

STATE OF NEW YORK

6340

2023-2024 Regular Sessions

IN SENATE

April 17, 2023

Introduced by Sen. KRUEGER -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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

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

1 Section 1. Legislative intent. The legislature hereby finds and
2 declares that the enactment of these appropriations provides sufficient
3 authority to the comptroller for the purpose of making payments for the
4 purposes described herein until such time as appropriation bills submit-
5 ted by the governor pursuant to article VII of the state constitution
6 for the support of government for the state fiscal year beginning April
7 1, 2023 are enacted.

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

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

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for
18 personal service, including liabilities

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

LBD12008-01-3

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

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

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

26 ALL STATE DEPARTMENTS AND AGENCIES

27 For the payment of state operations non
 28 personal service liabilities to the execu-
 29 tive branch, including the comptroller,
 30 and the attorney general, and legislature,
 31 incurred in the ordinary course of busi-
 32 ness, during the period April 1 through
 33 April [~~17~~ 20, 2023, pursuant to existing
 34 state law and for purposes for which the
 35 legislature authorized the expenditure of
 36 moneys during the 2022-2023 state fiscal
 37 year; provided, however, that nothing
 38 contained herein shall be deemed to limit
 39 or restrict the power or authority of
 40 state departments or agencies to conduct
 41 their activities or operations in accord-
 42 ance with existing law, and further
 43 provided that nothing contained herein
 44 shall be deemed to supersede, nullify or
 45 modify the provisions of section 40 of the
 46 state finance law prescribing when appro-
 47 priations made for the 2022-2023 state
 48 fiscal year shall have ceased to have
 49 force and effect [~~22,000,000~~] 48,600,000
 50 -----

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

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

9 ALL STATE DEPARTMENTS AND AGENCIES

10 The sum of [~~thirty million dollars~~
11 ~~(\$30,000,000)] one hundred seventy million
12 dollars (\$170,000,000), or so much thereof
13 as shall be sufficient to accomplish the
14 purpose designated, is hereby appropriated
15 for contracts and grants approved for
16 purposes for which the legislature author-
17 ized the expenditures of money during the
18 2022-2023 fiscal year. An amount up to
19 [~~thirty million dollars (\$30,000,000)] one
20 hundred seventy million dollars
21 (\$170,000,000) shall be available for the
22 payment of capital projects liabilities
23 incurred during the period from April 1
24 through April [~~17~~ 20, 2023 for contracts
25 and grants approved prior to April 1,
26 2023, provided, however, that nothing
27 contained herein shall be deemed to limit
28 or restrict the power or authority of
29 state departments or agencies to conduct
30 their activities or operations in accord-
31 ance with existing law, and further
32 provided that nothing contained herein
33 shall be deemed to supersede, nullify, or
34 modify the provisions of section 40 of the
35 state finance law prescribing when appro-
36 priations made for the 2022-2023 fiscal
37 year shall have ceased to have force and
38 effect~~~~

39	[30,000,000]	<u>170,000,000</u>
40		-----	

41 § 5. Section 5 of chapter 121 of the laws of 2023, relating to making
42 appropriations for the support of government, as amended by chapter 122
43 of the laws of 2023, is amended to read as follows:

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

50 ALL STATE DEPARTMENTS AND AGENCIES

51 The sum of [~~five million dollars~~

1 ~~(\$5,000,000)~~ thirty million dollars
2 (\$30,000,000), or so much thereof as shall
3 be sufficient to accomplish the purpose
4 designated, is hereby appropriated for
5 contracts and grants approved for which
6 the legislature authorized the expendi-
7 tures of money during the 2022-2023 fiscal
8 year. An amount up to [~~five million~~
9 ~~dollars (\$5,000,000)~~] thirty million
10 dollars (\$30,000,000) shall be available
11 for the payment of capital projects
12 liabilities incurred during the period
13 from April 1 through April [~~17~~] 20, 2023
14 for contracts and grants approved after
15 April 1, 2023, provided, however, that
16 nothing contained herein shall be deemed
17 to limit or restrict the power or authori-
18 ty of state departments or agencies to
19 conduct their activities or operations in
20 accordance with existing law, and further
21 provided that nothing contained herein
22 shall be deemed to supersede, nullify, or
23 modify the provisions of section 40 of the
24 state finance law prescribing when appro-
25 priations made for the 2022-2023 fiscal
26 year shall have ceased to have force and
27 effect [~~5,000,000~~] 30,000,000
28 -----

