family care home.

45 Notwithstanding the provisions of subdivi-  
46 sion 12 of section 8 of the state finance  
47 law and any other inconsistent provision  
48 of law, moneys from this appropriation may  
49 be used for expenses of family care homes  
50 including payments to operators of certi-  
51 fied family care homes for damages caused  
52 by clients to personal and real property  
53 in accordance with standards established  
54 by the commissioner and approved by the  
55 director of the budget.

1 Notwithstanding any inconsistent provision  
2 of law, moneys from this appropriation may  
3 be used for appropriate day program  
4 services and residential services includ-  
5 ing, but not limited to, direct housing  
6 subsidies to individuals, start-up  
7 expenses for family care providers, envi-  
8 ronmental modifications, adaptive technol-  
9 ogies, appraisals, property options,  
10 feasibility studies and preoperational  
11 expenses.

12 Notwithstanding any inconsistent provision  
13 of law except pursuant to a chapter of the  
14 laws of 2021 authorizing a 5.4 percent  
15 cost of living adjustment, for the period  
16 commencing on April 1, 2022 and ending  
17 March 31, 2023 the commissioner shall not  
18 apply any other cost of living adjustment  
19 for the purpose of establishing rates of  
20 payments, contracts or any other form of  
21 reimbursement.

22 Notwithstanding section 6908 of the educa-  
23 tion law and any other provision of law,  
24 rule or regulation to the contrary, direct  
25 support staff in programs certified or  
26 approved by the office for people with  
27 developmental disabilities, including the  
28 home and community based services waiver  
29 programs that the office for people with  
30 developmental disabilities is authorized  
31 to administer with federal approval pursu-  
32 ant to subdivision (c) of section 1915 of  
33 the federal social security act, are  
34 authorized to provide such tasks as the  
35 office for people with developmental disa-  
36 bilities may specify when performed under  
37 the supervision, training and periodic  
38 inspection of a registered professional  
39 nurse and in accordance with an authorized  
40 practitioner's ordered care.

41 Notwithstanding any other provision of law  
42 to the contrary, and consistent with  
43 section 33.07 of the mental hygiene law,  
44 the directors of facilities licensed but  
45 not operated by the office for people with  
46 developmental disabilities who act as  
47 federally-appointed representative payees  
48 and who assume management responsibility  
49 over the funds of a resident may continue  
50 to use such funds for the cost of the  
51 resident's care and treatment, consistent  
52 with federal law and regulations.

53 For services and expenses related to provid-  
54 ing health care and mental hygiene worker  
55 bonuses.

1 Funds appropriated herein shall be available  
2 in accordance with the following:

3 Notwithstanding any other provision of law  
4 to the contrary, funds appropriated herein  
5 are available to reimburse in- and out-of-  
6 state private residential schools, pursu-  
7 ant to subdivision (c) of section 13.37-a  
8 and subdivision (g) of section 13.38 of  
9 the mental hygiene law, for costs of  
10 supporting the residential and day program  
11 services available to individuals who are  
12 over the age of 21 years of age, provided  
13 that the amount paid for residential  
14 services and/or maintenance costs is net  
15 of any supplemental security income bene-  
16 fit to which the individual receiving  
17 services is eligible, and provided further  
18 that funding for nonresidential services  
19 will be in an amount not to exceed the  
20 maximum reimbursement for appropriate day  
21 services delivered by the office for  
22 people with developmental disabilities  
23 certified or approved providers other than  
24 in- and out-of-state private residential  
25 schools, unless otherwise authorized by  
26 the director of the budget.

27 Notwithstanding section 163 of the state  
28 finance law, section 142 of the economic  
29 development law, and article 41 of the  
30 mental hygiene law, the commissioner of  
31 the office for people with developmental  
32 disabilities may make the funds appropri-  
33 ated herein available as state aid, a loan  
34 or a grant, pursuant to terms and condi-  
35 tions established by the commissioner of  
36 the office for people with developmental  
37 disabilities, to cover a portion of the  
38 development costs of private, public  
39 and/or non-profit organizations, including  
40 corporations and partnerships established  
41 pursuant to the private housing finance  
42 law and/or any other statutory provisions,  
43 for supportive housing units that have  
44 been set aside for individuals with intel-  
45 lectual and developmental disabilities.  
46 Further, the office for people with devel-  
47 opmental disabilities shall have a lien on  
48 the real property developed with such  
49 state aid, loans or grants, which shall be  
50 in the amount of the loan or grant, for a  
51 maximum term of 30 years, or other longer  
52 term consistent with the requirements of  
53 another regulatory agency.

