

STATE OF NEW YORK

11000

IN ASSEMBLY

April 15, 2026

Introduced by M. of A. PRETLOW -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government; to amend chapter 98 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; to amend chapter 100 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; to amend chapter 102 of the laws of 2026, 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 submitted by the governor pursuant to article VII of the state constitution
5 for the support of government for the state fiscal year beginning April
6 1, 2026 are enacted.

7
8 § 2. Section 2 of chapter 98 of the laws of 2026, relating to making
9 appropriations for the support of government, as amended by chapter 102
10 of the laws of 2026, 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, 2026.

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, 2026, on the
20 payrolls scheduled to be paid during the

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

LBD12029-01-6

1 period April 1 through April [~~16~~] 20, 2026
2 to state officers and employees of the
3 executive branch, including the governor,
4 lieutenant governor, comptroller, and
5 attorney general, and to employees of the
6 legislature. This appropriation also
7 includes payments for services performed
8 by mentally ill or developmentally disa-
9 bled persons who are employed in state-op-
10 erated special employment, work-for-pay or
11 sheltered workshop programs . [~~835,756,000~~] 835,781,000
12 -----

13 § 3. Section 3 of chapter 98 of the laws of 2026, relating to making
14 appropriations for the support of government, as amended by chapter 102
15 of the laws of 2026, is amended to read as follows:

16 § 3. The amount specified in this section, or so much thereof as shall
17 be sufficient to accomplish the purpose designated, is hereby appropri-
18 ated and authorized to be paid as hereinafter provided, to the public
19 officers and for the purpose specified, which amount shall be available
20 for the state fiscal year beginning April 1, 2026.

21 ALL STATE DEPARTMENTS AND AGENCIES

22 For the payment of state operations non
23 personal service liabilities to the execu-
24 tive branch, including the comptroller,
25 and the attorney general, and legislature,
26 incurred in the ordinary course of busi-
27 ness, during the period April 1 through
28 April [~~16~~] 20, 2026, pursuant to existing
29 state law and for purposes for which the
30 legislature authorized the expenditure of
31 moneys during the 2025-2026 state fiscal
32 year; provided, however, that nothing
33 contained herein shall be deemed to limit
34 or restrict the power or authority of
35 state departments or agencies to conduct
36 their activities or operations in accord-
37 ance with existing law, and further
38 provided that nothing contained herein
39 shall be deemed to supersede, nullify or
40 modify the provisions of section 40 of the
41 state finance law prescribing when appro-
42 priations made for the 2025-2026 state
43 fiscal year shall have ceased to have
44 force and effect 32,000,000
45 -----

46 § 4. Section 4 of chapter 102 of the laws of 2026, relating to making
47 appropriations for the support of government, is amended to read as
48 follows:

49 § 4. The amounts specified in this section, or so much thereof as
50 shall be sufficient to accomplish the purposes designated, is hereby
51 appropriated and authorized to be paid as hereinafter provided, to the

1 respective public officers and for the purposes specified, which amount
2 shall be available for the state fiscal year beginning April 1, 2026.

3 MISCELLANEOUS - - ALL STATE DEPARTMENTS AND AGENCIES

4 The sum of ten million dollars
5 (\$10,000,000), or so much thereof as shall
6 be sufficient to accomplish the purpose
7 designated, is hereby appropriated for
8 contracts and grants approved for purposes
9 for which the legislature authorized the
10 expenditures of money during the 2025-2026
11 fiscal year. An amount up to ten million
12 dollars (\$10,000,000) shall be available
13 for the payment of capital projects
14 liabilities incurred during the period
15 from April 1 through April [~~16~~ 20, 2026
16 for contracts and grants approved prior to
17 April 1, 2026, provided, however, that
18 nothing contained herein shall be deemed
19 to limit or restrict the power or authori-
20 ty of state departments or agencies to
21 conduct their activities or operations in
22 accordance with existing law, and further
23 provided that nothing contained herein
24 shall be deemed to supersede, nullify, or
25 modify the provisions of section 40 of the
26 state finance law prescribing when appro-
27 priations made for the 2025-2026 fiscal
28 year shall have ceased to have force and
29 effect 10,000,000
30 -----

