Senate Resolution No. 555

BY: Senator STEWART-COUSINS

RESOLUTION in response to the 2023-2024 Executive Budget submission (Legislative Bills S.4000-A, S.4001, S.4002, S.4003-A, S.4004-A, S.4005-A, S.4006-A, S.4007-A, S.4008-A, S.4009-A) to be adopted as legislation expressing the position of the New York State Senate relating to the 2023-2024 New York State Budget

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

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

WHEREAS, The Senate Finance Committee has conducted an extensive study and review of the Governor's 2023-2024 Executive Budget submission and has recommended proposed amendments to such Budget submission in the above referenced Legislative Bills and Report on the Executive Budget; and

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

WHEREAS, An extensive study and review of the Governor's 2023-2024 Executive Budget submission has revealed that the construction of the budget bills submitted to the Legislature by the Governor constrains the Legislature in its ability to fully effectuate its intent in amending the Governor's budget submission; and

WHEREAS, The Senate has amended the Governor's 2023-2024 Executive Budget submission to the fullest extent possible within the authority provided to it pursuant to Section 4 of Article VII of the New York State Constitution; and

WHEREAS, The Senate, in addition to the Governor's 2023-2024 Executive Budget submission bills as amended by the Senate in the above referenced legislative bills, does hereby provide its recommendations as to provisions in the Governor's 2023-2024 Executive Budget submission which reflect those items the Senate is constrained from effectuating as amendments to the 2023-2024 Executive Budget appended hereto; and

WHEREAS, It is the intent of the Senate that upon the passage of the Governor's 2023-2024 Executive Budget submission as amended by the

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

RESOLVED, That the above referenced Legislative Bills be and are incorporated as part of this resolution and are hereby adopted as the New York State Senate's budget proposal for the 2023-2024 New York State Budget.

REPORT ON THE AMENDED EXECUTIVE BUDGET

ALL STATE AGENCIES AND OPERATIONS

Adirondack Park Agency

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $6.3 million.

Aging, Office for the

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $12.8 million.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive All Funds recommendation of $291 million as follows:
  - Adds $15 million to support Community Services for the Elderly Program.
  - Adds $13 million to support an 8.5 percent Cost of Living Adjustment.
  - Adds $5 million to support Guardianship providers services.
  - Adds $3 million to support Naturally Occurring Retirement Community (NORC) and Neighborhood NORC Programs.
  - Adds $2 million to support the Long Term Care Ombudsman Program.
  - Adds $1.9 million to support Legislative Grants, including $900,000 to support a restoration of prior year Legislative Grants.
  - Adds $1.6 million to support the Holocaust Survivors Initiative, including $700,000 to support a restoration of prior year Senate Legislative Grants.

Article VII Proposal (S.4007-B)
* PART G -- The Senate accepts the Executive proposal to lower the income threshold for private pay protocols for Area Agencies on Aging from 400 percent of the Federal Poverty Level to 250 percent to allow more seniors the option of accessing and receiving services via private payment.

* PART Z -- The Senate modifies the Executive proposal requiring assisted living residences to report to the Department of Health on quality measures which the Department will use to grant an advanced standing classification by omitting the provisions related to modified inspection schedules for facilities with advanced standing classification or that obtain accreditation from a nationally recognized accreditor.

Agriculture and Markets, Department of

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $182.5 million.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $67.9 million as follows:
  - o Restores:
    - -$4 million for socially and economically disadvantaged farmers.
    - -$1 million for beginning farmer.
    - -$481,000 for the Cornell Vet Diagnostic Lab.
    - -$300,000 for Cornell hops breeding research.
    - -$250,000 for the pro-dairy climate specialist.
    - -$199,000 for Cornell farm labor specialist.
    - -$100,000 for the John May farm safety fund.
    - -$100,000 for Black Farmers United.
    - -$75,000 for Cornell maple research.
    - -$75,000 for Cornell vegetable research.
    - -$75,000 for the Maple Producers Association.
    - -$50,000 for Cornell concord grape research.
    - -$50,000 for Cornell Geneva barley experimentation.
    - -$50,000 for Empire Sheep producers.
    - -$50,000 for the Hop Growers of New York.
    - -$20,000 for Cornell onion research.
    - -$20,000 for Teens for Food Justice.
  - o Provides Additional:
    - -$1.5 million for the Farm Viability Institute.
    - -$1 million for Cornell to study the ecological impacts of agrivoltaics.
    - -$850,000 for the Farmland for a New Generation program.
    - -$517,000 for the Apple Growers Association.
    - -$500,000 for the Cornell livestock systems team.
    - -$500,000 for Grow NYC.
    - -$200,000 for the Northeast Organic Farmers Association.
    - -$200,000 for the Turfgrass Environmental Stewardship Fund.
    - -$125,000 for the Wine and Grape Foundation.
    - -$100,000 for the Cannabis Growers Association.
    - -$74,000 for the Cider Association.
    - -$24,000 for the Brewers Association.
    - -$24,000 for the Distillers Guild.

Capital Projects (S.4004-B)
* The Senate modifies the Executive recommendation of $46.6 million as

follows:
- o Restores:
  - -$5 million for Cornell Climate Adaptive Farms.
  - -$5 million for local fairs.
  - -$3 million for the companion animal fund.
- o Adds:
  - -$1 million for a Hudson Valley research lab.
  - -$465,000 for Grow NYC for a Regional Food Hub in Hunts Point.

Article VII Proposal (S.4008-B)
* PART OO -- The Senate modifies the Executive proposal to authorize local governments, school districts, and BOCES to purchase up to $250,000 of food grown, produced, or harvested in New York without a formal competitive process by adding language to direct New York State agencies and related entities to increase the percentage of food they source from New York producers to 30 percent (amended version of S.3125).

Alcoholic Beverage Control, Division of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $5 million, a decrease of $45 million or 90 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive All Funds recommendation of $78.2 million, an increase of $15.8 million or 25.2 percent from SFY 2022-23 levels.

Article VII Proposals (S.4005-B)
* PART K -- The Senate intentionally omits the Executive proposal requiring the State Liquor Authority to draft and post a technical rewrite of the Alcoholic Beverage Control Law and anticipates reviewing SLA's language when it is presented to the Legislature.
* PART L -- The Senate modifies the Executive proposal to create a new wholesale temporary permit by lengthening the duration of such permits.
* PART M -- The Senate intentionally omits the Executive proposal to grant automatic approvals for applications for corporate changes that do not violate the Alcoholic Beverage Control Law.
* PART N -- The Senate intentionally omits the Executive proposal to allow license applicants to notify municipalities of their application on the same day they apply.
* PART O -- The Senate modifies the Executive proposal to permanently extend and amend the temporary retail permit program by omitting language that would have expanded the eligible locations in New York City and limiting the increase in the length of extension to applications for locations outside New York City.

Addiction Services and Supports, Office of

State Operations (S.4000-B)
* The Senate concurs with the All Funds recommendation of $174.6 million.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive All Funds recommendation of $968.6 million as follows:
  - Adds $40 million to support the Opioid Settlement Fund with appropriation language to support programs recommended by the Opioid Advisory Board. The Senate is open to further discussions on further supporting harm reduction strategies.
  - Adds $34 million to support an 8.5 percent Cost of Living Adjustment.
  - Adds $5 million to support Legislative Grants.

    -$3 million to support restoration of prior year Legislative Grants.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive All Funds recommendation of $92 million.

Article VII Proposal (S.4007-B)

* NEW PART MM -- The Senate advances language to allow for the expansion of treatment services provided at the Office of Addiction Services and Supports treatment centers to include treatment for mental health and physical health care needs of the individual (S.3525).

Audit and Control, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $554.7 million, an increase of $98.3 million or 21.5 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation to decrease $32 million or 100 percent of funding from SFY 2022-23 levels. This is due to the Special Accidental Death Benefit appropriation transitioning to a miscellaneous appropriation.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive All Funds recommendation of $2.8 million, a decrease of $27.3 million or 90.6 percent from SFY 2022-23 levels.

Budget, Division of the

State Operations (S.4000-B)

* The Senate modifies the Executive All Funds recommendation of $50.2 million, a decrease of $537,000 or 1.1 percent from SFY 2022-23 levels, by restoring $537,000 in membership dues for the Council of State Government, National Conference of Insurance Legislators, and National Conference of State Legislatures.

Children and Family Services, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $556.1 million, an increase of $3.3 million or 0.6 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $7.9 billion, an increase of $1.5 billion or 41.8 percent from SFY 2022-23 levels, as follows:
  - o Eliminates:
    - -$4.8 million for the Employer-Supported Childcare Pilot.
  - o Restores:
    - -$2.4 million for 2-1-1.
    - -$1.9 million in additional support for the Kinship Care Program, for a total of $2.2 million.
    - -$1.5 million in additional support for the Youth Development Program, for a total of $15.6 million.
    - -$4.5 million for Child Care Facilitated Enrollment Demonstration Projects in New York City ($500,000), Erie County ($500,000), and Onondaga County ($500,000), Nassau County ($1.5 million), and Suffolk County ($1.5 million).
    - -$600,000 for the Runaway and Homeless Youth Act, for a total of $7.08 million.
  - o Adds:
    - -$35 million in additional support to increase the reimbursement rate for Child Welfare Financing from 62 percent to 65 percent, for a total of $35 million.
    - -$20.4 million to provide an additional 6 percent Cost of Living Adjustment (COLA) to all human service workers for a total of 8.5 percent.
    - -$10 million to establish a statewide Youth Sports Grant Program.
    - -$9.4 million in additional support for the Advantage Afterschool programs to be administered in the Office of Children and Family Services.
    - -$5 million in additional support for Child Advocacy Centers, for a total of $10.2 million.
    - -$20 million to support legislative initiatives.
  - o Child Care
    - -$623 million to expand child care eligibility up to 103 percent of the State median income level in 2023. The Senate also proposes to increase child care eligibility to 129 percent of the State median income level in 2024.
    - -$500 million for the Workforce Retention Grant program, providing up to $12,000 in salary enhancements to child care workers. Eligible child care workers must be employed at a childcare facility that serves families receiving subsidized child care. Employees will receive a proportional share of the $12,000 based upon the percentage of an employer's enrolled children that are receiving subsidized child care.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $60.11 million, a decrease of $33.5 million or 35.8 percent from SFY 2022-23 levels

by adding $50 million to support the construction, conversion, and rehabilitation of properties to create and expand access to child care.

Article VII Proposal (S.4006-B)

* PART U -- The Senate modifies the Executive proposal to extend and improve New York State's child care assistance program to expand income eligibility to 103 percent of the State median income in 2023 and to 129 percent of the State median income in 2024.
* PART V -- The Senate modifies the Executive proposal to extend the current reimbursement structure for residential placements of children with special needs outside of New York for a period of one year.
* PART W -- The Senate accepts the Executive proposal to permanently authorize the Close to Home program.
* NEW PART EE -- The Senate advances language to provide an allowance for diapers (S.1210).
* NEW PART LL -- The Senate advances language to establish a youth sports initiative grant fund (S.2749-A).

* NEW PART MM -- The Senate advances the principles of creating presumptive eligibility for child care assistance with provisions permitting recovery of assistance provided to ineligible applicants (S.4667).
* The Senate supports providing child care assistance for children who are not currently eligible for State coverage and will explore new coverage options, including expanded use of the Facilitated Enrollment Program.

City University of New York (CUNY)

State Operations (S.4000-B)

* The Senate modifies the Executive recommendation of $3.1 billion by providing an additional:
  - o $333 million for a CUNY Matching Endowment.
  - o $149 million for general operating aid.
  - o $13 million for the elimination of graduate student fees.
  - o $4.9 million for CUNY SEEK.
  - o $2.25 million for the CUNY School of Labor and Urban Studies.
  - o $1 million for Mental Health Services.
  - o $350,000 for CUNY Black Male Initiative.
  - o $180,000 for CUNY LEADS.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $1.9 billion as follows:
  - o Provides an additional:
    - -$8.7 million in operating aid for the community colleges.
    - -$238,000 for the Arthur Eve Higher Education Opportunity Program.
  - o Restores $3.6 million for child care centers.
  - o Omits language requiring CUNY to submit a plan to the Division of Budget to operate in the future without a base aid funding floor.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $643 million as follows:
  - Restores:
    - -$435 million in Flexible Capital, and directs CUNY to prioritize increased funding for projects to address the greatest deferred maintenance needs.
    - -$3 million for Maintenance of the CUNY School of Labor & Urban Studies.
  - Provides an additional $1 million for the Center for Puerto Rican Studies (CENTRO) at Hunter College.

Article VII Proposal (S.4006-B)

* PART B -- The Senate intentionally omits the Executive proposal to increase tuition at SUNY and CUNY.
* PART C -- The Senate accepts the Executive proposal to ensure medication abortion access at SUNY and CUNY.
* NEW PART CC -- The Senate advances language to eliminate current and future mandatory university fees to SUNY and CUNY graduate students, where the graduate student is serving either as a full-time or half-time graduate student worker (S.3500).

Civil Service, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $66.9 million, an increase of $15.8 million or 23.6 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $2 million, unchanged from SFY 2022-23 levels.

Article VII Proposals (S.4005-B)

* PART J -- The Senate accepts the Executive proposal to expand eligibility for World Trade Center death and disability benefits to New York's organized militia.
* PART S -- The Senate accepts the Executive proposal to allow the Department of Civil Service or municipal commissions to establish a continuing eligible list for any class of positions filled through open competitive examination.
* PART T -- The Senate accepts the Executive proposal to increase the number of positions designated under the 55-B and 55-C programs to 1,700 positions and to allow employees of those programs to transfer from non-competitive-class to competitive-class positions.
* PART V -- The Senate accepts the Executive proposal to extend the waiver on the income cap for retirees who return to work in a school setting by one year, until June 30, 2024.
* PART W -- The Senate accepts the Executive proposal to amend the Contribution Stabilization Program for the State Retirement System to provide a pathway for amortizing employers to terminate participation in the Contribution Stabilization Program if such employer has paid in full all prior year amortization amounts, including interest as determined by the State Comptroller.
* PART X -- The Senate intentionally omits the Executive proposal to

require that any corporation, district, agency, or organization electing to participate in the NYSHIP plan to pay interest for late payments.