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

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

37 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

38 GENERAL STATE CHARGES

39 STATE OPERATIONS

40 GENERAL STATE CHARGES [~~524,660,000~~] 559,815,000
41 -----

42 General Fund
43 State Purposes Account - 10050

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

PROJECT	AMOUNT

For the state's contribution to the social security contribution fund	
..... [42,000,000]	<u>70,000,000</u>
For the state's share of contributions to the voluntary defined contribution plan made on behalf of eligible employees pursuant to chapter 18 of the laws of 2012 who elect to participate in such plan and who are not otherwise eligible to participate in the SUNY optional retirement program	
..... [460,000]	<u>690,000</u>
For the state's contribution to the health insurance fund and deposit into the retiree health benefit trust fund pursuant to section 99-aa of the state finance law. The state's share of the health insurance program dividends shall be available to pay for the premiums in 2023-24 ..	400,000,000
For payments to the state insurance fund for workers' compensation benefits and other related workers' compensation costs prior to or after they become incurred including but not limited to the benefits defined in chapters 302 and 303 of the laws of 1985	45,000,000
For the state's contribution to employee benefit fund programs	35,000,000
<u>For the state's contribution to the dental insurance plan ...</u>	<u>4,250,000</u>
<u>For the state's contribution to the vision care plan</u>	<u>1,500,000</u>

Project schedule total ...	
..... [522,460,000]	<u>556,440,000</u>

For the payment of the metropolitan commuter transportation mobility tax pursuant to article 23 of the tax law as added by chapter 25 of the laws of 2009 on behalf of the state employees employed in the	

1	metropolitan commuter transportation	
2	district	[2,200,000]
3		<u>3,300,000</u>

4	<u>For payment of claims for damage to personal</u>	
5	<u>or real property or for bodily injuries or</u>	
6	<u>wrongful death caused by officers, employ-</u>	
7	<u>ees, or other authorized persons providing</u>	
8	<u>service to state government while provid-</u>	
9	<u>ing such service, and the state university</u>	
10	<u>construction fund while acting within the</u>	
11	<u>scope of their employment, and while oper-</u>	
12	<u>ating motor vehicles, and for any individ-</u>	
13	<u>uals operating motor vehicles which are</u>	
14	<u>assigned on a permanent basis with unre-</u>	
15	<u>stricted use to state officers and employ-</u>	
16	<u>ees when the person is permanently</u>	
17	<u>assigned the motor vehicle (80559)</u>	<u>75,000</u>
18		<u>-----</u>

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

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

27 JUDICIARY

28	For the purpose of making payments for	
29	personal service, including liabilities	
30	incurred prior to April 1, 2023, on the	
31	payrolls scheduled to be paid during the	
32	period April 1 through April [17 20, 2023	
33	to officers and employees of the judiciary	
34	65,000,000

35	For the payment of state operations nonper-	
36	sonal service liabilities, the sum of	
37	fifty million dollars (\$50,000,000), or so	
38	much thereof as shall be sufficient to	
39	accomplish the purpose designated, is	
40	hereby appropriated to the judiciary out	
41	of any moneys in the general fund or other	
42	funds to the credit of the state purposes	
43	account not otherwise appropriated. The	
44	comptroller is hereby authorized and	
45	directed to utilize this appropriation for	
46	the purpose of making payments for non-	
47	personal service liabilities incurred by	
48	the judiciary from April 1 through April	
49	[17 20, 2023	50,000,000

50	For the payment of aid to localities liabil-	
51	ities, the sum of fifteen million dollars	
52	(\$15,000,000), or so much thereof as shall	

1 be sufficient to accomplish the purpose
 2 designated, is hereby appropriated to the
 3 judiciary out of any moneys in the general
 4 fund or other funds to the credit of the
 5 state purposes account not otherwise
 6 appropriated. The comptroller is hereby
 7 authorized and directed to utilize this
 8 appropriation for the purpose of making
 9 payments for aid to localities liabilities
 10 incurred by the judiciary from April 1
 11 through April [~~17~~] 20, 2023 15,000,000