31 § 5. Section 5 of chapter 102 of the laws of 2026, relating to making
32 appropriations for the support of government, is amended to read as
33 follows:

34 § 5. The amounts specified in this section, or so much thereof as
35 shall be sufficient to accomplish the purposes designated, is hereby
36 appropriated and authorized to be paid as hereinafter provided, to the
37 respective public officers and for the purposes specified, which amount
38 shall be available for the state fiscal year beginning April 1, 2026.

39 MISCELLANEOUS - - ALL STATE DEPARTMENTS AND AGENCIES

40 The sum of twenty million dollars
41 (\$20,000,000), or so much thereof as shall
42 be sufficient to accomplish the purpose
43 designated, is hereby appropriated for
44 contracts and grants approved for purposes
45 for which the legislature authorized the
46 expenditures of money during the 2025-2026
47 fiscal year. An amount up to twenty
48 million dollars (\$20,000,000) shall be
49 available for the payment of capital
50 projects liabilities incurred during the
51 period from April 1 through April [~~16~~ 20,

1 2026 for contracts and grants approved
 2 after April 1, 2026, provided, however,
 3 that nothing contained herein shall be
 4 deemed to limit or restrict the power or
 5 authority of state departments or agencies
 6 to conduct their activities or operations
 7 in accordance with existing law, and
 8 further provided that nothing contained
 9 herein shall be deemed to supersede,
 10 nullify, or modify the provisions of
 11 section 40 of the state finance law
 12 prescribing when appropriations made for
 13 the 2025-2026 fiscal year shall have
 14 ceased to have force and effect 20,000,000
 15 -----

16 § 6. Section 4 of chapter 98 of the laws of 2026, relating to making
 17 appropriations for the support of government, as amended by chapter 102
 18 of the laws of 2026, is amended to read as follows:

19 § 4. The amounts specified in this section, or so much thereof as
 20 shall be sufficient to accomplish the purposes designated, is hereby
 21 appropriated and authorized to be paid as hereinafter provided, to the
 22 public officers and for the purposes specified, which amount shall be
 23 available for the state fiscal year beginning April 1, 2026.

24 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

25 GENERAL STATE CHARGES

26 STATE OPERATIONS

27 GENERAL STATE CHARGES [~~620,043,500~~] 644,746,500
 28 -----

29 General Fund

30 State Purposes Account - 10050

31 For employee fringe benefits according to
 32 the following project schedule including
 33 those benefits which are related to
 34 employees paid from funds, accounts, or
 35 programs where the division of the budget
 36 has issued waivers (85022) .. [~~620,043,500~~] 644,568,500

37 Project Schedule

38 PROJECT AMOUNT

39 -----

40 For the state's contribution
 41 to the health insurance fund
 42 and deposit into the retiree
 43 health benefit trust fund
 44 pursuant to section 99-aa of
 45 the state finance law. The
 46 state's share of the health
 47 insurance program dividends

