

STATE OF NEW YORK

9055

IN SENATE

April 15, 2024

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 111 of the laws of 2024, relating to making appropriations for
the support of government, in relation thereto; to amend chapter 113
of the laws of 2024, relating to making appropriations for the support
of government, in relation thereto; and to amend chapter 114 of the
laws of 2024, relating to making appropriations for the support of
government, in relation thereto, and providing for the repeal of such
provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assem-
bly, 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, 2024 are enacted.

8 § 2. Section 2 of chapter 111 of the laws of 2024, relating to making
9 appropriations for the support of government, as amended by chapter 115
10 of the laws of 2024, 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, 2024.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for
18 personal service, including liabilities
19 incurred prior to April 1, 2024, on the

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

LBD12034-01-4

1 payrolls scheduled to be paid during the
2 period April 1 through April [~~15~~ 18, 2024
3 to state officers and employees of the
4 executive branch, including the governor,
5 lieutenant governor, comptroller, and
6 attorney general, and to employees of the
7 legislature. This appropriation also
8 includes funding for payment of health
9 care and mental hygiene bonuses to eligi-
10 ble state employees, and payments for
11 services performed by mentally ill or
12 developmentally disabled persons who are
13 employed in state-operated special employ-
14 ment, work-for-pay or sheltered workshop
15 programs [~~475,000,000~~ 709,500,000
16 -----

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

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

25 ALL STATE DEPARTMENTS AND AGENCIES

26 For the payment of state operations non
27 personal service liabilities to the execu-
28 tive branch, including the comptroller,
29 and the attorney general, and legislature,
30 incurred in the ordinary course of busi-
31 ness, during the period April 1 through
32 April [~~15~~ 18, 2024, pursuant to existing
33 state law and for purposes for which the
34 legislature authorized the expenditure of
35 moneys during the 2023-2024 state fiscal
36 year; provided, however, that nothing
37 contained herein shall be deemed to limit
38 or restrict the power or authority of
39 state departments or agencies to conduct
40 their activities or operations in accord-
41 ance with existing law, and further
42 provided that nothing contained herein
43 shall be deemed to supersede, nullify or
44 modify the provisions of section 40 of the
45 state finance law prescribing when appro-
46 priations made for the 2023-2024 state
47 fiscal year shall have ceased to have
48 force and effect 32,000,000
49
50 -----

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

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

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

GENERAL STATE CHARGES

STATE OPERATIONS

GENERAL STATE CHARGES	[45,650,000]	<u>62,420,000</u>
-----------------------------	---------------------------	-------------------

General Fund

State Purposes Account - 10050

For employee fringe benefits according to the following project schedule including those benefits which are related to employees paid from funds, accounts, or programs where the division of the budget has issued waivers	[44,550,000]	<u>60,570,000</u>
---	---------------------------	-------------------

Project Schedule

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

For the state's contribution to the social security contribution fund	[44,000,000]	<u>60,000,000</u>
---	---------------------------	-------------------

For the state's share of contributions to the voluntary defined contribution plan made on behalf of eligible employees pursuant to chapter 18 of the laws of 2012 who elect to participate in such plan and who are not otherwise eligible to participate in the SUNY optional retirement program	[550,000]	<u>570,000</u>
---	------------------------	----------------

Project schedule total ..	[44,550,000]	<u>60,570,000</u>
---------------------------	---------------------------	-------------------

For the payment of the metropolitan commuter transportation mobility tax pursuant to article 23 of the tax law as added by

1 chapter 25 of the laws of 2009 on behalf
 2 of the state employees employed in the
 3 metropolitan commuter transportation
 4 district [~~1,100,000~~] 1,850,000
 5 -----

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

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

14 JUDICIARY

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

21 For the payment of state operations nonper-
 22 sonal service liabilities, the sum of
 23 seventeen million dollars (\$17,000,000),
 24 or so much thereof as shall be sufficient
 25 to accomplish the purpose designated, is
 26 hereby appropriated to the judiciary out
 27 of any moneys in the general fund or other
 28 funds to the credit of the state purposes
 29 account not otherwise appropriated. The
 30 comptroller is hereby authorized and
 31 directed to utilize this appropriation for
 32 the purpose of making payments for non-
 33 personal service liabilities incurred by
 34 the judiciary from April 1 through April
 35 [~~15~~] 18, 2024 17,000,000

36 For the payment of aid to localities liabil-
 37 ities, the sum of twelve million five
 38 hundred thousand dollars (\$12,500,000), or
 39 so much thereof as shall be sufficient to
 40 accomplish the purpose designated, is
 41 hereby appropriated to the judiciary out
 42 of any moneys in the general fund or other
 43 funds to the credit of the state purposes
 44 account not otherwise appropriated. The
 45 comptroller is hereby authorized and
 46 directed to utilize this appropriation for
 47 the purpose of making payments for aid to
 48 localities liabilities incurred by the
 49 judiciary from April 1 through April [~~15~~]
 50 18, 2024 12,500,000

51 For the payment of employee fringe benefit
 52 programs including, but not limited to,
 53 the judiciary's contributions to the