12 For the payment of employee fringe benefit
 13 programs including, but not limited to,
 14 the judiciary's contributions to the
 15 health insurance fund, the employees'
 16 retirement system pension accumulation
 17 fund, the social security contribution
 18 fund, employee benefit fund programs, the
 19 dental insurance plan, the vision care
 20 plan, the unemployment insurance fund, and
 21 for workers' compensation benefits, the
 22 sum of [~~seventy five million dollars~~
 23 ~~(\$75,000,000)] two hundred eighty-one
 24 million dollars (\$281,000,000), or so much
 25 thereof as shall be sufficient to accom-
 26 plish the purpose designated, is hereby
 27 appropriated to the judiciary out of any
 28 moneys in the general fund or other funds
 29 to the credit of the state purposes
 30 account not otherwise appropriated. The
 31 comptroller is hereby authorized and
 32 directed to utilize this appropriation for
 33 the purpose of making payments for employ-
 34 ee fringe benefit liabilities incurred by
 35 the judiciary from April 1 through April
 36 [~~10~~] 20, 2023 [~~75,000,000~~] 281,000,000~~

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

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

45 DEPARTMENT OF FAMILY ASSISTANCE
 46 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

47 AID TO LOCALITIES

48 EMPLOYMENT AND INCOME SUPPORT PROGRAM 235,416,000
 49 -----
 50 General Fund
 51 Local Assistance Account - 10000

1 For state reimbursement of the safety net
2 assistance program as established pursuant
3 to chapter 436 of the laws of 1997.
4 Notwithstanding section 153 of the social
5 services law or any other inconsistent
6 provision of law, funds appropriated here-
7 in shall reimburse 29 percent of safety
8 net assistance expenditures, including the
9 cost of providing shelter supplements for
10 safety net assistance households at local
11 option, including eligible households
12 containing a household member who has been
13 released from prison, in order to prevent
14 eviction and address homelessness in
15 accordance with social services district
16 plans approved by the office of temporary
17 and disability assistance and the director
18 of the budget, provided, however, that in
19 social services districts with a popu-
20 lation over five million no shelter
21 supplements other than [~~those to prevent~~
22 ~~eviction~~] the family homelessness and
23 eviction prevention supplement shall be
24 reimbursed, provided however funds appro-
25 riated herein shall only be used to reim-
26 burse rental costs up to the maximum rent
27 levels in place as of January 1, 2021,
28 then adjusted consistent with the annual
29 year-over-year percentage changes in fair
30 market rent, provided, however, in the
31 event of a decrease in fair market rent
32 the value of the maximum rent levels reim-
33 bursed with funds appropriated herein
34 shall not decrease and shall be set at the
35 maximum rent levels established during the
36 prior year, and further provided that such
37 supplements shall not be part of the stan-
38 dard of need pursuant to section 131-a of
39 the social services law. Funds appropri-
40 ated herein shall also reimburse 29
41 percent of safety net assistance expendi-
42 tures, in social services districts with a
43 population over five million, for emergen-
44 cy shelter, transportation, or nutrition
45 payments which the district determines are
46 necessary to establish or maintain inde-
47 pendent living arrangements among persons
48 living with medically diagnosed HIV
49 infection as defined by the AIDS institute
50 of the state department of health and who
51 are homeless or facing homelessness and
52 for whom no viable and less costly alter-
53 native to housing is available; provided,
54 however, that funds appropriated herein
55 may only be used for such purposes if the
56 cost of such allowances are not eligible

1 for reimbursement under medical assistance
2 or other programs. Funds appropriated
3 herein shall reimburse 29 percent of safe-
4 ty net assistance expenditures, in social
5 services districts with a population of
6 five million or fewer, for emergency shel-
7 ter payments promulgated by the office of
8 temporary and disability assistance which
9 the district determines are necessary to
10 establish or maintain independent living
11 arrangements among persons living with
12 medically diagnosed HIV infection as
13 defined by the AIDS institute of the state
14 department of health and who are homeless
15 or facing homelessness and for whom no
16 viable and less costly alternative to
17 housing is available; provided, however,
18 that funds appropriated herein may only be
19 used for such purposes if the cost of such
20 allowances are not eligible for reimburse-
21 ment under medical assistance or other
22 programs. Funds appropriated herein shall
23 reimburse 29 percent of safety net assist-
24 ance expenditures, in social services
25 districts with a population of five
26 million or fewer, for emergency shelter
27 payments in excess of those promulgated by
28 the office of temporary and disability
29 assistance but not exceeding an amount
30 reasonably approximate to 100 percent of
31 fair market rent, at local option which
32 the district determines are necessary to
33 establish or maintain independent living
34 arrangements among persons living with
35 medically diagnosed HIV infection as
36 defined by the AIDS institute of the State
37 department of health and who are homeless
38 or facing homelessness and for whom no
39 viable and less costly alternative to
40 housing is available; provided, however,
41 that funds appropriated herein may only be
42 used for such purposes if the cost of such
43 allowances are not eligible for reimburse-
44 ment under medical assistance or other
45 programs. Such emergency shelter payments
46 shall only be made at local option and in
47 accordance with a plan approved by the
48 office of temporary and disability assist-
49 ance and the director of the budget.
50 Provided, however, notwithstanding section
51 153 of the social services law or any
52 other inconsistent provision of law, if
53 necessary funding, as determined by the
54 director of the budget, is secured in a
55 social services district from the medical
56 assistance program by reducing the capita-

