

STATE OF NEW YORK

9851

IN ASSEMBLY

April 15, 2024

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 111 of the laws of 2024, relating to making appropriations for the support of government, in relation thereto; to amend chapter 113 of the laws of 2024, relating to making appropriations for the support of government, in relation thereto; and to amend chapter 114 of the laws of 2024, 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:

Section 1. Legislative intent. The legislature hereby finds and declares that the enactment of these appropriations provides sufficient authority to the comptroller for the purpose of making payments for the purposes described herein until such time as appropriation bills submitted by the governor pursuant to article VII of the state constitution for the support of government for the state fiscal year beginning April 1, 2024 are enacted.

§ 2. Section 2 of chapter 111 of the laws of 2024, relating to making appropriations for the support of government, as amended by chapter 115 of the laws of 2024, is amended to read as follows:

§ 2. 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 purpose specified, which amount shall be available for the state fiscal year beginning April 1, 2024.

ALL STATE DEPARTMENTS AND AGENCIES

For the purpose of making payments for personal service, including liabilities incurred prior to April 1, 2024, on the payrolls scheduled to be paid during the

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

LBD12034-01-4

period April 1 through April [~~15~~] 18, 2024
to state officers and employees of the
executive branch, including the governor,
lieutenant governor, comptroller, and
attorney general, and to employees of the
legislature. This appropriation also
includes funding for payment of health
care and mental hygiene bonuses to eligi-
ble state employees, and payments for
services performed by mentally ill or
developmentally disabled persons who are
employed in state-operated special employ-
ment, work-for-pay or sheltered workshop
programs [~~475,000,000~~] 709,500,000

§ 3. Section 3 of chapter 111 of the laws of 2024, relating to making
appropriations for the support of government, as amended by chapter 115
of the laws of 2024, is amended to read as follows:

§ 3. The amount specified in this section, or so much thereof as shall
be sufficient to accomplish the purpose designated, is hereby appropri-
ated and authorized to be paid as hereinafter provided, to the public
officers and for the purpose specified, which amount shall be available
for the state fiscal year beginning April 1, 2024.

ALL STATE DEPARTMENTS AND AGENCIES

For the payment of state operations non
personal service liabilities to the execu-
tive branch, including the comptroller,
and the attorney general, and legislature,
incurred in the ordinary course of busi-
ness, during the period April 1 through
April [~~15~~] 18, 2024, pursuant to existing
state law and for purposes for which the
legislature authorized the expenditure of
moneys during the 2023-2024 state fiscal
year; 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 2023-2024 state
fiscal year shall have ceased to have
force and effect 32,000,000

§ 4. Section 4 of chapter 111 of the laws of 2024, relating to making
appropriations for the support of government, as amended by chapter 113
of the laws of 2024, 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, 2024.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

GENERAL STATE CHARGES

STATE OPERATIONS

GENERAL STATE CHARGES [~~45,650,000~~] 62,420,000

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 [~~44,550,000~~] 60,570,000

Project Schedule

PROJECT	AMOUNT
-----	-----
For the state's contribution to the social security contribution fund	
..... [44,000,000]	<u>60,000,000</u>
For the state's share of contributions to the voluntary defined contribution plan made on behalf of eligible employees pursuant to chapter 18 of the laws of 2012 who elect to participate in such plan and who are not otherwise eligible to participate in the SUNY optional retirement program	
..... [550,000]	<u>570,000</u>
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Project schedule total ..	
..... [44,550,000]	<u>60,570,000</u>
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For the payment of the metropolitan commuter transportation mobility tax pursuant to article 23 of the tax law as added by chapter 25 of the laws of 2009 on behalf of the state employees employed in the metropolitan commuter transportation district [~~1,100,000~~] 1,850,000

1

2 § 5. Section 4 of chapter 114 of the laws of 2024, relating to making
3 appropriations for the support of government, as amended by chapter 115
4 of the laws of 2024, is amended to read as follows:

5 § 4. The amounts specified in this section, or so much thereof as
6 shall be sufficient to accomplish the purposes designated, is hereby
7 appropriated and authorized to be paid as hereinafter provided, to the
8 public officers and for the purposes specified, which amount shall be
9 available for the state fiscal year beginning April 1, 2024.

10

JUDICIARY

11 For the purpose of making payments for
12 personal service, including liabilities
13 incurred prior to April 1, 2024, on the
14 payrolls scheduled to be paid during the
15 period April 1 through April [~~15~~ 18, 2024
16 to officers and employees of the judiciary .. 80,000,000

17 For the payment of state operations nonper-
18 sonal service liabilities, the sum of
19 seventeen million dollars (\$17,000,000),
20 or so much thereof as shall be sufficient
21 to accomplish the purpose designated, is
22 hereby appropriated to the judiciary out
23 of any moneys in the general fund or other
24 funds to the credit of the state purposes
25 account not otherwise appropriated. The
26 comptroller is hereby authorized and
27 directed to utilize this appropriation for
28 the purpose of making payments for non-
29 personal service liabilities incurred by
30 the judiciary from April 1 through April
31 [~~15~~ 18, 2024 17,000,000

32 For the payment of aid to localities liabil-
33 ities, the sum of twelve million five
34 hundred thousand dollars (\$12,500,000), or
35 so much thereof as shall be sufficient to
36 accomplish the purpose designated, is
37 hereby appropriated to the judiciary out
38 of any moneys in the general fund or other
39 funds to the credit of the state purposes
40 account not otherwise appropriated. The
41 comptroller is hereby authorized and
42 directed to utilize this appropriation for
43 the purpose of making payments for aid to
44 localities liabilities incurred by the
45 judiciary from April 1 through April [~~15~~
46 18, 2024 12,500,000