1	shall be available to pay		
2	for the premiums in 2026-27 ..	514,422,000	
3	For the state's contribution		
4	to the social security		
5	contribution fund		
6	 [55,000,000]	<u>78,500,000</u>	
7	For the state's contribution		
8	to employee benefit fund		
9	programs	40,500,000	
10	For the state's contribution		
11	to the dental insurance plan ...	7,415,000	
12	For the payment of the metro-		
13	politan commuter transporta-		
14	tion mobility tax pursuant		
15	to article 23 of the tax		
16	law, as added by chapter 25		
17	of the laws of 2009, on		
18	behalf of the state employ-		
19	ees employed in the metro-		
20	politan commuter transporta-		
21	tion district ... [2,335,000]	<u>3,010,000</u>	
22	For the state's share of		
23	contributions to the volun-		
24	tary defined contribution		
25	plan made on behalf of		
26	eligible employees pursuant		
27	to chapter 18 of the laws		
28	of 2012 who elect to partic-		
29	ipate in such plan and who		
30	are not otherwise eligi-		
31	ble to participate in the		
32	SUNY optional retirement		
33	program [354,500]	<u>704,500</u>	
34	For the state's contribution		
35	to the vision care plan	17,000	
36			
37	Project schedule total ...		
38	 [620,043,500]	<u>644,568,500</u>	
39			
40	<u>For payment of claims for damage to personal</u>		
41	<u>or real property or for bodily injuries or</u>		
42	<u>wrongful death caused by officers, employ-</u>		
43	<u>ees, or other authorized persons providing</u>		
44	<u>service to state government while provid-</u>		
45	<u>ing such service, and the state university</u>		
46	<u>construction fund while acting within the</u>		
47	<u>scope of their employment, and while oper-</u>		
48	<u>ating motor vehicles, and for any individ-</u>		
49	<u>uals operating motor vehicles which are</u>		
50	<u>assigned on a permanent basis with unre-</u>		
51	<u>stricted use to state officers and employ-</u>		
52	<u>ees when the person is permanently</u>		
53	<u>assigned the motor vehicle (80559)</u>		
54		<u>178,000</u>	

1 § 7. Section 5 of chapter 100 of the laws of 2026, relating to making
2 appropriations for the support of government, as amended by chapter 102
3 of the laws of 2026, is amended to read as follows:

4 § 5. 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, 2026.

9

JUDICIARY

10 For the purpose of making payments for
11 personal service, including liabilities
12 incurred prior to April 1, 2026, on the
13 payrolls scheduled to be paid during the
14 period April 1 through April ~~16~~ 20, 2026
15 to officers and employees of the judiciary .. 85,000,000

16 For the payment of state operations nonper-
17 sonal service liabilities, the sum of
18 thirteen million dollars (\$13,000,000), or
19 so much thereof as shall be sufficient to
20 accomplish the purpose designated, is
21 hereby appropriated to the judiciary out
22 of any moneys in the general fund or other
23 funds to the credit of the state purposes
24 account not otherwise appropriated. The
25 comptroller is hereby authorized and
26 directed to utilize this appropriation for
27 the purpose of making payments for nonper-
28 sonal service liabilities incurred by the
29 judiciary from April 1 through April ~~16~~
30 20, 2026 13,000,000

31 For the payment of aid to localities liabil-
32 ities, the sum of eleven million dollars
33 (\$11,000,000), or so much thereof as shall
34 be sufficient to accomplish the purpose
35 designated, is hereby appropriated to the
36 judiciary out of any moneys in the general
37 fund or other funds to the credit of the
38 state purposes account not otherwise
39 appropriated. The comptroller is hereby
40 authorized and directed to utilize this
41 appropriation for the purpose of making
42 payments for aid to localities liabilities
43 incurred by the judiciary from April 1
44 through April ~~16~~ 20, 2026 11,000,000

45 For the payment of employee fringe benefit
46 programs including, but not limited to,
47 the judiciary's contributions to the
48 health insurance fund, the employees'
49 retirement system pension accumulation
50 fund, the social security contribution
51 fund, employee benefit fund programs, the
52 dental insurance plan, the vision care
53 plan, the unemployment insurance fund, and
54 for workers' compensation benefits, the

1 sum of sixty-two million two hundred fifty
 2 thousand dollars (\$62,250,000), or so much
 3 thereof as shall be sufficient to accom-
 4 plish the purpose designated, is hereby
 5 appropriated to the judiciary out of any
 6 moneys in the general fund or other funds
 7 to the credit of the state purposes
 8 account not otherwise appropriated. The
 9 comptroller is hereby authorized and
 10 directed to utilize this appropriation for
 11 the purpose of making payments for employ-
 12 ee fringe benefit liabilities incurred by
 13 the judiciary from April 1 through April
 14 [~~16~~] 20, 2026 62,250,000
 15 -----