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

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

1 limited to, additional federal funds
2 resulting from any changes in federal cost
3 allocation methodologies. Notwithstanding
4 any inconsistent provision of law, the
5 amount herein appropriated may be
6 increased or decreased by interchange with
7 any other appropriation within the office
8 of temporary and disability assistance
9 general fund - local assistance account
10 with the approval of the director of the
11 budget, who shall file such approval with
12 the department of audit and control and
13 copies thereof with the chairman of the
14 senate finance committee and the chairman
15 of the assembly ways and means committee.
16 Social services districts shall be
17 required to report to the office of tempo-
18 rary and disability assistance on an annu-
19 al basis, information, as determined and
20 requested by the office, related to
21 services and expenditures for which
22 reimbursement is sought for providing
23 temporary housing assistance to homeless
24 individuals and families. Such information
25 shall be submitted electronically to the
26 extent feasible as determined by the
27 office, and shall be used to evaluate
28 expenditures by such social services
29 districts for the provision of temporary
30 housing assistance for homeless individ-
31 uals and families. Notwithstanding section
32 153 of the social services law, or any
33 other inconsistent provision of law, the
34 office of temporary and disability assist-
35 ance may withhold or deny reimbursement,
36 in whole or in part, to any social
37 services district that fails to develop or
38 submit a homeless services plan subject to
39 the approval of the office of temporary
40 and disability assistance, fails to
41 provide homeless services and outreach in
42 accordance with its approved homeless
43 services plan, or fails to develop or
44 submit homeless services outcome reports,
45 consistent with those requirements promul-
46 gated by the office of temporary and disa-
47 bility assistance. Notwithstanding section
48 153 of the social services law, or any
49 other inconsistent provision of law, such
50 appropriation shall be available for
51 reimbursement of eligible costs incurred
52 on or after January 1, 2023 and before
53 January 1, 2024, that are otherwise reim-
54 bursable by the state on or after April 1,
55 2023, that are claimed by March 1, 2024.

1 Such reimbursement shall constitute total
 2 state reimbursement for activities funded
 3 herein in state fiscal year 2023-24
 4 (52203) 52,083,000
 5 For expenditures for additional state
 6 payments for eligible aged, blind, and
 7 disabled persons related to supplemental
 8 security income and for expenditures made
 9 pursuant to title 8 of article 5 of the
 10 social services law. Such funds are avail-
 11 able for payment of aid heretofore accrued
 12 or hereafter to accrue. Notwithstanding
 13 any inconsistent provision of law, the
 14 amount herein appropriated may be
 15 increased or decreased by interchange with
 16 any other appropriation within the office
 17 of temporary and disability assistance
 18 general fund - local assistance account
 19 with the approval of the director of the
 20 budget, who shall file such approval with
 21 the department of audit and control and
 22 copies thereof with the chairman of the
 23 senate finance committee and the chairman
 24 of the assembly ways and means committee
 25 (52311) 58,333,000

26 Special Revenue Funds - Federal
 27 Federal Health and Human Services Fund
 28 Temporary Assistance for Needy Families Account - 25178