54 For services and expenses related to the  
55 provision of residential services to

1	people with developmental disabilities	
2	(37802) .....	<del>[11,880,000]</del> <u>14,427,000</u>
3	For services and expenses related to the	
4	provision of day program services to	
5	people with developmental disabilities	
6	(37803) .....	<del>[2,674,000]</del> <u>3,247,000</u>
7	For services and expenses related to the	
8	provision of family support services to	
9	people with developmental disabilities	
10	(37804) .....	<del>[3,732,000]</del> <u>4,533,000</u>
11	For services and expenses related to the	
12	provision of workshop, day training and	
13	employment services to people with devel-	
14	opmental disabilities. Notwithstanding any	
15	other provision of law, up to \$800,000 of	
16	this appropriation may be transferred to	
17	the New York State Education Departments'	
18	Adult Career and Continuing Education	
19	Services - Vocational Rehabilitation	
20	(ACCES-VR) program to support the Long-	
21	Term Sheltered Employment program operated	
22	by FEDCAP Rehabilitation Services, Inc.	
23	(37805) .....	<del>[2,154,000]</del> <u>2,616,000</u>
24	For other services and expenses provided to	
25	people with developmental disabilities	
26	including but not limited to hepatitis B,	
27	care at home waiver, epilepsy services,	
28	Special Olympics New York, Inc. and volun-	
29	tary fingerprinting (37806) .....	<del>[508,000]</del> <u>616,000</u>
30	-----	

31 § 13. The amounts specified in this section, or so much thereof as  
 32 shall be sufficient to accomplish the purposes designated, is hereby  
 33 appropriated and authorized to be paid as hereinafter provided, to the  
 34 public officers and for the purposes specified, which amount shall be  
 35 available for the state fiscal year beginning April 1, 2023.

36 DEPARTMENT OF STATE

37 AID TO LOCALITIES

38 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM ..... 541,000  
 39 -----

40 Special Revenue Funds - Federal  
 41 Federal Health and Human Services Fund  
 42 Federal Health and Human Services Account - 25127

43 For allocations from the community services  
 44 block grant to community action agencies  
 45 and other eligible entities, including  
 46 suballocation to other state departments  
 47 and agencies provided however, each recip-  
 48 ient of funds from this appropriation  
 49 shall not be required to secure a local  
 50 share equivalent (51019) ..... 541,000

1

-----

2     § 14. No expenditure may be made from any appropriation in this act,  
3 until a certificate of approval has been issued by the director of the  
4 budget and a copy of such certificate shall have been filed with the  
5 state comptroller, the chairman of the senate finance committee and the  
6 chairman of the assembly ways and means committee provided, however,  
7 that any expenditures from any appropriation in this act made by the  
8 legislature or judiciary shall not require such certificate.

9     § 15. All expenditures and disbursements made against the appropri-  
10 ations in this act shall, upon final action by the legislature on appro-  
11 priation bills submitted by the governor pursuant to article VII of the  
12 state constitution for the support of government for the state fiscal  
13 year beginning April 1, 2023, be transferred by the comptroller as  
14 expenditures and disbursements to such appropriations for all state  
15 departments and agencies, as applicable, in amounts equal to the amounts  
16 charged against the appropriations in this act for each such department,  
17 agency, and the legislature and the judiciary.

18     § 16. Severability clause. If any clause, sentence, paragraph, subdi-  
19 vision, section or part of this act shall be adjudged by any court of  
20 competent jurisdiction to be invalid, such judgment shall not affect,  
21 impair, or invalidate the remainder thereof, but shall be confined in  
22 its operation to the clause, sentence, paragraph, subdivision, section  
23 or part thereof directly involved in the controversy in which such judg-  
24 ment shall have been rendered. It is hereby declared to be the intent of  
25 the legislature that this act would have been enacted even if such  
26 invalid provisions had not been included herein.

27     § 17. This act shall take effect immediately and shall be deemed to  
28 have been in full force and effect on and after April 1, 2023; provided,  
29 however, that upon the transfer of expenditures and disbursements by the  
30 comptroller as provided in section fifteen of this act, the appropri-  
31 ations made by this act and subject to such section shall be deemed  
32 repealed.