* PART Y -- The Senate accepts the Executive proposal to include counties in the list of entities that pay the special accidental death benefit to families of deceased police officers and firefighters who died in the performance of their duties.
* NEW PART WW -- The Senate advances language to authorize police and fire members of the New York City Fire Department pension fund to obtain credit for certain prior service as an Emergency Medical Technician member (S.4794).
* NEW PART BBB -- The Senate advances language to increase the cap on retiree income from $35,000 to $50,000.
* NEW PART CCC -- The Senate advances language to provide that police officers in the NYC Department of Environmental Protection (DEP) who have or will transfer from the New York City Employees' Retirement System (NYCERS) to the New York State Police & Fire Retirement System (PFRS), will be able to transfer service credit earned in NYCERS towards their membership in PFRS (S.5557-A of 2022).
* NEW PART EEE -- The Senate advances language to provide certain death benefits to correction officers, correction officer-sergeants, correction officer-captains, assistant wardens, associate wardens or wardens employed by Westchester County (S.1992).
* NEW PART FFF -- The Senate advances language to provide certain death benefits to fire marshals employed by Nassau County (S.3600).

Commission of Correction, State

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $3.9 million.

Article VII Proposals (S.4005-B)

* PART C -- The Senate modifies the Executive proposal to purchase body scanning technology for State Correctional Facilities and Office of Children and Family Services (OCFS) facilities by removing the authorization for body scanning technology to be used in OCFS facilities. The Senate also supports the inclusion of language that would allow Correctional Facility staff to be subject to a search by this body scanning technology.

Corrections and Community Supervision, Department of

State Operations (S.4000-B)

* The Senate modifies the Executive All Funds recommendation of $3 billion by modifying appropriation language to require the Department to report on the status of implementation of the Humane Alternatives to Long-Term (HALT) Solitary Confinement Act.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $37 million.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive All Funds recommendation of

$481.2 million.

Article VII Proposals (S.4005-B)
* PART D -- The Senate intentionally omits the Executive proposal to lower the hiring age of corrections officers from 21-years old to 19-years old.
* NEW PART TT -- The Senate advances language to conform the definition of an incarcerated individual with a serious mental illness to the definition of "person with a serious mental illness" in the Mental Hygiene Law (S.4621).

Council on the Arts

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $5.3 million.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $42.8 million as follows:
  - o Restores:
    - -$40 million for competitive grants.
    - -$10 million for Regional Arts Councils Outside of New York City.
      - * $1 million for ArtsWestchester.
      - * $1 million for Arts Services Initiative of Western New York.
      - * $1 million for Arts Mid-Hudson.
      - * $1 million for Huntington Arts Council.
      - * $1 million for Arts Center of the Capital Region.
      - * $1 million for Genesee Valley Council on the Arts.
      - * $1 million for CNY Arts.
      - * $3 million via a RFP.
    - -$1 million in Stabilization grants.
    - -$750,000 for Senate initiatives.
  - o Adds $5 million for Alive! Downtown Theatres.

Capital Projects (S.4004-B)
* The Senate modifies the Executive recommendation of no new capital funding by restoring:
  - o $40 million for Arts and Cultural Facilities Improvements.
  - o $10 million for Regional Arts Councils Outside of New York City.

Article VII Proposals (S.4006-B)
* NEW PART FF -- The Senate advances language to direct the New York State Council on the Arts to develop criteria and processes to designate arts and cultural districts (S.253).

Criminal Justice Services, Division of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $90.4 million.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive All Funds recommendation of $466.1 million as follows:
  - o Restores $2.6 million for the Westchester County Policing Program.
  - o Adds:
    - -$47 million to support Criminal Defender services.
    - -$40 million to support Discovery Reform Criminal Defenders.
    - -$20 million to support Operation SNUG.
    - -$20 million to support Pretrial Services.
    - -$14 million to support funding related to enforcement of Extreme Risk Protection Orders.
    - -$10 million to support Legislative grants for community safety and restorative justice grant programs that include:
      - * Support gun violence prevention programs, gang and crime reduction strategies managed by local governments, and community-based not-for-profit service providers.
      - * Support survivors of sexual assault and domestic violence.
      - * Support criminal and civil legal services, alternatives to incarceration, community supervision and re-entry initiatives.
    - -$2.2 million to support Prisoner Legal Services of New York.
    - -$2 million to support S.4511-A Ramos, which expands eligibility for, and grants available under, the District Attorney and Indigent Legal Service Attorney Loan Forgiveness Program.
    - -$1 million to support implementation of Clean Slate Act.
  - o Modifies appropriation language to include New York City in Discovery Implementation and Pretrial Funding.
  - o Modifies the Executive recommendation related to the Legal Services Assistance Fund (LSAF) appropriation. Alternatively, the Senate requests that the LSAF program be allocated as it has been in previous years.

    - -Restores $1.4 million for Civil or Criminal Legal Services, including legal services for survivors of Domestic Violence or Veterans; and Indigent Parolee Legislative grants.
  - o Modifies the Executive recommendations related to the Federal Edward Byrne Justice Assistance Grant (JAG) appropriation. Alternatively, the Senate requests that the Byrne JAG program be allocated as it has been in previous years.
    - -Adds $1 million for violence, crime and drug prevention and alternatives to incarceration Legislative grants.

Capital Projects (S.4004-B)

* The Senate modifies the Executive All Funds recommendation of $103 million by modifying appropriation language of the Securing Communities Against Hate Crimes Grant to make funds available for LGBTQ bars.
* $50 million for New York City District Attorneys to cover the cost of discovery reform implementation.

Article VII Proposals (S.4005-B)

* PART A -- The Senate accepts the Executive proposal to extend

various provisions of law related to public protection programs and services in order to prevent any lapses, but asserts that these provisions are better addressed outside of the budget process and plans to revisit these provisions at a later date.

* PART B -- The Senate intentionally omits the Executive proposal to amend New York State's bail laws.
* PART F -- The Senate modifies the Executive proposal to amend the Concealed Carry Improvement Act to amend provisions related to the Adirondack and Catskill Parks, remove changes to penalties for unlawful purchase of body armor, ensure safe operations of riflery programs at summer camps, and ensure the continued practice of demonstrations using historical weapons.
* NEW PART SS -- The Senate advances language to allow Westchester County to set its own fees for pistol permits and other licenses related to the manufacture, sale, and possession of firearms, rifles, and shotguns (S.4879).
* NEW PART UU -- The Senate advances language to allow for automatic sealing for certain criminal records (S.211).
* NEW PART YY -- The Senate advances language to expand eligibility for, and grants available under, the District Attorney and Indigent Legal Services Attorney Loan Forgiveness Program (S.4511-A).

Deferred Compensation Board

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $953,000, an increase of $33,000 or 3.6 percent from SFY 2022-23 levels.

Dormitory Authority of the State of New York

Article VII Proposals (S.4008-B)

* PART Z -- The Senate intentionally omits the Executive proposal to increase the Dormitory Authority's bond cap under the Medical Care Facilities Finance Agency Act.
* PART AA -- The Senate modifies the Executive proposal to authorize recipients of loans or grants awarded under the Downtown Revitalization Initiative (DRI) program and the NY Forward Grant program to use the Dormitory Authority's planning, procurement, financing, and design build services by removing local development corporations and industrial development agencies from the legislation.
* PART BB -- The Senate modifies the Executive proposal to extend the Dormitory Authority's MWBE mentoring program to include reporting language.
* PART LL -- The Senate modifies the Executive proposal to extend the Dormitory Authority's authorization to undertake design and construction projects for the Department of Environmental Conservation and Office of Parks, Recreation and Historic Preservation by reducing it from five years to two years.

Economic Development, Department of

State Operations (S.4000-B)

* The Senate modifies the Executive recommendation of $35 million, a decrease of $4.4 million or 11.1 percent from SFY 2022-23 levels, as follows:
  - o Adds:
    - -$250,000 for expanding the MWBE program data collection and reporting requirements.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $67.2 million, an increase of $3.6 million or 5.6 percent from SFY 2022-23 levels as follows:
  - o Adds:
    - -$5.5 million in additional support for the Centers of Excellence (COEs), providing $1.25 million to each center, for a total of $17.5 million.
    - -$5.2 million in additional support for the Centers for Advanced Technology (CATs), providing $1.25 million to each center, for a total of $18.8 million.
    - -$3 million in additional support for the High Technology Matching Grants, for a total of $15 million.
  - o Restores $1 million in additional support for the Tourism Promotion Matching Grant program, for a total of $3.5 million.

Article VII Proposals (S.4008-B)
* NEW PART III -- The Senate advances language to require the Department of Economic Development in conjunction with Empire State Development Corporation and other agencies to conduct a study of public and private museums and their funding systems statewide (S.1124).

Education Department, New York State

State Operations (S.4000-B)
* The Senate modifies the Executive recommendation of $652.5 million as follows:
  - o Modifies language attached to the $2.5 million appropriation for a special education tuition methodology study to remove barriers to its successful implementation.
  - o Omits language allowing for the transfer of oversight within the Office of the Professions to the Department of Health.
  - o Adds:
    - -$16 million for new hires.
    - -$1 million for Foundation Aid Study.
    - -$965,000 for a New York City School Governance Study.
    - -$500,000 for a Universal Pre-Kindergarten Aid Study.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $43.1 billion as follows:
  - o Intentionally omits language that requires duplicative funding reporting.
  - o Intentionally omits language that prorates mandated services aid and comprehensive tuition policy payments.
  - o Intentionally omits:

- -$10 million for new High School-College-Workforce Pipeline Program.
- -$750,000 for expansion of the Expanded Mathematics Access Program.

o Restores:

- -$21.4 million for teacher resource centers.
- -$12 million for Yonkers School District.
- -$4 million for tax certiorari assistance.
- -$1.9 million for nonpublic school aid.
- -$1.5 million for Adult Literacy Education.
- -$1.5 million carve-out for consortium for workforce education.
- -$1.25 million for NYSUT Many Threads, One Fabric.
- -$1 million for nonpublic school vaccination record-keeping.
- -$903,000 for NY School for the Deaf.
- -$903,000 for Henry Viscardi School for the Deaf.
- -$750,000 for the Dental Grant Program.
- -$500,000 for Mill Neck Manor School for the Deaf.
- -$500,000 for Center for Autism at SUNY Albany.
- -$500,000 for Long Island Pre-K Initiative.
- -$475,000 for Executive Leadership Institute.
- -$475,000 for Magellan Foundation.
- -$465,000 for Early College High School program.
- -$450,000 for United Community Schools.
- -$375,000 for Schomburg Library.
- -$365,000 for Mind Builders Creative Arts Center.
- -$350,000 for Latino U College Access (LUCA).
- -$180,000 for Garrison Union Free School District.
- -$175,000 for Hempstead District Monitor.
- -$175,000 for Wyandanch District Monitor.
- -$175,000 for Rochester District Monitor.
- -$112,500 for Langston Hughes Library.

o Provides an additional:

- -$280 million for universal school meals.
- -$150 million reflecting the February database update.
- -$125 million to increase the minimum reimbursement for UPK.
- -$105 million for community school funding formula.
- -$44 million for expanding special services aid for CTE to ninth grade.
- -$36 million for the prior-year aid queue.
- -$35 million for BOCES CTE salary increase.
- -$20 million for School Transportation Safety Zones in large cities.
- -$11.7 million for Mount Vernon School District.
- -$10 million for 4201 teacher salaries.
- -$10 million for Say Yes Buffalo Scholarship Inc.

- -$9 million for Senate initiatives.
- -$7 million for library operating aid.
- -$5.8 million for 4201 school general assistance.
- -$5 million for Higher Education Opportunity Program (HEOP).
- -$5 million for arts instruction for non-public schools.
- -$3.5 million for Bundy Aid.
- -$3 million for Students with Disabilities.
- -$2.6 million for Liberty Partnership Program (LPP).

-$2.2 million for Science Technology Entry Program (STEP).
-$1.7 million for the College Science Technology Entry Program (CSTEP).
-$856,000 for the Foster Youth Initiative Program.
-$500,000 for Recovery High Schools.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $99.3 million as follows:
  - Adds:
    -$25 million for library capital.
    -$4.5 million for health and safety projects at special act schools.

Article VII Proposals (S.4006-B)

* PART A -- The Senate modifies the Executive proposal related to school aid to:
  - Accept the Contracts for Excellence extender for the 2023-2024 school year;
  - Intentionally omit the high impact tutoring set aside of Foundation Aid;
  - Intentionally omit the proposal to remove the regional charter school cap and the proposal to authorize the re-issuance of surrendered, revoked, or terminated charters;
  - Modify the prospective universal prekindergarten enrollment reporting proposal to require school districts that are eligible for universal prekindergarten aid, but that have not yet utilized such aid to provide information on the barriers in utilizing funding and requiring a three-year implementation plan;
  - Modify universal prekindergarten per pupil aid to increase aid for early adopters of universal prekindergarten programs;
  - Affirm building aid eligibility to school districts for universal prekindergarten classrooms and require SED to release universal prekindergarten building aid guidance to all school districts;
  - Intentionally omit the zero-emission bus progress reporting requirement;
  - Modify to restore the allocation for Consortium for Worker Education reimbursement for the 2023-24 school year;
  - Intentionally omit the school level funding plan extender;
  - Accept the proposal to extend the Rochester City School District monitor from 2023 to 2025;
  - Modify the proposal to study the tuition rate setting methodology to remove the cost neutral language, to ensure the fiscal stability of these programs, and to provide predictable annual funding levels; and
  - Intentionally omit the proposal to limit nonpublic school services aid.
* NEW PART A-1 -- The Senate advances language to:

  - Establish the Universal School Meals Program to require all schools that participate in the National School Lunch and Breakfast Program to serve breakfast and lunch at no cost to the student (amended version of S.1678);

- Expand the eligibility of the Farm to School Reimbursement program (amended version of S.423);
- Expand capital outlay authority to school districts (S.2990);
- Establish multi-year cost allowances for the Binghamton City School District (S.2672);
- Allow Special Act School Districts, 853 schools, and 4410 schools to retain the 11% cost of living increase before the reconciliation process occurs (S.9132 of 2022);
- Require interim rates to include the annual growth amount for such rates approved in the current school year and annually thereafter for Special Act School Districts, 853 schools, and 4410 schools (amended version of S.9134 of 2022);
- Increase tuition rates for all Special Act School Districts, 853 schools, and 4410 schools commensurate with the state aid increases (amended version of S.6516-A of 2022);
- Authorize 4201 schools to establish a fiscal reserve fund;
- Increase the aidable salaries for BOCES staff;
- Extend reimbursement for ninth graders in Special Services Aid for non-component school districts;
- Expand community school grants and the distribution of funding; and
- Establish an Arts and Music Grant Program for nonpublic schools to hire arts and music teachers.