16 § 8. Section 5 of chapter 98 of the laws of 2026, relating to making
 17 appropriations for the support of government, as amended by chapter 102
 18 of the laws of 2026, is amended to read as follows:

19 § 5. The amounts specified in this section, or so much thereof as
 20 shall be sufficient to accomplish the purposes designated, is hereby
 21 appropriated and authorized to be paid as hereinafter provided, to the
 22 public officers and for the purposes specified, which amount shall be
 23 available for the state fiscal year beginning April 1, 2026.

24 DEPARTMENT OF HEALTH

25 AID TO LOCALITIES

26 CENTER FOR COMMUNITY HEALTH PROGRAM [~~23,050,000~~] 27,330,000
 27 -----

28 General Fund
 29 Local Assistance Account - 10000

30 For services and expenses related to the
 31 Indian health program pursuant to a plan
 32 prepared by the commissioner of health and
 33 approved by the director of the budget.
 34 The moneys hereby appropriated shall be
 35 for payment of financial assistance here-
 36 tofore accrued or hereafter to accrue
 37 (26840) 7,000,000
 38 -----

39 Special Revenue Funds - Federal
 40 Federal USDA-Food and Nutrition Services Fund
 41 Federal Food and Nutrition Services Account - 25022

42 For various federal food and nutritional
 43 services. The moneys hereby appropriated
 44 shall be available for payment of finan-
 45 cial assistance heretofore accrued (26986)
 46 [~~16,050,000~~] 20,330,000

1 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 1,200,000
2 -----

3 Special Revenue Funds - Other
4 HCRA Resources Fund
5 EPIC Premium Account - 20818

6 For services and expenses of the program for
7 elderly pharmaceutical insurance coverage,
8 including reimbursement to pharmacies
9 participating in such program. The moneys
10 hereby appropriated shall be available for
11 payment of financial assistance heretofore
12 accrued (26803) 1,200,000
13 -----

14 MEDICAL ASSISTANCE PROGRAM 4,529,831,000
15 -----

16 General Fund
17 Local Assistance Account - 10000

18 For the medical assistance program, includ-
19 ing administrative expenses, for local
20 social services districts, and for medical
21 care rates for authorized child care agen-
22 cies.

23 Notwithstanding section 40 of the state
24 finance law or any provision of law to the
25 contrary, subject to federal approval,
26 department of health state funds medicaid
27 spending, excluding payments for medical
28 services provided at state facilities
29 operated by the office of mental health,
30 the office for people with developmental
31 disabilities and the office of addiction
32 services and supports and further exclud-
33 ing any payments which are not appropri-
34 ated within the department of health, in
35 the aggregate, for the period April 1,
36 2026 through March 31, 2027, shall not
37 exceed \$36,099,200,000 except as provided
38 below provided, however, such aggregate
39 limits may be adjusted by the director of
40 the budget to account for any changes in
41 the New York state federal medical assist-
42 ance percentage amount established pursu-
43 ant to the federal social security act,
44 increases in provider revenues, reductions
45 in local social services district payments
46 for medical assistance administration,
47 minimum wage increases, and beginning
48 April 1, 2012 the operational costs of the
49 New York state medical indemnity fund,
50 pursuant to chapter 59 of the laws of
51 2011, and state costs or savings from the

1 essential plan program. Such projections
2 may be adjusted by the director of the
3 budget to account for increased or expedited department of health state funds
4 medicaid expenditures as a result of a
5 natural or other type of disaster, including a governmental declaration of emergency.
6
7