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

1 supplement shall be reimbursed, provided
2 however funds appropriated herein shall
3 only be used to reimburse rental costs up
4 to the maximum rent levels in place as of
5 January 1, 2021, then adjusted consistent
6 with the annual year-over-year percentage
7 changes in fair market rent, provided,
8 however, in the event of a decrease in
9 fair market rent the value of the maximum
10 rent levels reimbursed with funds appro-
11 priated herein shall not decrease and
12 shall be set at the maximum rent levels
13 established during the prior year, and
14 further provided that such supplements
15 shall not be part of the standard of need
16 pursuant to section 131-a of the social
17 services law. Funds appropriated herein
18 shall also reimburse for family assistance
19 expenditures for emergency shelter, trans-
20 portation, or nutrition payments which the
21 district determines are necessary to
22 establish or maintain independent living
23 arrangements among persons living with
24 medically diagnosed HIV infection as
25 defined by the AIDS institute of the State
26 department of health and who are homeless
27 or facing homelessness and for whom no
28 viable and less costly alternative to
29 housing is available; provided, however,
30 that funds appropriated herein may only be
31 used for such purposes if the cost of such
32 allowances are not eligible for reimburse-
33 ment under medical assistance or other
34 programs. For persons living with
35 medically diagnosed HIV infection as
36 defined by the AIDS institute of the state
37 department of health who are receiving
38 public assistance funds appropriated here-
39 in shall not be used to reimburse the
40 additional rental costs determined based
41 on limiting such person's earned and/or
42 unearned income contribution to 30
43 percent. Amounts appropriated herein may
44 be used to enter into contracts with
45 persons or entities authorized pursuant to
46 subdivision [~~(i)~~] (j) of section 17 of the
47 social services law consistent with feder-
48 al law and requirements. Such contracts
49 will be made consistent with subdivision
50 [~~(i)~~] (j) of section 17 of the social
51 services law. Notwithstanding section 153
52 of the social services law or any other
53 inconsistent provision of law, the office
54 may reduce reimbursement otherwise payable
55 to social services districts to recover
56 the federal share of costs incurred by the

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

1 bility assistance. Notwithstanding section
 2 153 of the social services law, or any
 3 other inconsistent provision of law, such
 4 appropriation shall be available for
 5 reimbursement of eligible costs incurred
 6 on or after January 1, 2023 and before
 7 January 1, 2024, that are otherwise reim-
 8 bursable by the state on or after April 1,
 9 2023, that are claimed by March 1, 2024.
 10 Such reimbursement shall constitute total
 11 federal reimbursement for activities fund-
 12 ed herein in state fiscal year 2023-24
 13 (52203) 125,000,000

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

19 DEPARTMENT OF AGRICULTURE AND MARKETS

20 AID TO LOCALITIES

21 AGRICULTURAL BUSINESS SERVICES PROGRAM 348,000
 22 -----

23 General Fund
 24 Local Assistance Account - 10000

25 Notwithstanding any law to the contrary, for
 26 services, expenses and grants, including
 27 but not limited to (a) the New York state
 28 veterinary diagnostic laboratory, (b)
 29 research and development at Cornell
 30 university, (c) education and outreach at
 31 Cornell university, (d) the New York farm
 32 viability institute, (e) the promotion of
 33 agricultural economic development, and (f)
 34 agricultural access, education and work-
 35 force support, pursuant to a plan prepared
 36 by the commissioner of the department of
 37 agriculture and markets and approved by
 38 the director of the budget. Funds hereby
 39 appropriated shall be available to the
 40 program net of refunds, rebates,
 41 reimbursements and credits. All or a
 42 portion of this appropriation may be
 43 suballocated to any state department,
 44 agency, or public authority 348,000
 45 -----

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

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

6 DEPARTMENT OF HEALTH

7 AID TO LOCALITIES

8 CENTER FOR COMMUNITY HEALTH PROGRAM [~~19,200,000~~] 35,093,000
9 -----

10 General Fund
11 Local Assistance Account - 10000

12 For services and expenses related to the
13 Indian health program. The moneys hereby
14 appropriated shall be for payment of
15 financial assistance heretofore accrued or
16 hereafter to accrue (26840) ... [~~3,200,000~~] 6,400,000
17 -----

18 Special Revenue Funds - Federal
19 Federal USDA-Food and Nutrition Services Fund
20 Federal Food and Nutrition Services Account - 25022

21 For various federal food and nutritional
22 services. The moneys hereby appropriated
23 shall be available for payment of finan-
24 cial assistance heretofore accrued (26986)
25 [~~16,000,000~~] 19,693,000
26 -----