* PART D -- The Senate accepts the Executive proposal to remove the maximum award cap for the Liberty Partnerships Program.
* PART E -- The Senate accepts the Executive proposal to allow public accounting firms to have minority ownership by non-certified public accountants.
* NEW PART HH -- The Senate advances language to automatically approve the registration of new programs at colleges after 45 days, without SED approval, at SUNY, CUNY and independent colleges under certain conditions (S.3412).
* NEW PART NN -- The Senate advances language to allow some nursing clinical education to be completed through simulation under SED approval (S.447-C).

Elections, State Board of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $38.8 million, an increase of $18.4 million or 90.1 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $29 million, an increase of $15 million or 107.1 percent from SFY 2022-23 levels with modifications to provide funding for the following:
  - $15 million for local boards of elections to increase salaries and hire new employees.
  - $2 million for the Elections Database and Institute.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation which provides no

capital appropriations for the State Board of Elections, by adding $15 million for local boards of elections for new voting equipment and software/technology upgrades.

Article VII Proposals (S.4005-B)

* NEW PART DD -- The Senate advances language to establish the New York Voting and Elections Database and Institute (S.657).
* NEW PART EE -- The Senate advances language to prohibit contributions by foreign-influenced business entities and require certification that contributing business entities are not a foreign-influenced business entity (S.371).
* NEW PART FF -- The Senate advances language to exempt poll worker pay from state taxes and public benefit cutoff thresholds (S.613).
* NEW PART GG -- The Senate advances language to increase the minimum pay for poll workers (S.136).
* NEW PART HH -- The Senate advances language to establish mandatory staffing levels at local boards of elections (S.644).
* NEW PART II -- The Senate advances language to require local election commissioners to be full-time employees (S.611).
* NEW PART JJ -- The Senate advances language to establish a mandatory training curriculum for poll workers (S.587).
* NEW PART KK -- The Senate advances language to establish a mandatory training curriculum for local board of elections commissioners and employees (S.617).

Empire State Development Corporation

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $271.1 million, a decrease of $469 million or 63.4 percent from SFY 2022-23 levels as follows:
* Adds:
    - o $100 million to establish a Small Business Development Grants Program.
    - o $7.5 million to establish the New York State Entrepreneurial Traning Grants program.
    - o $1 million for a study on New York State's public and private museum funding systems.
    - o $2.4 million in additional support for the Minority and Women-Owned Business Development and Lending Program, for a total of $3 million.
    - o $5.5 million to support legislative initiatives.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $1 billion, a decrease of $3.5 billion or 77.2 percent from SFY 2022-23 levels as follows:
    - o Adds:
        - -$5 million for the American LGBTQ+ Museum.
        - -$2 million for the Center for Dance Training.
    - o Restores $150 million for another round of RESTORE New York program.
* The Senate is supportive of affordable housing at the 5 World Trade Center site.

Article VII Proposal (S.4008-B)

* PART CC -- The Senate intentionally omits the Executive proposal to rename and update the SUNY Tax-free Areas to Revitalize and Transform UPstate New York program (START-UP NY) to the Extended Prosperity and Innovation Campus (EPIC) Initiative.
* PART DD -- The Senate modifies the Executive proposal to create a matching grant program for the Small Business Innovation Research and Small Business Technology Transfer grant programs where one to one matching grants would be awarded to businesses who receive a grant under the respective federal program by including additional program guidelines regarding the number and value of grants awarded and by including a 5-year claw back provision (S.1824).
* PART FF -- The Senate intentionally omits the Executive proposal to increase the maximum loan amount under the Linked Deposit Program from $2 million to $6 million.
* PART GG -- The Senate modifies the Executive proposal to extend the general loan powers of the Urban Development Corporation (UDC) to make loans in connection with a broad range of economic development programs by reducing it from five years to one year.
* PART HH -- The Senate modifies the Executive proposal to allow Minority and Women-owned Business Enterprise (MWBE) State and local certification reciprocity by an administrative process and to increase the State and New York City MWBE discretionary buying thresholds. Under the Executive proposal, certification reciprocity is facilitated administratively by MOU agreements between the State and local MWBE programs. The Senate modifies the Executive proposal by increasing the State's MWBE discretionary buying threshold to $750,000 and increases the New York City MWBE discretionary threshold to $1.5 million. The Senate also advances language modifying this proposal by adding a capital access program to assist MWBEs in highly-distressed areas (S.1690).
* PART JJ -- The Senate modifies the Executive proposal to extend UDC's authorization to administer the Empire State Economic Development Fund by reducing the extension from five years to one year.
* NEW PART NNN -- The Senate advances language to create the "NY Hemp Project" within the Excelsior Jobs Program to attract and establish a hemp manufacturing industry to the State.
* NEW PART QQQ -- The Senate advances language to direct UDC to provide funding for municipalities to award grants to create entrepreneurial training programs (S.2005).
* NEW PART WWW -- The Senate advances legislation expanding and enhancing the annual and periodic Minority and Women-owned Business Enterprise (MWBE) reporting requirements; expanding the powers and duties of the Director of the MWBE Division; developing a clearinghouse of information on programs and services provided by contracting entities; expanding MWBE program benefits to state-assisted project contracts; and introducing a new violation and enforcement component to the MWBE program (S.2006).

Employee Relations, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of

$12 million, an increase of $263,000 or 2.3 percent from SFY 2022-23.

Energy Research and Development Authority

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $225.8 million by shifting the funding for the EmPower Plus program to be funded within NYSERDA revenues.

Article VII Proposal (S.4008-B)

* PART WW -- The Senate modifies the Executive proposal to prohibit installation of fossil fuel equipment and building systems in new construction and phasing out the sale and installation of fossil fuel space and water heating equipment in existing buildings by substituting its own language that a municipality may only issue a permit for new construction under seven stories that is an all-electric building by 2025, and may only issue a permit for new construction seven stories or more that is an all-electric building by 2028. The Senate language also directs the New York Power Authority to establish a program to fully decarbonize and achieve zero on-site emissions for State-owned campuses and facilities by 2040, with immediate funding for decarbonization projects at the highest-emitting campuses and facilities, subject to labor protections and standards.
* PART ZZ -- The Senate accepts the Executive proposal to continue authorizing NYSERDA to use an assessment on gas and electric corporations to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program, as well as climate change-related expenses of the Department of Environmental Conservation and the Department of Agriculture and Markets's Fuel NY program.
* PART AAA -- The Senate modifies the Executive proposal to direct the Department of Environmental Conservation and NYSERDA to establish a cap-and-invest program to implement emissions reduction requirements under the Climate Leadership and Community Protection Act by adding specific programmatic details regarding issuance and allocation of allowances, labor standards and protections, prevention of market manipulation, and protections for disadvantaged communities, as well as by setting up the Climate and Community Protection Fund to ensure all benefits and rebates from the program are equitably distributed.

Environmental Conservation, Department of

State Operations (S.4000-B)

* The Senate modifies the Executive recommendation of $560.2 million and adds $1 million for water resources for the protection of class C streams.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $1.9 million, and provides additional funding as follows:
  - $100,000 for the Adirondack Diversity Initiative, for a total of $400,000.
  - $55,000 for Interstate Environmental Commissions, for a total of

$97,000.

- The Senate supports the Department providing funding for the US Army Corps of Engineers Mamaroneck Sheldrake Project.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $1.9 billion, as follows:

- Increases the Environmental Protection Fund to $500 million, and rejects the Executive's proposal to fund staffing costs from the Fund. Line increases include:
  - Public access and stewardship projects increased to $70 million.
  - Land acquisition increased to $47.6 million.
  - Climate resilient farms increased to $30 million.
  - Parks projects, including municipal parks, increased to $30 million.
  - Farmland protection increased to $25 million.
  - Zoos, Botanical Gardens, and Aquaria (ZBGA) funding increased to $25 million.
  - Ocean and Great Lakes projects increased to $25 million.
  - Water quality improvement projects increased to $25 million.
  - Invasive species projects increased to $22 million.
  - Municipal recycling projects increased to $20 million.
  - Soil and water conservation districts increased to $18.5 million.
  - Climate smart communities increased to $18 million.
  - Waterfront revitalization projects increased to $18 million.
  - Environmental justice projects increased to $15 million.
  - Climate resiliency plans increased to $10 million.
  - Long Island South Shore Estuary increased to $5 million.
  - Finger Lake - Lake Ontario Watershed increased to $3 million.
  - The Senate also carves out priority projects, including:
    * $15.3 million for a new grant program to promote forest and woodland conservation, climate smart practices on farmland, and farmland preservation.
    * $10 million for Adirondack and Catskill park stewardship.
    * $5.5 million for Adirondack lake monitoring survey (SCALE).
    * $5 million for Land Trust Alliance Conservation Easements.
    * $3 million for the Onondaga County Resource Recovery Agency to reduce solid waste.
    * $1 million for SUNY ESF's Forestry Institute.
    * $600,000 for the Camp Santononi Historic Area.
    * $500,000 for the revitalization of the Great South Bay.
    * $500,000 for Niagara River Greenway Commission.
    * $250,000 for the Town of Amherst splash pad.
    * $225,000 for WNY Land Conservancy Riverline.
    * $200,000 for Historic Huguenot Society's restoration of the Bevier-Elting House.
    * $100,000 for the High Peaks Information Center.
    * $100,000 for the Catskill Center for Conservation and Development.

* $100,000 for Catskill Mountainkeeper.
* $25,000 for the restoration of Lake Ossi.

o The Senate also adds $100 million for the Clean Water Infrastructure Act, and carves out:
-$100 million for the Safe Water Infrastructure Action Program.
-$50 million for septic replacement.
-$50 million for lead service line replacement.

Article VII Proposal (S.4008-B)

* PART PP -- The Senate modifies the Executive proposal to enact a producer responsibility program for packaging and paper products by expanding the proposal to include single-use plastic products, adding an office of recycling inspector general, prohibiting toxic contaminants in such products, adding environmental justice protections, and increasing source reduction requirements and enforcement (S.4246).
* PART QQ -- The Senate modifies the Executive proposal to allow municipalities to receive aid under the Environmental Restoration Program for investigating and remediating sites contaminated with emerging contaminants by ensuring that the definition of emerging contaminants is not inadvertently exclusionary and to retain limited indemnification for municipalities.
* PART RR -- The Senate intentionally omits the Executive proposal to make the pilot deer hunting program for mentored youth permanent.
* PART SS -- The Senate accepts the Executive proposal to remove the sunset provision for pesticide registration fees.
* PART TT -- The Senate modifies the Executive proposal to grant Suffolk County authorization to establish a county-wide wastewater management district by authorizing Suffolk County to fund water quality projects through sales and use-related revenues if approved by voters pursuant to a county referendum.
* PART UU -- The Senate accepts the Executive proposal to amend the Local Finance Law to expand funding eligibility for replacement of lead service lines, including portions of lead service lines on private property.
* NEW PART EEE -- The Senate advances language to require annual reporting on State climate expenditures (S.288).
* NEW PART FFF -- The Senate advances language to fund replacement and rehabilitation of local drinking water, storm water, and sanitary sewer systems which are not under the maintenance and/or operational jurisdiction of a private entity or New York City, and to distribute such funding based on a variety of factors including length and width of pipes, infrastructure age, the nature of other water system assets, and socioeconomic factors in order to achieve an equitable distribution of aid (S.4350).
* NEW PART HHH -- The Senate advances language to expand the Returnable Container Act by increasing the deposit on returnable beverage containers to ten cents, requiring deposits on additional types of beverage containers, including containers for wine, liquor, cider, non-carbonated soft drinks, certain juices, coffee and tea beverages, and carbonated fruit beverages, increasing the handling fee for returnable containers to six cents, creating post-consumer content requirements for returnable containers, increasing

flexibility for retailers required to accept returnable containers, and providing additional protections for consumers and retailers (S.237).

* NEW PART JJJ -- The Senate advances language to establish a climate change cost recovery program to require fossil fuel companies that have contributed significantly to the buildup of greenhouse gasses in the atmosphere to compensate the State based on such companies' greenhouse gas contributions, and directs the proceeds to be used for climate change-related expenditures in a manner similar to S.2129, but with proceeds directed to the Climate and Community Protection Fund.
* NEW PART KKK -- The Senate advances language to provide additional protections for class C streams, in a manner similar to S.1725.

Executive Chamber

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $23.3 million for the Executive Chamber, an increase of $5.45 million, or 30.5 percent, from SFY 2022-23.

Financial Control Board

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $3.5 million, unchanged from SFY 2022-23 levels.

Financial Services, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $447.2 million, an increase of $50.2 million or 12.6 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive All Funds recommendation of $74.2 million, a decrease of $10 million or 11.9 percent from SFY 2022-23 levels, to provide funding for the following restorations:
  - o $11 million for the Commuter Van Stabilization Program.
  - o $250,000 for the Education Debt Consumer Assistance Program.

Article VII Proposals (S.4008-B)

* PART S -- The Senate intentionally omits the Executive proposal to authorize the Department of Financial Services to promulgate regulations relating to the payment of debit and credit card transactions.
* PART U -- The Senate accepts the Executive proposal to extend the Entertainment Subsidy Assistance Demonstration Program for an additional year.
* PART W -- The Senate intentionally omits the Executive proposal to allow automobile insurance companies to opt out of the vehicle inspection requirement.
* NEW PART GGG -- The Senate advances language establishing a commission to conduct a feasibility study on formation and control of a State public bank (S.1755).