8
9 The director of the budget, in consultation
10 with the commissioner of health, shall
11 assess on a quarterly basis known and
12 projected medicaid expenditures by category of service and by geographic region, as
13 defined by the commissioner, incurred both
14 prior to and subsequent to such assessment
15 for each such period, and if the director
16 of the budget determines that such expenditures are expected to cause medicaid
17 spending for such period to exceed the
18 aggregate limit specified herein for such
19 period, the state medicaid director, in
20 consultation with the director of the
21 budget and the commissioner of health,
22 shall develop a medicaid savings allocation adjustment to limit such spending
23 to the aggregate limit specified herein
24 for such period.
25

26 Such medicaid savings allocation adjustment
27 shall be designed, to reduce the expenditures authorized by the appropriations
28 herein in compliance with the following
29 guidelines: (1) reductions shall be made
30 in compliance with applicable federal law,
31 including the provisions of the Patient
32 Protection and Affordable Care Act, Public
33 Law No. 111-148, and the Health Care and
34 Education Reconciliation Act of 2010,
35 Public Law No. 111-152 (collectively
36 "Affordable Care Act") and any subsequent
37 amendments thereto or regulations promulgated thereunder; (2) reductions shall be
38 made in a manner that complies with the
39 state medicaid plan approved by the federal
40 centers for medicare and medicaid
41 services, provided, however, that the
42 commissioner of health is authorized to
43 submit any state plan amendment or seek
44 other federal approval, including waiver
45 authority, to implement the provisions of
46 the medicaid savings allocation adjustment
47 that meets the other criteria set forth
48 herein; (3) reductions shall be made in a
49 manner that maximizes federal financial
50 participation, to the extent practicable,
51 including any federal financial participation that is available or is reasonably
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53
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56

1 expected to become available, in the
2 discretion of the commissioner, under the
3 Affordable Care Act; (4) reductions shall
4 be made uniformly among categories of
5 services and geographic regions of the
6 state, to the extent practicable, and
7 shall be made uniformly within a category
8 of service, to the extent practicable,
9 except where the commissioner determines
10 that there are sufficient grounds for
11 non-uniformity, including but not limited
12 to: the extent to which specific categories of services contributed to department
13 of health medicaid state funds spending in
14 excess of the limits specified herein; the
15 need to maintain safety net services in
16 underserved communities; or the potential
17 benefits of pursuing innovative payment
18 models contemplated by the Affordable Care
19 Act, in which case such grounds shall be
20 set forth in the medicaid savings allocation
21 adjustment; and (5) reductions
22 shall be made in a manner that does not
23 unnecessarily create administrative
24 burdens to medicaid applicants and recipients
25 or providers.

27 The commissioner shall seek the input of the
28 legislature, as well as organizations
29 representing health care providers,
30 consumers, businesses, workers, health
31 insurers, and others with relevant expertise,
32 in developing such medicaid savings
33 allocation adjustment, to the extent that
34 all or part of such adjustment, in the
35 discretion of the commissioner, is likely
36 to have a material impact on the overall
37 medicaid program, particular categories of
38 service or particular geographic regions
39 of the state.

40 (a) The commissioner shall post the medicaid
41 savings allocation adjustment on the
42 department of health's website and shall
43 provide written copies of such adjustment
44 to the chairs of the senate finance and
45 the assembly ways and means committees at
46 least 30 days before the date on which
47 implementation is expected to begin.

48 (b) The commissioner may revise the medicaid
49 savings allocation adjustment subsequent
50 to the provisions of notice and prior to
51 implementation but needs to provide a new
52 notice pursuant to subparagraph (i) of
53 this paragraph only if the commissioner
54 determines, in his or her discretion, that
55 such revisions materially alter the
56 adjustment.

1 Notwithstanding the provisions of paragraphs
2 (a) and (b) of this subdivision, the
3 commissioner need not seek the input
4 described in paragraph (a) of this subdivi-
5 sion or provide notice pursuant to para-
6 graph (b) of this subdivision if, in the
7 discretion of the commissioner, expedited
8 development and implementation of a medi-
9 caid savings allocation adjustment is
10 necessary due to a public health emergen-
11 cy.