47 For the payment of employee fringe benefit
48 programs including, but not limited to,
49 the judiciary's contributions to the
50 health insurance fund, the employees'
51 retirement system pension accumulation
52 fund, the social security contribution
53 fund, employee benefit fund programs, the

1 dental insurance plan, the vision care
2 plan, the unemployment insurance fund, and
3 for workers' compensation benefits, the
4 sum of sixty-seven million dollars
5 (\$67,000,000), or so much thereof as shall
6 be sufficient to accomplish the purpose
7 designated, is hereby appropriated to the
8 judiciary out of any moneys in the general
9 fund or other funds to the credit of the
10 state purposes account not otherwise
11 appropriated. The comptroller is hereby
12 authorized and directed to utilize this
13 appropriation for the purpose of making
14 payments for employee fringe benefit
15 liabilities incurred by the judiciary from
16 April 1 through April ~~15~~ 18, 2024 67,000,000
17 -----

18 § 6. Section 5 of chapter 111 of the laws of 2024, relating to making
19 appropriations for the support of government, as amended by chapter 115
20 of the laws of 2024, is amended to read as follows:

21 § 5. The amounts specified in this section, or so much thereof as
22 shall be sufficient to accomplish the purposes designated, is hereby
23 appropriated and authorized to be paid as hereinafter provided, to the
24 public officers and for the purposes specified, which amount shall be
25 available for the state fiscal year beginning April 1, 2024.

26 DEPARTMENT OF HEALTH

27 AID TO LOCALITIES

28 CENTER FOR COMMUNITY HEALTH PROGRAM [~~22,450,000~~] 25,660,000
29 -----

30 General Fund

31 Local Assistance Account - 10000

32 For services and expenses related to the
33 Indian health program. The moneys hereby
34 appropriated shall be for payment of
35 financial assistance heretofore accrued or
36 hereafter to accrue (26840) 6,400,000
37 -----

38 Special Revenue Funds - Federal

39 Federal USDA-Food and Nutrition Services Fund

40 Federal Food and Nutrition Services Account - 25022

41 For various federal food and nutritional
42 services. The moneys hereby appropriated
43 shall be available for payment of finan-
44 cial assistance heretofore accrued (26986)
45 [~~16,050,000~~] 19,260,000
46 -----

§ 7. Section 6 of chapter 111 of the laws of 2024, relating to making appropriations for the support of government, as amended by chapter 115 of the laws of 2024, 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, 2024.

DEPARTMENT OF LABOR

AID TO LOCALITIES

UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~405,000,000~~] 570,000,000

Enterprise Funds

Unemployment Insurance Benefit Fund

Unemployment Insurance Benefit Account - 50650

For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program, the emergency unemployment compensation program, the extended benefit program, the federal additional compensation program or any other federally funded unemployment benefit program (34787) [~~405,000,000~~] 570,000,000

§ 8. Section 7 of chapter 113 of the laws of 2024, relating to making appropriations for the support of government, as amended by chapter 115 of the laws of 2024, 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, 2024.

DEPARTMENT OF VETERANS' SERVICES

AID TO LOCALITIES

BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000

General Fund

Local Assistance Account - 10000

For payment of annuities to blind veterans and eligible surviving spouses. Up to \$15,000 of this appropriation may be transferred to state operations for admin-

1	istrative costs associated with this	
2	program (54606)	385,000
3		-----
4	VETERANS' BENEFITS ADVISING PROGRAM	[210,000]
5		-----
6	Special Revenue Funds - Other	
7	Homeless Veterans Assistance Fund	
8	Homeless Veterans Assistance Account - 20204	
9	For services and expenses related to home-	
10	less veterans' housing, including liabil-	
11	ities incurred prior to April 5, 2024	
12	[210,000]
13		-----
		252,000

14 § 9. No expenditure may be made from any appropriation in this act,
15 until a certificate of approval has been issued by the director of the
16 budget and a copy of such certificate shall have been filed with the
17 state comptroller, the chairman of the senate finance committee and the
18 chairman of the assembly ways and means committee provided, however,
19 that any expenditures from any appropriation in this act made by the
20 legislature or judiciary shall not require such certificate.

21 § 10. All expenditures and disbursements made against the appropri-
22 ations in this act shall, upon final action by the legislature on appro-
23 priation bills submitted by the governor pursuant to article VII of the
24 state constitution for the support of government for the state fiscal
25 year beginning April 1, 2024, be transferred by the comptroller as
26 expenditures and disbursements to such appropriations for all state
27 departments and agencies, as applicable, in amounts equal to the amounts
28 charged against the appropriations in this act for each such department,
29 agency, and the legislature and the judiciary.

30 § 11. Severability clause. If any clause, sentence, paragraph, subdivi-
31 sion, section or part of this act shall be adjudged by any court of
32 competent jurisdiction to be invalid, such judgment shall not affect,
33 impair, or invalidate the remainder thereof, but shall be confined in
34 its operation to the clause, sentence, paragraph, subdivision, section
35 or part thereof directly involved in the controversy in which such judg-
36 ment shall have been rendered. It is hereby declared to be the intent of
37 the legislature that this act would have been enacted even if such
38 invalid provisions had not been included herein.

39 § 12. This act shall take effect immediately and shall be deemed to
40 have been in full force and effect on and after April 1, 2024; provided,
41 however, that upon the transfer of expenditures and disbursements by the
42 comptroller as provided in section ten of this act, the appropriations
43 made by this act and subject to such section shall be deemed repealed.