27 [~~MEDICAL ASSISTANCE PROGRAM~~] HEALTH CARE REFORM ACT PROGRAM .. 9,000,000
28 -----

29 [~~General Fund~~
30 ~~Local Assistance Account - 10000~~]
31 Special Revenue Funds - Other
32 HCRA Resources Fund
33 HCRA Program Account - 20807

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

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

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

DEPARTMENT OF LABOR

AID TO LOCALITIES

UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~400,000,000~~] 544,000,000

- Enterprise Funds
- Unemployment Insurance Benefit Fund
- Unemployment Insurance Benefit Account - 50650

For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program, the emergency unemployment compensation program, the extended benefit program, the federal additional compensation program or any other federally funded unemployment benefit program (34787) [~~400,000,000~~] 544,000,000

§ 12. Section 10 of chapter 121 of the laws of 2023, relating to making appropriations for the support of government, is amended to read as follows:

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

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES

COMMUNITY SERVICES PROGRAM [~~173,054,000~~] 177,545,000

- General Fund
- Local Assistance Account - 10000

For services and expenses of the community services program, net of disallowances, for community programs for people with developmental disabilities pursuant to article 41 of the mental hygiene law, and/or chapter 620 of the laws of 1974, chapter 660 of the laws of 1977, chapter 412 of the laws of 1981, chapter 27 of the laws of 1987, chapter 729 of the laws of 1989, chapter 329 of the laws of 1993 and other provisions of the mental hygiene law. Notwithstanding any inconsistent provision of law, the following appropri-

1 ation shall be net of prior and/or current
2 year refunds, rebates, reimbursements, and
3 credits.
4 Notwithstanding any other provision of law,
5 advances and reimbursement made pursuant
6 to subdivision (d) of section 41.15 and
7 section 41.18 of the mental hygiene law
8 shall be allocated pursuant to a plan and
9 in a manner prescribed by the agency head
10 and approved by the director of the budg-
11 et. The moneys hereby appropriated are
12 available to reimburse or advance locali-
13 ties and voluntary non-profit agencies for
14 expenditures made during local fiscal
15 periods commencing January 1, 2022, April
16 1, 2022 or July 1, 2022, and for advances
17 for the 3 month period beginning January
18 1, 2023.
19 Notwithstanding the provisions of article 41
20 of the mental hygiene law or any other
21 inconsistent provision of law, rule or
22 regulation, the commissioner, pursuant to
23 such contract and in the manner provided
24 therein, may pay all or a portion of the
25 expenses incurred by such voluntary agen-
26 cies arising out of loans which are funded
27 from the proceeds of bonds and notes
28 issued by the dormitory authority of the
29 state of New York.
30 Notwithstanding any other provision of law,
31 the money hereby appropriated may be
32 transferred to state operations and/or any
33 appropriation of the office for people
34 with developmental disabilities with the
35 approval of the director of the budget.
36 Notwithstanding any inconsistent provision
37 of law, moneys from this appropriation may
38 be used for state aid of up to 100 percent
39 of the net deficit costs of day training
40 programs and family support services.
41 Notwithstanding the provisions of section
42 16.23 of the mental hygiene law and any
43 other inconsistent provision of law, with
44 relation to the operation of certified
45 family care homes, including family care
46 homes sponsored by voluntary not-for-pro-
47 fit agencies, moneys from this appropri-
48 ation may be used for payments to purchase
49 general services including but not limited
50 to respite providers, up to a maximum of
51 14 days, at rates to be established by the
52 commissioner and approved by the director
53 of the budget in consideration of factors
54 including, but not limited to, geographic
55 area and number of clients cared for in
56 the home and for payment in an amount

1 determined by the commissioner for the
2 personal needs of each client residing in
3 the family care home.

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

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

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

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

54 Notwithstanding any other provision of law
55 to the contrary, and consistent with
56 section 33.07 of the mental hygiene law,

1 the directors of facilities licensed but
2 not operated by the office for people with
3 developmental disabilities who act as
4 federally-appointed representative payees
5 and who assume management responsibility
6 over the funds of a resident may continue
7 to use such funds for the cost of the
8 resident's care and treatment, consistent
9 with federal law and regulations.