12 For purposes of this section, a public
13 health emergency is defined as: (i) a
14 disaster, natural or otherwise, that
15 significantly increases the immediate need
16 for health care personnel in an area of
17 the state; (ii) an event or condition that
18 creates a widespread risk of exposure to a
19 serious communicable disease, or the
20 potential for such widespread risk of
21 exposure; or (iii) any other event or
22 condition determined by the commissioner
23 to constitute an imminent threat to public
24 health.

25 Nothing in this paragraph shall be deemed to
26 prevent all or part of such medicaid
27 savings allocation adjustment from taking
28 effect retroactively to the extent permit-
29 ted by the federal centers for medicare
30 and medicaid services.

31 In accordance with the medicaid savings
32 allocation adjustment, the commissioner of
33 the department of health shall reduce
34 department of health state funds medicaid
35 spending by the amount of the projected
36 overspending through, actions including,
37 but not limited to modifying or suspending
38 reimbursement methods, including but not
39 limited to all fees, premium levels and
40 rates of payment, notwithstanding any
41 provision of law that sets a specific
42 amount or methodology for any such
43 payments or rates of payment; modifying or
44 discontinuing medicaid program benefits;
45 seeking all necessary federal approvals,
46 including, but not limited to waivers,
47 waiver amendments; and suspending time
48 frames for notice, approval or certif-
49 ication of rate requirements, notwith-
50 standing any provision of law, rule or
51 regulation to the contrary, including but
52 not limited to sections 2807 and 3614 of
53 the public health law, section 18 of chap-
54 ter 2 of the laws of 1988, and 18 NYCRR
55 505.14(h).

1 The department of health shall prepare a
2 quarterly report that sets forth: (a)
3 known and projected department of health
4 medicaid expenditures as described in
5 subdivision (1) of this section, and
6 factors that could result in medicaid
7 disbursements for the relevant state
8 fiscal year to exceed the projected
9 department of health state funds disburse-
10 ments in the enacted budget financial plan
11 pursuant to subdivision 3 of section 23 of
12 the state finance law, including spending
13 increases or decreases due to: enrollment
14 fluctuations, rate changes, utilization
15 changes, MRT investments, and shift of
16 beneficiaries to managed care; and vari-
17 ations in offline medicaid payments; and
18 (b) the actions taken to implement any
19 medicaid savings allocation adjustment
20 implemented pursuant to subdivision (4) of
21 this section, including information
22 concerning the impact of such actions on
23 each category of service and each
24 geographic region of the state. Each such
25 quarterly report shall be provided to the
26 chairs of the senate finance and the
27 assembly ways and means committees and
28 shall be posted on the department of
29 health's website in a timely manner.

30 The money hereby appropriated is to be
31 available for payment of aid heretofore
32 accrued or hereafter accrued to munici-
33 palities, and to providers of medical
34 services pursuant to section 367-b of the
35 social services law, and for payment of
36 state aid to municipalities and to provid-
37 ers of family care where payment systems
38 through the fiscal intermediaries are not
39 operational.

40 Notwithstanding any inconsistent provision
41 of law to the contrary, funds may be used
42 by the department for outside legal
43 assistance on issues involving the federal
44 government, the conduct of preadmission
45 screening and annual resident reviews
46 required by the state's medicaid program,
47 computer matching with insurance carriers
48 to insure that medicaid is the payer of
49 last resort and activities related to the
50 management of the pharmacy benefit avail-
51 able under the medicaid program.