Gaming Commission

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $108.8 million, an increase of $1.0 million or 0.9 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $237.0 million, a decrease of $153.0 million or 39.2 percent from SFY 2022-23 levels.

Article VII Proposals (S.4009-B)

* PART X -- The Senate modifies the Executive proposal to authorize a Belmont Racetrack redevelopment loan by adding provisions ensuring that the commitments for renovations are upheld, clarifying

  Franchise Oversight Board and Division of Budget oversight of the agreement, providing for labor protections (including MWBE and service-disabled veteran protections), and placing requirements, including an affordable housing component, on the transfer of Aqueduct Racetrack land once the franchise corporation's lease on the property reverts back to the State.
* PART Y -- The Senate modifies the Executive proposal to eliminate Quick Draw restrictions by accepting the portion of the proposal that would eliminate the minimum 2,500 square foot threshold for facilities offering Quick Draw but omitting the Executive proposal to permit those under 21 years of age to play Quick Draw in establishments offering alcohol.
* PART Z -- The Senate intentionally omits the proposal to provide for closure of the Catskill Off-Track Betting Corporation (OTB) and supports permitting Catskill OTB to access capital acquisition funds to support payment of salaries and benefits of employees and other expenses of the OTB at an appropriate level pending receipt of additional fiscal information from the OTB.
* PART AA -- The Senate modifies the Executive proposal to authorize use of capital funds by Capital Off-Track Betting Corporation (Capital OTB) for one year and provides similar authorization to the Catskill OTB.
* PART BB -- The Senate accepts the Executive proposal to extend pari-mutuel tax rates and simulcast provisions for one year.
* NEW PART EE -- The Senate advances language to prohibit off-track betting (OTB) corporation employees from providing items of value exceeding $15 to certain associates of the corporation (S.5549).
* NEW PART FF -- The Senate advances language to prohibit off-track betting (OTB) corporation vehicles from being used as take-home vehicles (S.5550).
* NEW PART GG -- The Senate advances language to change the membership of the board of directors of the Western Regional Off-Track Betting (OTB) Corporation (S.5552).

General Services, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $1.08 billion, an increase of $30.6 million or 2.9 percent from SFY 2022-23 levels.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation of $259.2 million, a decrease of $184.6 million or 41.6 percent from SFY 2022-23 levels.

Article VII Proposals (S.4005-B)
* PART Q -- The Senate accepts the Executive proposal to extend the State Commission on the Restoration of the Capitol for an additional five years, to now expire April 1, 2028.
* PART R -- The Senate accepts the Executive proposal to allow State agencies to require electronic bid submissions with technical clarifications.
* NEW PART OO -- The Senate advances language providing price escalation relief to State contractors and subcontractors affected by spikes in material costs during the early days of COVID-19. Under the proposal, public contractors would be empowered to apply to their contracting State entity for up to 5 percent retroactive

  relief, if the contract in question accepted bids up to April 2020 and the material cost increases occurred after March 2020 (S.8844 of 2022).

General State Charges

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $7.1 billion, a decrease of $291.8 million, or 4 percent from SFY 2022-23 levels.

Green Thumb

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $5.3 million.

Greenway Heritage Conservancy of the Hudson River Valley

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $250,000.

Health, Department of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $4.5 billion.

Aid to Localities (S.4003-B)
* The Senate modifies the Executives All Funds recommendation of $217.5 billion as follows:

Public Health

- o Restores:
  - -$133 million in Tobacco Tax Revenue due to modification of the Executive proposal HMH Part O.
  - -$66.8 million to continue Managed Long Term Care Quality Pool Payments and Managed Long-Term Care Distressed Pool Plan.
  - -$30 million for Health Home Program.
  - -$18 million for Nourish NY.
  - -$3.8 million to support School Based Health Centers.
  - -$1 million to support Family Planning Services.
  - -$1 million to support Nurse-Family Partnership.
  - -$666,666 to support the Albert Einstein College of Medicine-Firefighter.
  - pre-leukemia program.
  - -$475,000 to support the LGBT Health and Human Service Network.
- o Adds:
  - -$1.7 billion to support modifications relating to Essential Plan expansions.
  - -$277.5 million to support the Assisted Daily Living eligibility repealer.
  - -$75 million to the New York State Tobacco Control Program to support cessation and education programs in communities targeted by the promotion of flavored tobacco products.
  - -$50 million for Licensed Home Care Service Agencies grants.
  - -$30 million for Legislative Grants, including $12 million restoration to support prior year grants.
  - -$25 million for Certified Home Health Agencies and Hospice Service providers.
  - -$23 million to support an 11 percent Reimbursement Rate Increase for Early Intervention programs.
  - -$22 million for Hunger prevention and Nutrition Assistance Program.
  - -$10.4 million for the Occupational Health Clinic Network.
  - -$10 million for the Medical Debt Pilot Program.
  - -$8.7 million to support costs associated with intentionally omitting the Executive proposal in Part D of S.4007-B.
  - -$8 million to support expansion of CHP program.
  - -$7 million to support changes relating to the Cancer Services Program.
  - -$1 million to establish a task force on missing women and girls who are Black, indigenous, and people of color.
  - -$1 million for a Director of Hospice and Palliative Care Access and Quality.
  - -$1.1 million to support Area Health Education Centers.
  - -$1 million to support the Transgender and Gender Non-Conforming Wellness and Equity Fund program.
  - -$1 million to support the Community Service Society of New York for Community Health Advocates Consortium.
  - -$1 million to support Native American Health Clinics.

Medicaid

- * The Senate modifies the Executive All Funds recommendation of $103 billion as follows:
  - o Adds:

-$1 billion in State funding for Financially Distressed and Safety-Net Hospitals.
-$624 million for State-share Medicaid local takeover growth.
-$412.5 million to support ten percent Reimbursement Rate Increase related to the modifications HMH Part E.
-$187 million to support safe staffing for Nursing Home.
-$157.5 million to support a ten percent Reimbursement Rate Increase related to the modification of HMH Part I.
    * The Department of Health shall find solutions to ensure that staffing shortages do not result in underutilized nursing home beds.
-$10 million to support Doula services and provide reimbursement rates for providers

Capital Projects (S.4004-B)

* The Senate modifies the Executive All Funds recommendation of $2.5 billion as follows:
    o Adds $200 million to support the Statewide Health Care Facility Transformation Program.

Article VII Proposal (S.4007-B)

* PART A -- The Senate modifies the Executive proposal to extend the Medicaid Global Cap through SFY 2025 by instead repealing it (S.4861).
* PART B -- The Senate modifies the Executive proposal to extend various provisions and programs within the Public Health and Mental Hygiene Laws by adding a provision making the carve-out of school based health centers from Medicaid managed care permanent (S.2339).

* PART C -- The Senate accepts the Executive proposal to reauthorize the Health Care Reform Act administration and initiatives through 2026.
* PART D -- The Senate intentionally omits the Executive proposal to allow the Department of Health to eliminate drugs from the Medicaid list of over-the-counter covered drugs and eliminate prescriber prevails from Medicaid.
* PART E -- The Senate modifies the Executive proposal to increase the operating component of hospital inpatient services Medicaid rate by 5 percent, reduce the State's share of the Indigent Care Pool to target funds to high-need facilities, authorize rural emergency hospitals, make permanent the Department's ability to award temporary payments to eligible facilities in severe financial distress, and expand the definition of an eligible Vital Access Provider Assurance Program funding recipient by increasing hospital inpatient and outpatient rates by 10 percent. The Senate strongly supports increasing rates to community-based health centers.
* PART F -- The Senate accepts the Executive proposal to extend the Physicians Excess Medical Malpractice Program for a year through June 30, 2024.
* PART H -- The Senate modifies the Executive proposal to make changes to Essential Plan eligibility and delay the expansion of coverage for undocumented people over 64 by accepting the proposed expansion for the Essential Plan but rejecting the delay in coverage for undocumented immigrants over 64, and including coverage for undocumented immigrants regardless of age through the Essential Plan

(Part of S.2237).

* PART I -- The Senate modifies the Executive proposal to extend the authority for Medicaid Long Term Care (MLTC) plans for an additional four years, extend the moratorium on the processing and approval of applications of new partial capitation MLTC plans until March 31, 2027, create MLTC performance metrics, allow the Department of Health to start an MLTC procurement, repeal the Fiscal Intermediary procurement process, increase the operating component of residential healthcare facilities and assisted living program services rate by 5 percent, and eliminate wage parity requirements for the Consumer Directed Personal Assistance Program and create a State fund to help pay health plan premiums for personal assistants by increasing residential healthcare facilities and assisted living program services rates by 10 percent, accepting certain MLTC performance metrics, accepting the extension of authority for MLTC plans and the moratorium of new MLTC plans, and omitting the rest of the proposal.
* PART J -- The Senate intentionally omits the Executive proposal to create a pay-and-resolve mechanism for emergency services and inpatient admissions resulting from emergency services.
* PART K -- The Senate modifies the Executive proposal to expand Medicaid eligibility to incarcerated people 30 days prior to release and to children and adults in institutes of mental disease by expanding coverage for incarcerated people to include full Medicaid coverage and including a taskforce to study long term solutions for children who may gain and then lose coverage under this proposal.
* PART L -- The Senate accepts the Executive proposal to create guiding principles for site-of-service utilization reviews.
* PART M -- The Senate modifies the Executive proposal to reform the approval processes for health care projects and transactions by accepting increased construction fees for hospitals, nursing homes, and diagnostic and treatment centers construction applications and

exempting core public health services from home care licensure when provided by a local health department.

* PART N -- The Senate accepts the Executive proposal to expand the Medicaid Buy-In Program for working people with disabilities.
* PART O -- The Senate modifies the Executive proposal to implement various tobacco control policies to strengthen the flavored vapor products ban, support local enforcement, and ensure education and outreach efforts focus on consumers historically targeted by tobacco and vapor product advertising.
* PART P -- The Senate modifies the Executive proposal to authorize a fifth round of grants for the Statewide Health Care Facility Transformation Program by providing $200 million in additional funding, creating a $200 million set-aside for community-based organizations, specifically identifying cybersecurity projects within the $500 million for technological and telehealth set-aside, adding language to allow this funding to support conversion of buildings and new construction in underserved communities, and setting aside $50 million for community-based organizations to engage in these activities.
* PART Q -- The Senate accepts the Executive proposal to expand access to primary care by allowing more health-based social needs services to be covered by Medicaid.
* PART R -- The Senate accepts the Executive proposal to expand

coverage of Medicaid services to include services provided by a nutritionist or certified dietitian and chronic disease self-management training services for people living with arthritis.

* PART S -- The Senate modifies the Executive proposal to revitalize the EMS system by intentionally omitting the repeal and replacement of the existing certificate of need process for new or modified operating, intentionally omitting the establishment of new and changes to existing regulatory bodies, accepting investments and proposals related to workforce training, recruitment and retention, accepting the new definition for "emergency medical service," accepting proposals for system-sustainability plans, authorizing mobile integrated healthcare, and advancing language to provide payments to municipalities whose EMS are other municipal departments, volunteer or non-profit entities (Part of S.1852), advancing provisions to label EMS as an "essential" and required service and allowing for volunteer EMS to be eligible for benefits under State Pension system and NYSHIP systems (Part of S.4020), and providing for a uniform ambulance assessment fee on certain ambulance revenue to cover increased Medicaid rates for EMS services (S.5122).
* PART T -- The Senate modifies the Executive proposal to establish a lead paint inspection registry for rental properties located outside New York City by changing the administrator of the program from the Department of Health to the Division of Housing and Community Renewal.
* PART U -- The Senate modifies the Executive proposal to prohibit electronic communication service entities from sharing abortion procedure information with out-of-state law enforcement and "geofencing" around healthcare facilities by advancing language to establish privacy standards for health products and services and permissible data brokering, and establishing a private right of action for violations (S.158).
* PART V -- The Senate intentionally omits the Executive proposal to allow pharmacists to prescribe and dispense self-administered hormonal contraceptives and emergency contraception. The Senate has passed S.1043 to provide this access.
* PART W -- The Senate intentionally omits the Executive proposal to expand the scope of practice for medical providers and the introduction of the Interstate Licensure Compact and Nurse Licensure Compact.
* PART X -- The Senate accepts the Executive proposal to create minimum standards for temporary healthcare staffing agencies.
* PART Y -- The Senate modifies the Executive proposal to require affidavits for medical debt lawsuits, require registration and reporting of certain companies in the prescription drug supply chain, require drug manufacturers to notify the Department of Financial Services of drug price increases, report pay for delay agreements, create a uniform financial assistance form to access Indigent Care Pool and Indigent Care Adjustment funding, and create a guaranty fund by advancing language that creates a presumption of anticompetitiveness against pay for delay agreements (S.4513), and accepting the rest of the proposal.
* PART AA -- The Senate accepts the Executive proposal to mandate an additional test for syphilis in pregnant patients and expand

circumstances where an individual must be screened, diagnosed, and treated for Hepatitis C (HepC or HCV).