10 Funds appropriated herein shall be available
11 in accordance with the following:

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

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

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

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

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

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

48 Notwithstanding any other provision of law,
49 advances and reimbursement made pursuant
50 to subdivision (d) of section 41.15 and
51 section 41.18 of the mental hygiene law
52 shall be allocated pursuant to a plan and
53 in a manner prescribed by the agency head
54 and approved by the director of the budg-
55 et. The moneys hereby appropriated are
56 available to reimburse or advance locali-

1 ties and voluntary non-profit agencies for
2 expenditures made during local fiscal
3 periods commencing January 1, 2022, April
4 1, 2022 or July 1, 2022, and for advances
5 for the 3 month period beginning January
6 1, 2023.

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

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

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

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

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

1 by the commissioner and approved by the
2 director of the budget.

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

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

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

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

1 For services and expenses related to provid-
2 ing health care and mental hygiene worker
3 bonuses.
4 Funds appropriated herein shall be available
5 in accordance with the following:
6 Notwithstanding any other provision of law
7 to the contrary, funds appropriated herein
8 are available to reimburse in- and out-of-
9 state private residential schools, pursu-
10 ant to subdivision (c) of section 13.37-a
11 and subdivision (g) of section 13.38 of
12 the mental hygiene law, for costs of
13 supporting the residential and day program
14 services available to individuals who are
15 over the age of 21 years of age, provided
16 that the amount paid for residential
17 services and/or maintenance costs is net
18 of any supplemental security income bene-
19 fit to which the individual receiving
20 services is eligible, and provided further
21 that funding for nonresidential services
22 will be in an amount not to exceed the
23 maximum reimbursement for appropriate day
24 services delivered by the office for
25 people with developmental disabilities
26 certified or approved providers other than
27 in- and out-of-state private residential
28 schools, unless otherwise authorized by
29 the director of the budget.
30 Notwithstanding section 163 of the state
31 finance law, section 142 of the economic
32 development law, and article 41 of the
33 mental hygiene law, the commissioner of
34 the office for people with developmental
35 disabilities may make the funds appropri-
36 ated herein available as state aid, a loan
37 or a grant, pursuant to terms and condi-
38 tions established by the commissioner of
39 the office for people with developmental
40 disabilities, to cover a portion of the
41 development costs of private, public
42 and/or non-profit organizations, including
43 corporations and partnerships established
44 pursuant to the private housing finance
45 law and/or any other statutory provisions,
46 for supportive housing units that have
47 been set aside for individuals with intel-
48 lectual and developmental disabilities.
49 Further, the office for people with devel-
50 opmental disabilities shall have a lien on
51 the real property developed with such
52 state aid, loans or grants, which shall be
53 in the amount of the loan or grant, for a
54 maximum term of 30 years, or other longer
55 term consistent with the requirements of
56 another regulatory agency.

1	For services and expenses related to the	
2	provision of residential services to	
3	people with developmental disabilities	
4	(37802)	[11,880,000] <u>14,427,000</u>
5	For services and expenses related to the	
6	provision of day program services to	
7	people with developmental disabilities	
8	(37803)	[2,674,000] <u>3,247,000</u>
9	For services and expenses related to the	
10	provision of family support services to	
11	people with developmental disabilities	
12	(37804)	[3,732,000] <u>4,533,000</u>
13	For services and expenses related to the	
14	provision of workshop, day training and	
15	employment services to people with devel-	
16	opmental disabilities. Notwithstanding any	
17	other provision of law, up to \$800,000 of	
18	this appropriation may be transferred to	
19	the New York State Education Departments'	
20	Adult Career and Continuing Education	
21	Services - Vocational Rehabilitation	
22	(ACCES-VR) program to support the Long-	
23	Term Sheltered Employment program operated	
24	by FEDCAP Rehabilitation Services, Inc.	
25	(37805)	[2,154,000] <u>2,616,000</u>
26	For other services and expenses provided to	
27	people with developmental disabilities	
28	including but not limited to hepatitis B,	
29	care at home waiver, epilepsy services,	
30	Special Olympics New York, Inc. and volun-	
31	tary fingerprinting (37806)	[508,000] <u>616,000</u>
32	-----	

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

38 DEPARTMENT OF STATE

39 AID TO LOCALITIES

40 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM 541,000
41 -----

42 Special Revenue Funds - Federal
43 Federal Health and Human Services Fund
44 Federal Health and Human Services Account - 25127

45 For allocations from the community services
46 block grant to community action agencies
47 and other eligible entities, including
48 suballocation to other state departments
49 and agencies provided however, each recip-
50 ient of funds from this appropriation

1 shall not be required to secure a local
 2 share equivalent (51019) 541,000
 3 -----

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

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

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

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