52 Notwithstanding any inconsistent provision
53 of law, in lieu of payments authorized by
54 the social services law, or payments of
55 federal funds otherwise due to the local
56 social services districts for programs

provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any inconsistent provision of law, funding made available by these appropriations shall support direct salary costs and related fringe benefits within the medical assistance program associated with any minimum wage increase that takes effect during the timeframe of these appropriations, pursuant to section 652 of the labor law. Each eligible organization in receipt of funding made available by these appropriations may be required to submit written certification, in such form and at such time the commissioner may prescribe, attesting to the total amount of funds used by the eligible organization, how such funding will be or was used for purposes eligible under these appropriations and any other reporting deemed necessary by the commissioner. The amounts appropriated herein may include advances to organizations authorized to receive such funds to accomplish this purpose.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange or transfer, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health state purpose account, the office of mental health, office for people with developmental disabilities, the office of addiction services and supports, the department of family assistance office of temporary and disability assistance,

1 the department of corrections and communi-
2 ty supervision, the office of information
3 technology services, the state university
4 of New York, and office of children and
5 family services, the office of medicaid
6 inspector general, the state education
7 department, and the state office for the
8 aging with the approval of the director of
9 the budget, who shall file such approval
10 with the department of audit and control
11 and copies thereof with the chairman of
12 the senate finance committee and the
13 chairman of the assembly ways and means
14 committee.

15 Notwithstanding any inconsistent provision
16 of law to the contrary, the moneys hereby
17 appropriated may be used for payments to
18 the centers for medicaid and medicare
19 services for obligations incurred related
20 to the pharmaceutical costs of dually
21 eligible medicare/medicaid beneficiaries
22 participating in the medicare drug benefit
23 authorized by P.L. 108-173.

24 Notwithstanding any inconsistent provision
25 of law, the moneys hereby appropriated
26 shall not be used for any existing rates,
27 fees, fee schedule, or procedures which
28 may affect the cost of care and services
29 provided by personal care providers, case
30 managers, health maintenance organiza-
31 tions, out of state medical facilities
32 which provide care and services to resi-
33 dents of the state, providers of transpor-
34 tation services, that are altered,
35 amended, adjusted or otherwise changed by
36 a local social services district unless
37 previously approved by the department of
38 health and the director of the budget.

39 Notwithstanding any inconsistent provision
40 of law to the contrary, funds shall be
41 made available to the commissioner of the
42 office of mental health or the commission-
43 er of the office of addiction services and
44 supports, in consultation with the commis-
45 sioner of health and approved by the
46 director of the budget, and consistent
47 with appropriations made therefor, to
48 implement allocation adjustment developed
49 by each such commissioner which shall
50 describe mental health or substance use
51 disorder services that should be developed
52 to meet service needs resulting from the
53 reduction of inpatient behavioral health
54 services provided under the medicaid
55 program, by programs licensed pursuant to
56 article 31 or 32 of the mental hygiene

1 law. Such programs may include programs
2 that are licensed pursuant to both article
3 31 of the mental hygiene law and article
4 28 of the public health law, or certified
5 under both article 32 of the mental
6 hygiene law and article 28 of the public
7 health law.

8 Notwithstanding any inconsistent provision
9 of law, the moneys hereby appropriated may
10 be available for payments associated with
11 the resolution by settlement agreement or
12 judgment of rate appeals and/or litigation
13 where the department of health is a party.
14 For services and expenses of the medical
15 assistance program including hospital
16 inpatient services and general hospitals
17 that are safety-net providers that evince
18 severe financial distress, pursuant to
19 criteria determined by the commissioner,
20 shall be eligible for awards for amounts
21 appropriated herein, to enable such
22 providers to maintain operations and vital
23 services while establishing long term
24 solutions to achieve sustainable health
25 services.

26 Notwithstanding any inconsistent provisions
27 of law, no expenditures shall be used for
28 the medical assistance program for any
29 expenses not explicitly authorized in law
30 without the approval of the director of
31 the budget.

32 Notwithstanding any provision of law to the
33 contrary, the portion of this appropri-
34 ation covering fiscal year 2026-27 shall
35 supersede and replace any duplicative (i)
36 reappropriation for this item covering
37 fiscal year 2026-27, and (ii) appropri-
38 ation for this item covering fiscal year
39 2026-27 set forth in chapter 53 of the
40 laws of 2025 (26947) 72,714,000

41 For services and expenses of the medical
42 assistance program including hospital
43 outpatient and emergency room services.