* PART BB -- The Senate intentionally omits the Executive proposal to add substances to the State Schedule I and II lists, expand the definition of "imitation controlled substance," and establish new criminal penalties related to the possession and sale of an imitation controlled substance.
* PART CC -- The Senate intentionally omits the Executive proposal to transfer oversight of healthcare workers from the New York State Education Department to the Department of Health.
* NEW PART KK -- The Senate advances language to remove certain restrictions on eligibility for personal and home care services under Medicaid (S.328).
* NEW PART LL -- The Senate advances language to establish a task force on missing women and girls who are Black, indigenous, and people of color (S.4266).
* NEW PART OO -- The Senate advances language to clarify the look-back period for Medicaid eligibility for home care services (S.2125).
* NEW PART PP -- The Senate advances language to establish a grant program for medical interns or residents to receive training in the performance of an abortion and related reproductive health services and establishes a fund for the grant program to draw from (S.3060).
* NEW PART QQ -- The Senate advances language to establish a Women's Health Program in state and local correctional facilities (S.4264).
* NEW PART RR -- The Senate advances language to increase the minimum wage for home care workers by an additional two dollars over two years subject to federal participation, require the Department of Health (DOH) to make state-directed payments to providers for the purposes of supporting wage increases, and allow the Comptroller to review contracts between managed care organizations and licensed home care services agencies, fiscal intermediaries, or any agencies subject to the home care minimum wage increase, to ensure that rates being offered are adequate and meet the Department's actuarial standards. Should the Comptroller find evidence of inadequate rates, it will refer such instances to DOH and the Medicaid Fraud Control Unit (OMIG) for enforcement. DOH and OMIG will have the ability to not act on the referral. The reports and responses will be public information and made available in the Comptroller's website (Part of S.3189).
* NEW PART SS -- The Senate advances language to cover doula services under the Medicaid program and establish a rate for those services.
* NEW PART TT -- The Senate advances language to conduct a study on the Medicaid durable medical equipment, prosthetics, orthotics, and supply program, focused on rate adequacy and patient access (S.3131).
* NEW PART UU -- The Senate advances language to retroactively enroll children in the Child Health Plus program to the first of the month when their application is submitted (S.4885).
* NEW PART VV -- The Senate advances language to repeal the 340B carve out, require managed care providers (MCPs) and pharmacy benefit managers (PBMs) to use the fee-for-service preferred drug list in developing their formulary, require MCPs and PBMs to reimburse retail pharmacies and 340B covered entity providers for each drug at the National Average Drug Acquisition Cost (NADAC) or the

fee-for-service reimbursement rate plus a tiered volume-based dispensing fee, require a dispensing fee set by the Commissioner to be an amount of at least $10.18, prohibit MCPs from denying retail pharmacies the opportunity to participate in their network, reimburse contract pharmacies under the 340B program under a fee schedule based on fair market principles and not on a percentage of a claim's total reimbursement or net margin, and prohibit PBMs from limiting an individual's choice to receive their medication from their local, non-mail order pharmacy of choice (S.5136).

* NEW PART WW -- The Senate advances language to expand the number of facilities in the young adults with medical fragility demonstration program.
* NEW PART XX -- The Senate advances language to exempt managed long-term care transportation from the brokers that will be responsible for managing non-emergency medical transportation for Medicaid (S.4788).
* NEW PART YY -- The Senate advances language to reject the administrative changes to the Health Home Program.
* NEW PART AAA -- The Senate advances language to redefine the qualifications for clinical peer reviewers used in external appeals, and expands their role to include utilization reviews (S.8113 of 2022).
* NEW PART BBB -- The Senate advances language to establish a grant program to build reproductive healthcare provider capacity within the state, fund uncompensated care, and provide financial support to organizations providing practical support to individuals within and traveling to the State (S.348-B).
* NEW PART CCC -- The Senate advances language directing the Department of Health to establish rates of reimbursement for pediatric diagnostic and treatment centers for services provided on or after April 1, 2023, to children with medical fragility.
* NEW PART DDD -- The Senate advances language to require the Department of Health to establish a Director of Hospice and Palliative Care Access and Quality within the Office of Primary Care and Health Systems Management (S.4858).
* NEW PART FFF -- The Senate advances language to provide funding for certified home health agencies and hospice programs to increase their services in underserved or hard to serve areas of the state.
* NEW PART GGG -- The Senate advances language to codify the quality incentive program for managed care providers and provide funding for the program (S.3146).

Medicaid Inspector General, Office of the

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $57.4 million.

Higher Education Facilities Capital Matching Grants Program (HECap)

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of no new capital funding as follows:
  - Restores $45 million for HECap and provides an additional $5 million.

- o Adds $30 million for Green HECap.

Higher Education Services Corporation (HESC)

State Operations (S.4000-B)
- * The Senate concurs with the Executive recommendation of $60.8 million.

Aid to Localities (S.4003-B)
- * The Senate modifies the Executive recommendation of $1.1 billion as follows:
  - o Restores:
    - -$2 million for the Nursing Faculty Scholarship
    - -$1 million for the Social Worker Loan Forgiveness Program
    - -$50,000 for the New York Young Farmers Loan Forgiveness Program
  - o Adds $7.5 million to increase the maximum TAP ceiling from $80,000 to $110,000.

Article VII Proposals (S.4006-B)
- * NEW PART RR -- The Senate advances language to increase the maximum TAP eligibility income cap from $80,000 to $110,000 (S.3474).

Homeland Security and Emergency Services, Division of

State Operations (S.4000-B)
- * The Senate concurs with the Executive All Funds recommendation of $138.2 million.

Aids to Localities (S. 4003-B)
- * The Senate modifies the Executive All Funds recommendation of $8.9 billion by restoring $1.8 million in Legislative grants.

Capital Projects (S. 4004-B)
- * The Senate modifies the Executive All Funds recommendation of $93 million by adding $50 million to support the Volunteer Fire Services Capital Fund.

Article VII Proposal (S.4005-B)
- * PART G -- The Senate accepts the Executive proposal to establish a hazard mitigation loan fund.
- * PART H -- The Senate modifies the Executive proposal regarding volunteer firefighters by removing language providing localities with the option to provide a nominal fee to volunteer firefighters. The Senate accepts the part of the Executive proposal that allows

  the Office of Fire Prevention and Control to give a stipend to volunteer firefighters for completing certain firefighter training and advances language to increase the income tax credit to volunteer firefighters from $200 to $800 and to allow the claiming of the income tax credit and existing property tax exemptions.

Homes and Community Renewal

State Operations (S.4000-B)

* The Senate modifies the Executive All Funds recommendation of $181.6 million, an increase of $46.9 million or 34.8 percent from SFY 2022-23 levels, with modifications to provide funding for the following:
  - o $10 million for a Statewide Rent Registry.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive All Funds recommendation of $110.8 million, a decrease of $427.5 million or 79.4 percent from SFY 2022-23 levels, with modifications to provide funding for the following:
  - o The Senate provides $250 million for the Housing Access Voucher Program (HAVP).
  - o Restores:
    - -$50 million for Land Banks and Land Trusts.
    - -$35 million for the Homeowner Protection Program (HOPP) and adds an additional $5 million for a total of $40 million.
  - o The Senate adds $1 million for the Fair Housing Testing Program for a total of $3 million.
  - o The Senate restores $150,000 for the Association for Neighborhood and Housing Development, and adds $50,000 for a total of $200,000.

Capital Projects (S.4004-B)

* The Senate modifies the Executive All Funds recommendation of $479.7 million, a decrease of $4.8 billion or 91 percent from SFY 2022-23 levels, with modifications to provide funding for the following:
  - o Restores:
    - - $350 million for the New York City Housing Authority (NYCHA).
    - - $50 million for Public Housing Authorities outside the City of New York.
    - -$100 million for the Mitchell Lama Preservation and Homeownership Program.
    - -$7 million for the Small Rental Development Initiative and adds $13 million for a total of $20 million.
  - o Adds $250 million for the Infrastructure Support Fund for a total of $500 million.
  - o The Senate adds $4.6 million for the RESTORE program for a total of $6 million.
  - o The Senate adds $3 million for the Access to Homes program for a total of $4 million.

Article VII Proposal (S.4006-B)

* PART F -- The Senate modifies the Executive proposal to set housing growth targets by removing mandatory requirements and overrides of local zoning, doubling total available incentives for smart growth to $500 million in State assistance, supporting the creation of a land use advisory council to review municipal growth over the next

three years, and awarding the $500 million in incentives to municipalities that achieve target goals. The Senate recognizes and supports the need for an expanded and diversified housing supply, particularly affordable housing, in order to address the State's affordability crisis while recognizing the critical role of

community input in meeting development needs with community buy-in to different development strategies. The Senate will further consider programs, policies, and incentives to facilitate the development of a robust and sustainable housing supply across the State in conjunction with partners in State government.

* PART G -- The Senate intentionally omits the Executive proposal to require municipalities in the New York City metro area to amend their zoning to encourage transit-oriented development.
* PART H -- The Senate modifies the Executive proposal to require local boards to submit certain information related to zoning, and the construction, rehabilitation and conversion of buildings to the Commissioner of the Division of Homes and Community Renewal to include language that binds the program in statute to funds allocated by the Executive to ensure localities obtain technical and financial assistance, and removes mandatory reporting requirements.
* PART I -- The Senate intentionally omits the Executive proposal to expand the circumstances under which localities may consider a dwelling abandoned.
* PART J -- The Senate modifies the Executive proposal to amend the residential requirements for multiple dwellings for commercial conversions to combine its regulatory changes with the commercial conversion tax incentive recommended in Part P of the Executive Budget (S.5080) and adds an opt-in commercial conversion tax incentive outside of New York City, as well as addressing labor standards.
* PART K -- The Senate intentionally omits the Executive proposal to allow the City of New York to establish a program which addresses the legalization or the conversion of basement and cellar dwelling units.
* PART L -- The Senate intentionally omits the Executive proposal to eliminate the residential 12.0 floor area ratio (FAR) requirement in New York City.
* PART M -- The Senate intentionally omits the Executive proposal to update tax abatement incentives for affordable multiple dwellings in New York City, and intends to address an updated tax abatement for the City of New York outside of the budget process (S.4709).
* PART N -- The Senate intentionally omits the Executive proposal to provide an opt-in tax exemption for new multi-family development outside of New York City.
* PART O -- The Senate intentionally omits the Executive proposal to provide homeowners with an opt-in tax exemption for the creation of new accessory dwelling units outside of New York City.
* PART P -- The Senate intentionally omits the Executive proposal to create a tax incentive program to convert commercial buildings to residential dwellings in New York City and combines the provisions with ELFA Part J of the Executive Budget.
* PART Q -- The Senate modifies the Executive proposal to increase funding for the Rural Preservation Program from $5.36 million to $7.75 million and increase the funding for the Neighborhood Preservation Program funding from $12.8 million to $17.78 million. In addition, the Senate provides carve outs of $125,000 each for the Neighborhood and Rural Preservation Coalitions.

* PART R --The Senate intentionally omits the Executive proposal to extend the 421-a completion deadline, with an intention to address

projects on an individual basis outside of the budget process.
* NEW PART GG -- The Senate advances a new proposal to create the Housing Access Voucher Program to provide rental assistance in the form of vouchers to individuals who are homeless or facing imminent risk of becoming homeless (S.568-A).
* NEW PART JJ -- The Senate advances a new proposal to require the New York City Housing Authority to compensate residents for disruptions in vital services such as utilities (S.546).
* NEW PART OO -- The Senate advances a new proposal establishing the Special Commission on Affordable Housing (S.9462 of 2022).
* The Senate supports advancing tenant protections that align with the core principles of Good Cause Eviction.
* The Senate supports the concepts and core principles of the short-term rentals bill and intends to address the issue outside of the budget process.

Hudson River Valley Greenway Communities Council

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $245,000.

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive recommendation of $250,000.

Human Rights, Division of

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $28.9 million, an increase of $7.8 million or 37.5 percent from SFY 2022-23 levels.

Indigent Legal Services, Office of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $7.3 million.

Aids to Localities (S. 4003-B)
* The Senate modifies the Executive All Funds recommendation of $359.3 million as follows:
  - Adds $25 million for the Assigned Counsel Program ("18-B"), to support the modification of Article VII PPGG Part P.
  - Adds $10 million for the Parental Representation Program.

Article VII Proposals (S.4005-B)
* PART P -- The Senate modifies the Executive proposal regarding the Assigned Counsel Program by raising the hourly rate for attorneys to $180 for downstate counties and $158 for upstate counties, to be phased in over a period of five years. The Senate also advances language that will require the State and counties to share the cost of the rate increase (S.1777-A).

Information Technology Services, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $863.2 million, an increase of $36.1 million or 4.4 percent from SFY 2022-23 levels.
    - The Senate provides $500,000 for an inventory of technological assets.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation of $130.7 million, an increase of $15 million or 13 percent from SFY 2022-23 levels.

Article VII Proposal (S.4005-B)
* NEW PART VV -- The Senate advances language to require all state agencies to perform an inventory of technological assets, including all hardware and software, for the purpose of identifying vulnerabilities and capacity needs.

Inspector General, Office of the State

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $9.8 million, an increase of $1.4 million or 16 percent from SFY 2022-23 levels.

Interest on Lawyer Account

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $2.2 million.

Aids to Localities (S.4003-B)
* The Senate concurs with the Executive All Funds recommendation of $52 million.

Judiciary

Legislature and Judiciary (S.4001-A)
* The Senate modifies the Office of Court Administration All Funds recommendation of $3.4 billion as follows:
    - Adds $19 million to support a two-year pilot program in New York City to operate Family Court until midnight.
    - The Senate proposes to modify the Office of Court Administration budget to require mandatory reporting to the Legislature and Executive subject to withholdings of non-personal service funding for failure to comply.

Article VII Proposals (S.4005-B)
* PART U -- The Senate intentionally omits the Executive proposal to apply a variable, market-based interest rate to court judgments.
* NEW PART RR -- The Senate advances language to create a two-year pilot program in New York City to operate Family Court until midnight (S.2355).
* NEW PART XX -- The Senate advances language to authorize audio-visual recording in judicial proceedings (S.160).

* NEW PART DDD -- The Senate advances language to increase transparency in the Unified Court System, including requiring the Office of Court Administration to report certain information to the other branches of government.

Judicial Conduct, Commission on

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $8.1 million.

Judicial Nomination, Commission on

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $30,000.

Judicial Screening Committee

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $38,000.

Justice Center for Protection of People with Special Needs

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $60.9 million.

Aids to Localities (S.4003-B)
* The Senate concurs with the Executive All Funds recommendation of $800,000.

Labor, Department of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $1.1 billion, a decrease of $111.3 million or 10.2 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $6.2 billion, a decrease of $4 billion or 39 percent from SFY 2022-23 levels:
  - o Restores $19.4 million in funding for Senate priorities.
  - o Adds $4.2 million for the Cornell Industrial Labor School Climate Jobs Institute.
  - o Adds $1.5 million for the Cornell Industrial Labor School Cannabis Workforce Initiative.
  - o Adds $2.5 million for other Senate Legislative Priorities, including:
    - -$750,000 for the Edward Malloy Apprenticeship Program.
    - -$250,000 for a Non-Traditional Employment for Women Child Care pilot program.
    - -$250,000 for the Workforce Development Institute Hazard Abatement Program.