1 health insurance fund, the employees'
 2 retirement system pension accumulation
 3 fund, the social security contribution
 4 fund, employee benefit fund programs, the
 5 dental insurance plan, the vision care
 6 plan, the unemployment insurance fund, and
 7 for workers' compensation benefits, the
 8 sum of sixty-seven million dollars
 9 (\$67,000,000), or so much thereof as shall
 10 be sufficient to accomplish the purpose
 11 designated, is hereby appropriated to the
 12 judiciary out of any moneys in the general
 13 fund or other funds to the credit of the
 14 state purposes account not otherwise
 15 appropriated. The comptroller is hereby
 16 authorized and directed to utilize this
 17 appropriation for the purpose of making
 18 payments for employee fringe benefit
 19 liabilities incurred by the judiciary from
 20 April 1 through April ~~15~~ 18, 2024 67,000,000
 21 -----

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

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

30 DEPARTMENT OF HEALTH

31 AID TO LOCALITIES

32 CENTER FOR COMMUNITY HEALTH PROGRAM [~~22,450,000~~] 25,660,000
 33 -----

34 General Fund

35 Local Assistance Account - 10000

36 For services and expenses related to the
 37 Indian health program. The moneys hereby
 38 appropriated shall be for payment of
 39 financial assistance heretofore accrued or
 40 hereafter to accrue (26840) 6,400,000
 41 -----

42 Special Revenue Funds - Federal

43 Federal USDA-Food and Nutrition Services Fund

44 Federal Food and Nutrition Services Account - 25022

45 For various federal food and nutritional
 46 services. The moneys hereby appropriated
 47 shall be available for payment of finan-
 48 cial assistance heretofore accrued (26986)

1[~~16,050,000~~] 19,260,000
2 -----

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

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

11 DEPARTMENT OF LABOR

12 AID TO LOCALITIES

13 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~405,000,000~~] 570,000,000
14 -----

15 Enterprise Funds

16 Unemployment Insurance Benefit Fund

17 Unemployment Insurance Benefit Account - 50650

18 For payment of unemployment insurance bene-
19 fits pursuant to article 18 of the labor
20 law or as authorized by the federal
21 government through the disaster unemploy-
22 ment assistance program, the emergency
23 unemployment compensation program, the
24 extended benefit program, the federal
25 additional compensation program or any
26 other federally funded unemployment bene-
27 fit program (34787) [~~405,000,000~~] 570,000,000
28 -----

29 § 8. Section 7 of chapter 113 of the laws of 2024, relating to making
30 appropriations for the support of government, as amended by chapter 115
31 of the laws of 2024, is amended to read as follows:

32 § 7. 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, 2024.

37 DEPARTMENT OF VETERANS' SERVICES

38 AID TO LOCALITIES

39 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000
40 -----

41 General Fund

42 Local Assistance Account - 10000

43 For payment of annuities to blind veterans
44 and eligible surviving spouses. Up to

1 \$15,000 of this appropriation may be
 2 transferred to state operations for admin-
 3 istrative costs associated with this
 4 program (54606) 385,000
 5 -----
 6 VETERANS' BENEFITS ADVISING PROGRAM [~~210,000~~] 252,000
 7 -----
 8 Special Revenue Funds - Other
 9 Homeless Veterans Assistance Fund
 10 Homeless Veterans Assistance Account - 20204
 11 For services and expenses related to home-
 12 less veterans' housing, including liabil-
 13 ities incurred prior to April 5, 2024
 14 [~~210,000~~] 252,000
 15 -----
 16 § 9. No expenditure may be made from any appropriation in this act,
 17 until a certificate of approval has been issued by the director of the
 18 budget and a copy of such certificate shall have been filed with the
 19 state comptroller, the chairman of the senate finance committee and the
 20 chairman of the assembly ways and means committee provided, however,
 21 that any expenditures from any appropriation in this act made by the
 22 legislature or judiciary shall not require such certificate.
 23 § 10. All expenditures and disbursements made against the appropri-
 24 ations in this act shall, upon final action by the legislature on appro-
 25 priation bills submitted by the governor pursuant to article VII of the
 26 state constitution for the support of government for the state fiscal
 27 year beginning April 1, 2024, be transferred by the comptroller as
 28 expenditures and disbursements to such appropriations for all state
 29 departments and agencies, as applicable, in amounts equal to the amounts
 30 charged against the appropriations in this act for each such department,
 31 agency, and the legislature and the judiciary.
 32 § 11. Severability clause. If any clause, sentence, paragraph, subdi-
 33 vision, section or part of this act shall be adjudged by any court of
 34 competent jurisdiction to be invalid, such judgment shall not affect,
 35 impair, or invalidate the remainder thereof, but shall be confined in
 36 its operation to the clause, sentence, paragraph, subdivision, section
 37 or part thereof directly involved in the controversy in which such judg-
 38 ment shall have been rendered. It is hereby declared to be the intent of
 39 the legislature that this act would have been enacted even if such
 40 invalid provisions had not been included herein.
 41 § 12. This act shall take effect immediately and shall be deemed to
 42 have been in full force and effect on and after April 1, 2024; provided,
 43 however, that upon the transfer of expenditures and disbursements by the
 44 comptroller as provided in section ten of this act, the appropriations
 45 made by this act and subject to such section shall be deemed repealed.