

STATE OF NEW YORK

9852

IN ASSEMBLY

April 18, 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 116 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.

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period April 1 through April [~~18~~ 19, 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 eligible state employees, and payments for services performed by mentally ill or developmentally disabled persons who are employed in state-operated special employment, work-for-pay or sheltered workshop programs 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 116 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 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 payment of state operations non personal service liabilities to the executive branch, including the comptroller, and the attorney general, and legislature, incurred in the ordinary course of business, during the period April 1 through April [~~18~~ 19, 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 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 2023-2024 state fiscal year shall have ceased to have force and effect 32,000,000

§ 4. Section 4 of chapter 114 of the laws of 2024, relating to making appropriations for the support of government, as amended by chapter 116 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.

JUDICIARY

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 period April 1 through April ~~18~~ 19, 2024 to officers and employees of the judiciary .. 80,000,000

For the payment of state operations nonpersonal service liabilities, the sum of seventeen million dollars (\$17,000,000), 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 ~~18~~ 19, 2024 17,000,000

For the payment of aid to localities liabilities, the sum of twelve million five hundred thousand dollars (\$12,500,000), 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 aid to localities liabilities incurred by the judiciary from April 1 through April ~~18~~ 19, 2024 12,500,000

For the payment of employee fringe benefit programs including, but not limited to, the judiciary's contributions to the health insurance fund, the employees' retirement system pension accumulation fund, the social security contribution fund, employee benefit fund programs, the dental insurance plan, the vision care plan, the unemployment insurance fund, and for workers' compensation benefits, the sum of sixty-seven million dollars (\$67,000,000), or so much thereof as shall

1 be sufficient to accomplish the purpose
 2 designated, is hereby appropriated to the
 3 judiciary out of any moneys in the general
 4 fund or other funds to the credit of the
 5 state purposes account not otherwise
 6 appropriated. The comptroller is hereby
 7 authorized and directed to utilize this
 8 appropriation for the purpose of making
 9 payments for employee fringe benefit
 10 liabilities incurred by the judiciary from
 11 April 1 through April ~~18~~ 19, 2024 67,000,000
 12 -----

13 § 5. Section 5 of chapter 111 of the laws of 2024, relating to making
 14 appropriations for the support of government, as amended by chapter 116
 15 of the laws of 2024, is amended to read as follows:

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

21 DEPARTMENT OF HEALTH

22 AID TO LOCALITIES

23 CENTER FOR COMMUNITY HEALTH PROGRAM ~~25,660,000~~ 26,730,000
 24 -----

25 General Fund

26 Local Assistance Account - 10000

27 For services and expenses related to the
 28 Indian health program. The moneys hereby
 29 appropriated shall be for payment of
 30 financial assistance heretofore accrued or
 31 hereafter to accrue (26840) 6,400,000
 32 -----

33 Special Revenue Funds - Federal

34 Federal USDA-Food and Nutrition Services Fund

35 Federal Food and Nutrition Services Account - 25022

36 For various federal food and nutritional
 37 services. The moneys hereby appropriated
 38 shall be available for payment of finan-
 39 cial assistance heretofore accrued (26986)
 40~~19,260,000~~ 20,330,000
 41 -----

42 § 6. Section 6 of chapter 111 of the laws of 2024, relating to making
 43 appropriations for the support of government, as amended by chapter 116
 44 of the laws of 2024, is amended to read as follows:

45 § 6. 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

1 public officers and for the purposes specified, which amount shall be
2 available for the state fiscal year beginning April 1, 2024.

3 DEPARTMENT OF LABOR

4 AID TO LOCALITIES

5 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~570,000,000~~] 585,000,000
6 -----

7 Enterprise Funds

8 Unemployment Insurance Benefit Fund

9 Unemployment Insurance Benefit Account - 50650

10 For payment of unemployment insurance bene-
11 fits pursuant to article 18 of the labor
12 law or as authorized by the federal
13 government through the disaster unemploy-
14 ment assistance program, the emergency
15 unemployment compensation program, the
16 extended benefit program, the federal
17 additional compensation program or any
18 other federally funded unemployment bene-
19 fit program (34787) [~~570,000,000~~] 585,000,000
20 -----

21 § 7. Section 7 of chapter 113 of the laws of 2024, relating to making
22 appropriations for the support of government, as amended by chapter 116
23 of the laws of 2024, is amended to read as follows:

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

29 DEPARTMENT OF VETERANS' SERVICES

30 AID TO LOCALITIES

31 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000
32 -----

33 General Fund

34 Local Assistance Account - 10000

35 For payment of annuities to blind veterans
36 and eligible surviving spouses. Up to
37 \$15,000 of this appropriation may be
38 transferred to state operations for admin-
39 istrative costs associated with this
40 program (54606) 385,000
41 -----

42 VETERANS' BENEFITS ADVISING PROGRAM [~~252,000~~] 266,000
43 -----

1 Special Revenue Funds - Other
2 Homeless Veterans Assistance Fund
3 Homeless Veterans Assistance Account - 20204

4 For services and expenses related to home-
5 less veterans' housing, including liabil-
6 ities incurred prior to April 5, 2024
7 [~~252,000~~] 266,000
8 -----

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

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

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

34 § 11. This act shall take effect immediately and shall be deemed to
35 have been in full force and effect on and after April 1, 2024; provided,
36 however, that upon the transfer of expenditures and disbursements by the
37 comptroller as provided in section nine of this act, the appropriations
38 made by this act and subject to such section shall be deemed repealed.