- Adds $1 million for New Jewish Home for training for under-privileged youth to become Certified Nurse Assistants, and using this model to expand these training services Statewide.

Article VII Proposals (S.4006-B)

* PART S -- The Senate intentionally omits the Executive proposal related to minimum wage indexing. The Senate supports raising the minimum wage and then indexing the minimum wage to inflation after a sufficient increase to ensure that New Yorkers earn a living wage to support their basic needs and the needs of their families.
* PART T -- The Senate intentionally omits the Executive proposal to require New York City to establish an Office of Community Hiring and Workforce Development.
* NEW PART AA -- The Senate advances language to expand the Healthy Terminals Act to include New York Stewart International Airport as a covered airport location for purposes of establishing specific standards for prevailing wage rates for airport workers (S.3571).
* NEW PART BB -- The Senate advances language to extend paid sick leave to domestic workers (S.1801).
* The Senate supports reviewing options to address access to benefits for those who are ineligible for traditional unemployment benefits.
* The Senate supports exploring the use of conduit financing to provide unemployment insurance premium relief to business owners across the State.

Labor Management Committees

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $37.8 million, an increase of $12.3 million or 48.3 percent from SFY 2022-23 levels.

Law, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $342 million, an increase of $21.8 million compared to SFY 2022-23 levels.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive All Funds recommendation of $2.75 million, a decrease of $3.75 million compared to SFY 2022-23 levels.

Lieutenant Governor, Office of the

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $746,000, which is no change from SFY 2022-23 levels.

Local Government Assistance

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of

$2.5 million for the Financial Restructuring Board, unchanged from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $754.2 million, unchanged from SFY 2022-23 levels, with modifications to provide funding for the following:
  - o $210 million in additional funding for Aid and Incentives to Municipalities (AIM), distributed proportionally across the State to current AIM recipients.
  - o $300,000 for the Village of New Paltz for expenses related to police and fire services associated with SUNY New Paltz.
  - o $289,000 for the City of Kingston for Sojourner Truth Park.
  - o $33,000 for the Town of Ulster for Sojourner Truth Park.
  - o $250,000 for the Aid and Incentives for Municipalities (AIM) Redesign Task Force.

Article VII Proposal (S.4005-B)

* PART AA -- The Senate accepts the Executive's proposal to extend various commercial property and sales tax incentives in New York City.
* PART BB -- The Senate intentionally omits the Executive's proposal to repeal the County-Wide Shared Services Initiative payment to the North Shore Water Authority.
* NEW PART LL -- The Senate advances language to establish a New York Aid and Incentives for Municipalities (AIM) redesign task force (S.770). This task force would study the current AIM formula and distribution levels, and explore reinstating AIM funding for New York City.
* NEW PART AAA -- The Senate advances language to increase monitoring and oversight of Orange County Industrial Development Agency (IDA) activities and decision making, including but not limited to contracting and payment in lieu of taxes agreements.

Article VII Proposal (S.4008-B)

* NEW PART ZZZ -- The Senate advances language to repeal the Madison Square Garden tax exemption and send all future revenues generated from property taxes on such property to the Metropolitan Transportation Authority (MTA).

Mental Health, Office of

State Operations (S.4000-B)

* The Senate modifies the Executive All Funds recommendation of $2.3 billion by modifying appropriation language to include reporting requirements to notify the Legislature before residential, community and State-operated beds are opened.

Aids to Localities (S.4003-B)

* The Senate modifies the Executive All Funds recommendation of $2.7 billion as follows:
  - -Adds $130 million to support an 8.5 percent Cost-of-Living Adjustment (COLA).
  - -Adds $10 million to establish a Daniel's Law Pilot Program.

The Pilot Program would support new and existing programs that respond to the needs of individuals involved in a mental health crisis. Funding would be used to establish the utilization of best practices, create reporting requirements, and incentivize local governments to improve services related to mental health crisis awareness and response.

- Adds $5 million in Legislative grants.
  * $3 million to support restoration of prior year grants.

-$3 million to support workgroups to study and issue recommendations on suicide prevention in LGBTQ+, Black, and Latina children and youth.

-Adds $1.06 million to support Comprehensive Care Center for Eating Disorders.

-Adds $300,000 for the Veteran's Mental Health Training Initiative.

-Reduces $700,000 for intentionally omitting HMH Part GG.

Capital Projects (S.4004-B)

* The Senate modifies the Executive All Funds recommendation of $1.5 billion as follows:
  - Modifies appropriation language to include reporting requirements to notify the Legislature before residential, community and State-operated beds are opened.
  - Carves out up to $9 million to support beds operated by Fountain House Inc.

Article VII Proposal (S.4007-B)

* NEW PART ZZ -- The Senate advances language to create workgroups to study and issue recommendations on suicide prevention in LGBTQ+, Black, and Latina children and youth.
* NEW PART HHH -- The Senate advances language to create a workgroup to study and issue recommendations on implementing Daniel's Law, and create a pilot program to support non-police, trauma-informed, community-led responses to mental health, alcohol, and substance use crises.

Mental Hygiene, Department of

State Operations (S.4000-B)

* The Senate modifies the Executive All Funds recommendation of $600 million as follows:
  - Adds $500 million appropriation to support 8.5 percent COLA.

Article VII Proposal (S.4007-B)

* PART DD -- The Senate modifies the Executive proposal to provide a 2.5 percent cost-of-living adjustment by increasing the cost-of-living adjustment to 8.5 percent and indexing future cost-of-living adjustments to the consumer price index (Part of S.1291).
* PART EE -- The Senate modifies the Executive proposal extending the managed long-term care statute for the Office of People with Developmental Disabilities (OPWDD) by reducing the extension to one

year.
* PART FF -- The Senate accepts the Executive proposal to increase flexibility in delegating nursing tasks by allowing direct support staff in OPWDD community-based programs to perform certain tasks, if under the instruction of the service recipient or their representative, and supervised by a registered professional nurse.
* PART GG -- The Senate intentionally omits the Executive proposal to create a "qualified mental health associate" credential for paraprofessionals who provide services for the Office of Mental Health.
* PART HH -- The Senate accepts the Executive proposal to allow the Office of Mental Health and the Office of Addiction Services and Supports to jointly license certified community behavioral health clinics and create an Indigent Care Pool to compensate providers who suffer losses due to uncompensated care.
* PART II -- The Senate accepts the Executive proposal to require commercial insurance coverage of certain behavioral health services, exempt certain behavioral health services and substance use disorder drugs from preauthorization or utilization review, require payment parity for telehealth mental health services, create penalties for payment parity violations, and require DFS to promulgate regulations related to behavioral health and substance use disorder network adequacy.
* PART JJ -- The Senate modifies the Executive proposal to enhance the authority of the Commissioner to impose penalties on providers for failing to comply with operating certificates or the Mental Hygiene Law by including protections for attempts made in good faith to comply with applicable operating certificates and the law.
* NEW PART EEE -- The Senate advances language to direct the Commissioner to establish a maternal mental health workgroup to study and issue recommendations related to maternal mental health, perinatal, and postpartum mood and anxiety disorders (S.2359).

People with Developmental Disabilities, Office for

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $2.4 billion.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive All Funds recommendation of $4.9 billion as follows:
  - Adds $290 million to support an 8.5 percent Cost-of-Living Adjustment (COLA).
  - Adds $1 million to support Legislative Grants, including a $450,000 restoration to support prior year Legislative Grants.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation of $119.5 million.

Article VII Proposal (S.4007-B)
* NEW PART NN -- The Senate advances language to create an independent intellectual and developmental disability ombudsman program

(S.3108).

Planning Council, Developmental Disabilities

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $4.76 million.

Metropolitan Transportation Authority

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive recommendation of $892.2 million, a decrease of $9.6 million or 1.1 percent from SFY 2022-23 levels.
* The Senate rejects the MTA's proposed biennial fare hikes in 2023 and 2025.
* The Senate supports the MTA implementing a pilot program to test providing two free buses in each borough.

Article VII Proposal (S.4008-B)
* PART A -- The Senate accepts in principle the Executive proposal to create a five-year pilot program for the operation of a camera enforcement program on MTA buses for vehicles illegally stopped or parked in bus stops and lanes, bike lanes, double parking areas, and in general no standing zones and adds other conforming language.
* PART B -- The Senate intentionally omits the Executive proposal to establish a speed camera program for the Triborough Bridge and Tunnel Authority.
* PART C -- The Senate intentionally omits the Executive proposal to permanently extend the MTA's authorization to enter into alternative financing arrangements such as value capture with locals and permanently extend several MTA procurement authorizations.
* PART D -- The Senate intentionally omits the Executive proposal to require New York City to fully cover the net paratransit operating expenses of the MTA, to fully cover the MTA's net fare revenue difference from providing reduced Metro Card rates for K-12 students within the City, and to fully cover forgone revenue related to Payroll Mobility Tax exemptions.
* PART E -- The Senate intentionally omits the Executive proposal to authorize the MTA to expand insurance coverage through its Owner-Controlled Insurance Program (OCIP) to include projects related to buses, bridges, and tunnels, including reconstruction.
* PART G -- The Senate accepts the Executive proposal extending binding arbitration provisions in facilitating settlements between the MTA and labor representatives for two years.
* PART H -- The Senate modifies the Executive proposal to expand the aggravated assault provisions involving physical injury against transportation workers to include traffic checkers, motor vehicles license examiners, motor vehicle representatives, highway workers, motor carrier investigators, and motor vehicles inspectors by adding ferry workers and including highway work zone safety protections (S.4647).
* PART I -- The Senate modifies the Executive proposal to expand the current MTA transit ban law to ban people who assault passengers,

customers, or MTA contractors and to expand the law to include offenses committed "adjacent to" the Authority's transportation facilities, and authorize courts to ban offenders outside of the county where the sentencing judge sits. The modification prohibits the Authority from using facial recognition technology to enforce the bans.

* PART Q -- The Senate intentionally omits the Executive proposal to increase the Metropolitan Commuter Transportation Mobility Tax ("Payroll Mobility Tax").
* PART R -- The Senate modifies the Executive proposal to direct funding from downstate casino licenses to the Metropolitan Transportation Authority (MTA) by ensuring that recurring casino tax revenues will be dedicated to education.
* PART UUU -- The Senate advances legislation including the Far Rockaway LIRR station in the MTA's Atlantic Ticket program (S.4719).
* PART AAAA -- The Senate advances a new proposal to increase MTA data transparency by requiring individual contract and project numbers and information and requiring more detail on capital and financial plan expenditures (S.3545 of 2023 and S.2768 of 2022).
* NEW PART BBBB -- The Senate advances legislation increasing the corporate franchise tax surcharge levied for the Metropolitan Transportation Authority from 30% of State liabilities to 45% of State liabilities.
* NEW PART DDDD -- The Senate advances language authorizing New York City to establish a parking permit system for residential neighborhoods in the City. Revenues from the parking permit system will be dedicated to the MTA.

* NEW PART EEEE -- The Senate advances legislation to exempt local governments in Dutchess, Orange, Putnam, and Rockland from the MTA payroll tax and residents of those counties from supplemental vehicle registration and license fees used to fund the MTA.
* NEW PART FFFF -- The Senate advances language establishing a surcharge on transportation network company rides that occur in the City of New York to be dedicated to the MTA, and advances language establishing a surcharge on transportation network company rides that occur outside the City of New York which will be dedicated to Upstate and Downstate non-MTA transit funding.

Military and Naval Affairs, Division of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $150 million.

Aids to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $1.5 million.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive All Funds recommendation of $180 million.

Mortgage Agency (SONYMA)

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $76.8 million, unchanged from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $207 million, an increase of $51.7 million or 1.3 percent from SFY 2022-23 levels.

Motor Vehicles, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $118.9 million, an increase of $2.4 million or 2.1 percent from SFY 2022-23 levels.

Aids to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $24.8 million, unchanged from SFY 2022-23 levels.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive recommendation of $333.97 million, a decrease of $95.6 million or 22.4 percent from SFY 2022-23 levels.

Article VII Proposals (S.4008-B)

* PART J -- The Senate modifies the Executive proposal to extend DMV's authorization to permit autonomous vehicle demonstrations and tests for one year until April 1, 2024 by accepting the extension and including vehicle to vehicle communication technology to their testing and demonstrations.

* PART L -- The Senate modifies the Executive Proposal to expand the "dangerous driving offenses" triggering DMV refusal to issue a driver's license to include per se DWI (.08 BAC), aggravated DWI (.18 BAC), first- and second-degree vehicular assault, aggravated vehicular assault, first- and second-degree vehicular manslaughter, and aggravated vehicular homicide to add mandatory installation of ignition interlock devices for DWI convictions (S.775) and dedicating DWI surcharges revenues to STOP-DWI program expenses (S.2712).
* PART M -- The Senate accepts the Executive proposal to change the portion of fees a county clerk may receive from the DMV for handling motor vehicle-related services.
* PART N -- The Senate modifies the Executive's proposal to increase penalties on commercial vehicles that park overnight in residential areas in New York City by incorporating higher fines (S.518) and addressing the issue of overnight school bus parking in residential neighborhoods (S.1186).

The Senate supports efforts to modernize the DMV's Insurance Information and Enforcement System for the Compulsory Insurance Program, including adoption of an online verification system.

National And Community Service

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $30.9 million, a decrease of $2,281 or 0.01 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive recommendation of $454,000, an increase of $22,000 or 5.1 percent from SFY 2022-23 levels.

Olympic Regional Development Authority

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $14.1 million.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive recommendation of $90 million.

Parks, Recreation and Historic Preservation

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $353.7 million.

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive recommendation of $11.6 million.

Capital Projects (S.4004-B)
* The Senate modifies the Executive recommendation of $344.9 million by restoring $50 million in funding for infrastructure projects at State parks.

Article VII Proposal (S.4008-B)

* PART MM -- The Senate accepts in principle the Executive proposal to expand funding for snowmobile trail development and maintenance through an increase to snowmobile registration fees and makes a technical change to grant application requirements.
* PART NN -- The Senate intentionally omits the Executive proposal to alter pleasure vessel equipment standards.
* NEW PART CCC -- The Senate advances language requiring the Department of Parks, Recreation and Historic Preservation to develop a parks passport program (S.261).
* NEW PART DDD -- The Senate advances language to study a proposed expansion of the Long Island Motor Parkway (S.3011).

Power Authority, New York

Capital Projects (S.4004-B)
* The Senate concurs with the Executive recommendation of $7.5 million.

Article VII Proposal (S.4008-B)

* PART XX -- The Senate intentionally omits the Executive proposal to authorize NYPA to develop and operate renewable energy generating programs and use the proceeds to establish the Renewable Energy Access and Community Help Program. The Senate has already passed S.4134, which addresses the issue in a comprehensive manner.
* PART YY -- The Senate accepts the Executive proposal to extend NYPA's current authorization to procure renewable products, allocate and sell renewable products that it produces or procures to public entities and NYPA customers by 20 years to June 30, 2044.

Prevention of Domestic Violence, Office for the

State Operations (S.4000-B)
* The Senate modifies the Executive All Funds recommendation of $5.1 million as follows:
  - Reduces $300,000 due to intentionally omitting Article VII PPGG Part I related to the modernization of domestic and gender-based violence model policy.

Aid to Localities (S.4003-B)
* The Senate concurs with the Executive All Funds recommendation of $7 million.

Article VII Proposal (S.4005-B)
* PART I -- The Senate intentionally omits the Executive proposal to modernize gender-based violence policies and procedures and takes the position that such a proposal requires significant discussion with various stakeholders and should be addressed outside of the budget process.

Prosecutorial Conduct, Commission on

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $1.8 million. The Senate urges the Governor to effectuate all necessary appointments to the Prosecutorial Conduct Commission as soon as possible so the Commission can undertake its critical work.

Public Employment Relations Board

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $4.9 million, an increase of $636,000 or 14.7 percent from SFY 2022-23 levels.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation to zero out funding for the modernization program of SFY 2022-23 that becomes a reappropriation this year.

Ethics and Lobbying in Government, Commission on

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $7.8 million.

Article VII Proposal (S.4005-B)

* PART Z -- The Senate accepts the Executive proposal to stagger term durations for appointees to the Commission on Ethics and Lobbying in Government.

Public Service, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $111.8 million.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $205.8 million, with modifications to codify the Energy Affordability Guarantee and to clarify that any energy usage cap applies only to energy usage subject to the Guarantee.

Article VII Proposal (S.4008-B)

* PART VV -- The Senate modifies the Executive proposal to make permanent the State's current authorization to allow various agencies to finance costs incurred on behalf of the Department of Public Service from assessments on cable television companies and public utilities by reducing it to a one-year extension.
* NEW PART LLL -- The Senate advances language to require utilities to submit details on their customer arrears to the Public Service Commission and directs the Commission to issue a report on customer arrears across the state, as well as the effects of the COVID-19-related state of emergency on the provision of electric, gas, water, and telephone services to residential and commercial customers (Parts of S.1316 and S.1293).
* NEW PART MMM -- The Senate advances language to align the Public Service Law with the emission reduction mandates of the Climate Leadership and Community Protection Act, ensure an equitable transition from the gas distribution system to a renewable system for heating and hot water, eliminate entitlement for new gas connections, and cap the energy burden of low income households to 6% of their income (S.2016).

State, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $139.3 million, an increase of $21.2 million or 17.9 percent from SFY 2022-23 levels, with modifications to provide funding for the following projects:
  - $5 million for establishing the Office of Racial Equity and Social Justice.
  - $5 million for establishing the Office of Native American Affairs.
  - $1 million establishing the Commission on Asian Americans and Pacific Islanders.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive All Funds recommendation of $179.2 million, a decrease of $24 million or 11.8 percent, with modifications to provide funding for the following:
  - o Restores $20 million for Asian American and Pacific Islander (AAPI) equity budget coalition priorities, and adds $12.25 million for the Asian American and Pacific Islander (AAPI) equity budget coalition priorities.
  - o Adds $30 million for the Office of New Americans.
  - o Adds $7 million for the Local Code Enforcement Program.
  - o Restores $1.35 million for the Public Utility Law Project, and adds $650,000 for a total of $2 million.
  - o Restores $2 million for the New York State Immigration Coalition and adds $500,000 for this purpose.
  - o Adds $1 million for Native American Health Clinics.
  - o Adds $224,000 for State Opportunity Centers in Westchester County to support the growing immigrant population.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive recommendation of $202 million, which is no change from SFY 2022-23.

Article VII Proposals (S.4005-B)

* NEW PART MM -- The Senate advances language establishing the Office of Native American Affairs to act as a centralized office for Native American nations to access information on State programs that are applicable to Native Americans (S.4648).
* NEW PART NN -- The Senate advances language establishing an Asian American and Pacific Islander (AAPI) Commission, which would be tasked with developing statewide programs and policies to both recognize and encourage the growth of the AAPI communities in the state (S.1051).
* NEW PART QQ -- The Senate advances language creating the Office of Racial Equity and Social Justice to serve as the official State planning and coordinating office for changes in race or social justice policies, practices, and in the allocation of State resources. It is essential that the Office consider plans for eliminating institutional racism and improving racial equity and social justice (S.1359).

Article VII Proposals (S.4008-B)

* PART T -- The Senate accepts the Executive's proposal to simplify the process by which a residential condominium designates the secretary of state as agent for service of process.
* PART V -- The Senate intentionally omits the Executive proposal to expand authorization to perform natural organic reduction.

* PART X -- The Senate modifies the Executive proposal to provide flexibility under the Open Meetings Law (OML) to public bodies organized for disability matters by advancing language to specify which public bodies would be able to host fully-virtual open meetings, link the term "individuals with disabilities" to the existing parameters set by Human Rights Law, and allow for individuals with disabilities to be counted toward a quorum under the existing hybrid OML system (S.1525).

* PART Y -- The Senate accepts the Executive proposal to establish traineeships for nail salon employees and alter requirements for cosmetologists and barbering apprentices.

State Police, Division of

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $1.1 billion.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation of $237.5 million.

Article VII Proposals (S.4005-B)
* PART E -- The Senate modifies the Executive proposal to establish a statewide repository of criminal shooting incidents by including language to prohibit the inclusion of personally identifiable information in the repository. The Senate opposes data in this repository being used to establish or facilitate any policy that would lead to the over-policing of neighborhoods.

State University of New York (SUNY)

State Operations (S.4000-B)
* The Senate modifies the Executive recommendation of $11.6 billion as follows:
  - o Modifies the endowment to ensure Comptroller oversight of funds and grants the SUNY Trustees authority to determine eligibility for the endowment.
  - o Provides additional:
    - -$151 million for operating aid.
    - -$14.6 million for the elimination of graduate student fees.
    - -$7.3 million for SUNY Educational Opportunity Centers.
    - -$6 million for SUNY Educational Opportunity Programs.
    - -$350,000 for SUNY Black Leadership Institute.
  - o Restores:
    - -$68 million for SUNY Hospitals Debt Service. The Senate understands and continues to support the critical role that SUNY Hospitals play in providing critical safety net coverage.
    - -$1 million for SUNY Maritime.
    - -$1 million for Mental Health Services.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $445.4 million as follows:
  - o Provides additional:
    - -$16.7 million in additional operating aid for the community colleges.
    - -$11.2 million for the FIT County Chargeback.
    - -$1.7 million for the New York City Cornell Cooperative Extension Program.
  - o Restores $5.4 million for child care centers.

* The Senate omits language requiring SUNY to submit a plan to DOB to operate in the future without a base aid funding floor.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $1.7 billion as follows:
  - o Restores:
    - -$350 million in Flexible Capital.
    - -$10 million for Maintenance of the EOP Centers.
  - o Rejects $200 million for the SUNY-Wide Digital Transformation Initiative.

Article VII Proposal (S.4006-B)

* PART B -- The Senate intentionally omits the Executive proposal to increase tuition at SUNY and CUNY.
* PART C -- The Senate accepts the Executive proposal to ensure medication abortion access at SUNY and CUNY.
* NEW PART CC -- The Senate advances language to eliminate current and future mandatory university fees to SUNY and CUNY graduate students, where the graduate student is serving either as a full-time or half-time graduate student worker (S.3500).
* NEW PART PP -- The Senate advances language to establish the SUNY Black Leadership Institute (S.4743).
* NEW PART QQ -- The Senate advances language to allow cadets that receive a SUNY Maritime scholarship to be allowed to use scholarship money on any cost associated with attendance (S.5083).
* The Senate supports exploring options to raise additional resources for SUNY through increases to out-of-State tuition while ensuring that tuition remains competitive with other states' higher education systems.

Statewide Financial System

State Operations (S.4000-B)

* The Senate concurs the Executive All Funds recommendation of $32 million, an increase of $65,000 or 0.2 percent from SFY 2022-23 levels.

Tax Appeals, Division of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $3.4 million, an increase of $72,400 or 2.1 percent from SFY 2022-23 levels.

Taxation and Finance, Department of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $471.9 million, consistent with SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $7.9 million, an increase of $1.0 million or 12.6 percent from SFY

2022-23 levels.

Temporary and Disability Assistance, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive recommendation of $465.6 million, a decrease of $186 million or 28.6 percent from SFY 2022-23 levels.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $7.9 billion as follows, an increase of $1.4 billion or 20.5 percent from SFY 2022-23 levels as follows:
  - Adds:
    - -$389 million for the Emergency Rental Assistance Program (ERAP) for a total of $639 million.
    - -$5 million for Legal Representation for Eviction Outside of NYC for a total of $40 million.
    - -$5 million in additional support for the Refugee Resettlement Program, for a total of $7 million.
    - -$1.5 million for the Disability Advocacy Program (DAP), for a total of $6.75 million.
    - -$16 million to provide an allowance for the cost of diapers.
    - -$20 million for a 30% cap on rent contributions for HIV-positive individuals.
    - -$5 million to support legislative initiatives.
  - Restores $3 million for the Double Up Food Bucks program.
  - Restores funding for the following TANF programs:
    - -$5.9 million for the Child Care Facilitated Enrollment Demonstration Projects in New York City and Monroe Counties.
    - -$2.5 million for the Child Care Facilitated Enrollment Demonstration Welfare Projects in the Capital District and Oneida County.
    - -$800,000 for the Welfare to Careers Program.
  - The Senate supports reimbursing NYC for 29 percent of claims even if claims exceed the $1 billion appropriated for the Migrant Service and Assistance program.
  - The Senate supports expanding summer youth employment opportunities to a year-round initiative.

Capital Projects (S.4004-B)

* The Senate concurs with the Executive recommendation of $128 million, unchanged from SFY 2022-23 levels.

Article VII Proposal (S.4006-B)

* PART X -- The Senate modifies the Executive proposal to increase access to education and economic stability for public assistance recipients by advancing language which creates a six-month earned income disregard in certain circumstances (S.2144).
* PART Y -- The Senate modifies the Executive proposal to provide reimbursement to victims of public assistance fraud to include the reimbursement of additional benefits (S.4736).
* PART Z -- The Senate accepts the Executive proposal to authorize the pass-through of any Federal Supplemental Security Income Cost of Living Adjustment.

* NEW PART II -- The Senate advances language to require local social service districts to cap rent contributions for HIV-positive people at 30 percent of their household income (S.183).
* NEW PART KK -- The Senate advances language to require the Office of Temporary and Disability Assistance to establish a statewide program that would automatically grant individuals and families who qualify for income-based affordability programs eligibility for utility corporation energy affordability programs and requires notification of eligibility to other relevant affordability programs to participants (S.4548).

Thruway Authority

Article VII Proposal (S.4008-B)
* PART F -- The Senate modifies the Executive proposal to create a new mechanism for DMV to block the registration of a vehicle based on a toll-related offense, increase penalties for license plate concealment, and authorize law enforcement and the DMV to seize license plate obstructing materials by replacing it with the Senate's Toll Payer Protection Act (S.492-A) and including additional public outreach language.
* NEW PART VVV -- The Senate advances a new proposal to require all locations that sell E-ZPasses to allow for use of cash payments for E-ZPasses and waives E-ZPass deposit requirements for 60 days after a toll increase (S.1361).

Transportation, Department of

State Operations (S.4000-B)
* The Senate modifies the Executive recommendation of $494.4 million, an increase of $50.8 million or 11.5 percent from SFY 2022-23 levels by adding $2 million for 10 State railroad inspectors.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive recommendation of $5.4 billion, an increase of $642.5 million or 13.5 percent from SFY 2022-23 levels as follows:
* Adds:
    - o $88.6 million in additional support for STOA funding to non-MTA transit systems which would provide a 20% increase, for a total of $5 billion.
    - o $10 million in additional support for the Innovative Transit Mobility Pilot Program, for a total of $20 million.
    - o $16 million for grants to municipalities to fund DOT project studies. These grants will help municipalities fund initial designs for road and transit projects, including but not limited to the following studies:
        - -State Route 35 and State Route 202.
        - -State Route 9-A in Manhattan.
        - -Brooklyn Boulevard.
    - o $6 million for the Cross Bay Bridge Reimbursement Program.

Capital Projects (S.4004-B)
* The Senate modifies the Executive recommendation of $8.59 billion,

an increase of $118.4 million or 1.4 percent from SFY 2022-23 levels as follows:

- o Adds:
  - -$2 billion per year in additional support for the State Road and Bridge Program, for a total of $8 billion over four years, to support bringing roads to a state of good repair within the five-year Capital Plan. This funding will also include, but not limited to, supporting the following priority projects:
    - Complete Streets project in the Village of Kiryas Joel.
    - Renovation of Brookville Blvd in Queens.
    - Running Track Bridge Project in Rochester.
    - Cars on Main Street project along the Buffalo Historic Commercial Corridor.
    - Center for Community Transportation project extending the Cayuga Waterfront.
    - Prospect Street Repairs into the Seneca Nation Indian Hill Community.
    - Relocation of Freight Rail Lines in Lackawanna.
  - -$200 million in additional support for the Consolidated Local Street and Highway Improvement Program (CHIPS), for a total of $738.1 million.
  - -$10 million for the Marchiselli Program, for a total of $50 million.
  - -$50 million for Bridge NY, for a total of $250 million.
  - -$70 million in additional support for the Extreme Winter Recovery program, for a total of $150 million.
  - -$30 million in additional support for the State Touring Routes Program, for a total of $130 million.
  - -$5 million in additional support for Complete Streets project studies, for a total of $10 million.
  - -$7 million in additional support for the Verrazzano Bridge residential and commercial toll rebate program to account for upcoming toll increases, for a total of $26 million.
  - -$15 million in additional support for the Maintenance of State Arterials roads.
- o The Senate supports $100 million for a new five-year capital plan for the Niagara Frontier Transportation Authority (NFTA).
- o The Senate will additionally engage the Department on repairing and modernizing the state-owned portion of the Brooklyn-Queens Expressway, as well as ensuring the Department engages with the City of New York with respect to providing the assistance it needs to complete the capital work on the City-owned portion of the BQE.

Article VII Proposal (S.4008-B)

- * PART K -- The Senate accepts the Executive proposal authorizing New York City to lower its speed limit from 25 mph to 20 mph. The Senate also underscores the importance of the City using a data-driven approach in setting and determining speed limits to ensure that motor vehicles operate at safe speeds in a manner that optimizes all road users' safety and convenience.
- * PART O -- The Senate intentionally omits the Executive proposal to expand the type of commercial vehicles the Department may seize for

failed inspection due to out-of-service safety-related defects. The Senate has already passed a commercial motor vehicle and stretch limousine safety package pursuant to the Stretch Limousine Safety Task Force Report (S.1367, S.1368, S.1369, S.1370-A, S.1371, S.1442, and S.1443-A).

* PART P -- The Senate accepts the Executive proposal to add "quick clearance" language allowing and requiring motorists involved in a crash to responsibly move away from the flow of traffic in a timely manner in the event of a motor vehicle crash that does not involve an injury.
* NEW PART OOO -- The Senate advances a new proposal to allow park and ride projects to be eligible for Marchiselli funding (S.5204).
* NEW PART PPP -- The Senate advances a new proposal to authorize a traffic flow and safety study of State Route 35 and State Route 202 in Westchester County (S.4531-A).
* NEW PART RRR -- The Senate advances a new proposal to authorize the creation of the East of Hudson Road Salt Reduction Task Force (S.2706).
* NEW PART SSS -- The Senate advances legislation to increase the state reimbursement rate for local maintenance of arterial roads by updating the reimbursement formula to reflect inflation, and also indexes future reimbursement rates to the Consumer Price Index (CPI) in the Metropolitan Region (S.3529 of 2022).
* NEW PART TTT -- The Senate advances a new proposal to authorize cities of 250,000 or more to establish scramble crosswalks near school zones on weekdays during school hours (S.2515-A).
* NEW PART CCCC -- The Senate advances legislation authorizing a study of State Route 9-A in Manhattan.

Veterans' Affairs, Division of

State Operations (S.4000-B)

* The Senate modifies the Executive recommendation of $13.03 million, an increase of $1.7 million or 15.4 percent from SFY 2022-23 levels as follows:
  - o Adds $700,000 for the Mobile Veterans Service Centers, for a total of $1 million to provide a minimum of 10 mobile vehicles.
  - o The Senate supports including a Veterans Business Registry into the Executive's proposal to establish a Veterans Memorial registry.

Aid to Localities (S.4003-B)

* The Senate modifies the Executive recommendation of $12.96 million, an decrease of $1.5 million or 10.5 percent from SFY 2022-23 levels as follows:
  - o Adds:
    - -$250,000 to support the Alex R. Jimenez legacy program.
    - -$2.5 million to support legislative initiatives.

Capital Projects (S.4004-B)

* The Senate modifies the Executive recommendation of $4 million, a decrease of $5 million or 55.6 percent from SFY 2022-23 levels as follows by adding $5 million for the Veteran's Nonprofit Capital Program.

Article VII Proposal (S.4006-B)
* NEW PART DD -- The Senate advances language to establish the Alex R. Jimenez legacy program to assist uniform service members, veterans, reserve component members and their families to secure legal immigration status in the United States (S.3586).

Victim Services, Office of

State Operations (S.4000-B)

* The Senate concurs with the Executive All Funds recommendation of $18.3 million.

Aid to Localities (S.4003-B)
* The Senate modifies the Executive All Funds recommendation of $198.6 million by restoring $12 million for the Victims of Crime Act grant program awardees.

Capital Projects (S.4004-B)
* The Senate concurs with the Executive All Funds recommendation of $1.5 million.

Workers' Compensation Board

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $212.4 million, an increase of $6.2 million or 3 percent, from SFY 2022-23.

Welfare Inspector General, Office of

State Operations (S.4000-B)
* The Senate concurs with the Executive recommendation of $1.3 million, an increase of $24,000 or 1.8 percent from SFY 2022-23 levels.

Miscellaneous Appropriations, Data Analytics

State Operations (S.4000-B)
* The Senate concurs with the Executive All Funds recommendation of $0, a decrease of $25 million or 100 percent from SFY 2022-23 levels. However, there is a total of $50 million available for this purpose in reappropriation authority.

Miscellaneous Appropriations, Insurance and Securities Fund Reserve Guarantee

State Operations (S.4000-B)
* The Senate concurs with Executive All Funds recommendation of $1.6 billion, unchanged from SFY 2022-23.

Miscellaneous Appropriations, State Equipment Finance Program

Capital Projects (S.4004-B)
* The Senate concurs with the Executive recommendation of $100

million, unchanged from SFY 2022-23 levels.

Miscellaneous Appropriations, Commercial Gaming Payment Reduction Offsets

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $17.0 million, an increase of $7.0 million or 70.0 percent from SFY 2022-23 levels.

Miscellaneous Items

State Operations (S.4000-B)

* The Senate modifies the Executive recommendation of $10 billion for Special Federal Emergency as follows:
  - Reduces appropriation by $8 billion to an amount consistent with the funding level prior to the pandemic.
  - Modifies appropriation language to require the approval of the Temporary President of the Senate and the Speaker of the Assembly before appropriations can be utilized after the budget is enacted.
* The Senate eliminates the Executive recommendation of $6 billion for Special Public Health Emergency.
* The Senate modifies the Executive recommendation of $2 billion for Special Emergency as follows:
  - Reduces appropriation by $1 billion to an amount consistent with the funding level provided prior to the pandemic.
  - Modifies appropriation language to require the approval of the Temporary President of the Senate and the Speaker of the Assembly before appropriations can be utilized after the budget is enacted.
* The Senate concurs with the Executive recommendation of $773.9 million for the Health Insurance Contingency Reserve.
* The Senate concurs with the Executive All Funds recommendation of $500 million for Public Security and Emergency Response.
* The Senate concurs with the Executive All Funds recommendation of $500 million for Reserve for Federal Audit Disallowance.
* The Senate concurs with the Executive recommendation of $292.4 million for the Health Insurance Receipts Fund.
* The Senate concurs with the Executive reappropriation of $136 million for Health Care and Mental Hygiene Worker Bonuses.

Aid to Localities (S.4003-B)

* The Senate concurs with the Executive recommendation of $250 million for Raise the Age, unchanged from SFY 2022-23 levels.

Article VII Proposal (S.4005-B)

* PART CC -- The Senate modifies the Executive proposal regarding sweeps and transfers to account for spending changes and intentionally omits the Executive proposals for a line of credit and short-term operational borrowing.
* NEW PART PP -- The Senate advances language to restore the State motto as it had been prior to 2020 (S.5528).

Article VII Proposal (S.4008-B)

* PART EE -- The Senate intentionally omits the Executive proposal to increase the bond cap of the Battery Park City Authority.
* PART II -- The Senate intentionally omits the Executive proposal to provide for alternative procurement methodologies in the City of New York and intends to introduce legislation expediting project delivery outside of the budget process.
* PART KK -- The Senate intentionally omits the Executive proposal to expand owner-controlled and contractor-controlled insurance programs and intends to discuss this legislation with stakeholders outside of the budget process.
* NEW PART XXX -- The Senate advances language to create a searchable database of subsidy and economic development benefits provided by local authorities, industrial development agencies, and local development corporations administered by the Authorities Budget Office (S.1737).

* NEW PART YYY -- The Senate advances language to repeal provisions restricting the legal authority of members of the Public Authorities Control Board to review availability of sufficient funding (S.521).

Revenue

Article VII Proposal (S.4009-B)

* PART A -- The Senate accepts the Executive proposal to allow the Department of Tax and Finance to waive interest on late payments for taxpayers affected by disaster emergencies.
* PART B -- The Senate accepts the Executive proposal to limit individuals who actively work at a partnership from claiming an exemption from the MTA payroll mobility tax as limited partners.
* PART C -- The Senate accepts the Executive proposal to allow farmers to claim a refund of excess Investment Tax Credits for a five-year period.
* PART D -- The Senate modifies the Executive proposal to extend and enhance the Film Tax credit by removing language expanding eligible costs to above-the-line expenses, removing language that would provide additional credits to relocated television series, expanding the costs eligible for the additional upstate credit and expanding the funds available to this additional upstate credit. The Senate calls on the Empire State Development Corporation to issue the pending disparity study required to enact the writers and directors diversity credit. The Senate also supports exploring further ways to increase community engagement and participation with projects receiving the Film Tax credit.
* PART E -- The Senate accepts the Executive proposal to allow the Department of Tax and Finance to abate penalties for underpayment of corporate tax prepayments due to unusual circumstances.
* PART F -- The Senate accepts the Executive proposal to extend the application deadline for the COVID-19 Capital Costs Tax Credit for six months.
* PART G -- The Senate accepts the Executive proposal to create a new tax credit for businesses that create or expand the available child care slots for their employees.
* PART H -- The Senate accepts the Executive proposal to reauthorize New York City to allow taxpayers to claim the Biotech Tax Credit for

three years.

* PART I -- The Senate accepts the Executive proposals to extend the temporary corporate franchise tax rates for three years, accepts the proposal to extend the historic properties rehabilitation credit for five years, accepts the proposal to extend the commercial production credit for five years, accepts the proposal to extend the grade 6 fuel oil conversion credit for six months, and modifies the proposal to extend the New York City Musical Theatrical credit by expanding eligibility to include off-Broadway theaters.
* PART J -- The Senate accepts the Executive proposal to remove outdated references in the transportation to individuals with disabilities credit, modifies the proposal to amend the brownfield credit program to provide for additional flexibility for existing projects taking advantage of the Brownfield Redevelopment Tax Credit, and accepts the proposal to amend the definition of taxable income for the purposes of the pass-through entity tax and allowing New York City resident trust and estates to elect to pay the New York City pass-through entity tax.

* PART K -- The Senate intentionally omits the Executive proposal to amend the definition of income for the senior citizen partial real property tax exemption.
* PART L -- The Senate accepts the Executive proposal to extend the authority to impose a fee on oil and gas companies for three years.
* PART M -- The Senate intentionally omits the Executive proposal to establish a new process to distribute the proceeds from the sale of homes foreclosed by municipalities for non-payment of property taxes.
* PART N -- The Senate intentionally omits the Executive proposal to exempt the creation of a valuation methodology for the assessment of wind and solar energy projects from being subject to the State Administrative Procedure Act.
* PART O -- The Senate intentionally omits the Executive proposal to give municipalities the authority to extend their existing sales tax rates through local laws without needing the approval of the Legislature.
* PART P -- The Senate accepts the Executive proposal to remove the registration requirement for the congestion surcharge.
* PART Q -- The Senate accepts the Executive proposal to require motor fuel distributors to remit to the State all the taxes they collect from retailers.
* PART R -- The Senate accepts the Executive proposal to extend the sales tax exemption for goods sold from vending machines for one more year only for vendors who are part of a business enterprise program for blind vendors.
* PART S -- The Senate accepts the Executive proposal to raise the excise tax on cigarettes.
* PART T -- The Senate accepts the Executive proposal to impose additional penalties on cigarette retailers that refuse to allow an inspection by the Department of Tax and Finance.
* PART U -- The Senate intentionally omits the Executive proposal to extend preferential rates for the real estate transfer tax and the New York City real property transfer tax when properties are transferred to the ownership of a qualified real estate investment trusts.

* PART V -- The Senate intentionally omits the Executive's proposal to allow the Department of Tax and Finance to appeal decisions of the Tax Tribunal in court.
* PART W -- The Senate accepts the Executive's proposal to change the timeframe by which the Department of Tax and Finance must deposit funds from three calendar days to three business days.
* PART CC -- The Senate intentionally omits the Executive proposal to require corporations to choose the same treatment as an S-corporation or a C-corporation for state and federal tax purposes with the exemption of qualified manufacturers.
* NEW PART DD -- The Senate advances language to fully de-couple New York from the Qualified Opportunity Zones program and to tax capital gains from investments in these zones in the same manner as other capital gains are taxed (S.543).
* NEW PART HH -- The Senate advances language to expand the maximum credit for the solar energy system equipment credit from $5,000 to $10,000, to allow the credit to include costs of storage systems installed, to make the credit refundable for new businesses (S.3596), and to make conforming changes to the geothermal energy systems credit.
* NEW PART II -- The Senate advances language to repeal the excise tax on medical cannabis (S.5365).

* NEW PART JJ -- The Senate advances language to expand the Empire State Child Credit by allowing it to be claimed for children under four.
* NEW PART KK -- The Senate advances language to close a loophole in the False Claims Act that prohibits actions being taken against companies that knowingly fail to pay taxes by not filing tax returns.
* NEW PART LL -- The Senate advances language to increase the personal income tax rates for filers making over $5 million but not over $25 million from 10.3 to 10.8 percent and for filers making over $25 million from 10.9 to 11.4 percent for Tax Years 2023 through 2027.
* NEW PART MM -- The Senate advances language to allow individuals who file using an Individual Taxpayer Identification Number (ITIN) to claim the state Earned Income Tax Credit and that extends supplemental EITC payments for one year.