44 Notwithstanding any provision of law to the
45 contrary, the portion of this appropri-
46 ation covering fiscal year 2026-27 shall
47 supersede and replace any duplicative (i)
48 reappropriation for this item covering
49 fiscal year 2026-27, and (ii) appropri-
50 ation for this item covering fiscal year
51 2026-27 set forth in chapter 53 of the
52 laws of 2025 (26948) 21,747,000

53 For services and expenses of the medical
54 assistance program including clinic
55 services.

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2026-27 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2026-27, and (ii) appropri-
7 ation for this item covering fiscal year
8 2026-27 set forth in chapter 53 of the
9 laws of 2025 (26949) 42,594,000

10 For services and expenses of the medical
11 assistance program including nursing home
12 services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2026-27 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2026-27, and (ii) appropri-
19 ation for this item covering fiscal year
20 2026-27 set forth in chapter 53 of the
21 laws of 2025 (26950) 107,055,000

22 For services and expenses of the medical
23 assistance program including other long
24 term care services.

25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2026-27 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2026-27, and (ii) appropri-
31 ation for this item covering fiscal year
32 2026-27 set forth in chapter 53 of the
33 laws of 2025 (26951) 509,958,000

34 For services and expenses of the medical
35 assistance program including managed care
36 services including regional planning
37 activities of the finger lakes health
38 systems agency, including statewide coor-
39 dination and demonstration of best prac-
40 tices. The department shall make grants
41 within amounts appropriated therefor, to
42 assure high-quality and accessible primary
43 care, to provide technical assistance to
44 support financial and business planning
45 for integrated systems of care, and to
46 assist primary care providers in the
47 adoption, implementation, and meaningful
48 use of electronic health record technolo-
49 gy.

50 Notwithstanding any provision of law to the
51 contrary, the portion of this appropri-
52 ation covering fiscal year 2026-27 shall
53 supersede and replace any duplicative (i)
54 reappropriation for this item covering
55 fiscal year 2026-27, and (ii) appropri-
56 ation for this item covering fiscal year

1 2026-27 set forth in chapter 53 of the
2 laws of 2025 (26952) 467,130,000
3 For services and expenses for health homes
4 including grants to health homes.
5 Notwithstanding any provision of law to the
6 contrary, the portion of this appropri-
7 ation covering fiscal year 2026-27 shall
8 supersede and replace any duplicative (i)
9 reappropriation for this item covering
10 fiscal year 2026-27, and (ii) appropri-
11 ation for this item covering fiscal year
12 2026-27 set forth in chapter 53 of the
13 laws of 2025 (29548) 11,310,000
14 For services and expenses of the medical
15 assistance program including pharmacy
16 services provided, however, that no funds
17 shall be made available pursuant to this
18 appropriation for any drug not explicitly
19 authorized in any enacted law, rule, or
20 regulation without approval from the
21 director of the budget.
22 Notwithstanding any provision of law to the
23 contrary, the portion of this appropri-
24 ation covering fiscal year 2026-27 shall
25 supersede and replace any duplicative (i)
26 reappropriation for this item covering
27 fiscal year 2026-27, and (ii) appropri-
28 ation for this item covering fiscal year
29 2026-27 set forth in chapter 53 of the
30 laws of 2025 (26953) 215,778,000
31 For services and expenses of the medical
32 assistance program including transporta-
33 tion services.
34 Notwithstanding any provision of law to the
35 contrary, the portion of this appropri-
36 ation covering fiscal year 2026-27 shall
37 supersede and replace any duplicative (i)
38 reappropriation for this item covering
39 fiscal year 2026-27, and (ii) appropri-
40 ation for this item covering fiscal year
41 2026-27 set forth in chapter 53 of the
42 laws of 2025 (26954) 30,996,000
43 For services and expenses of the medical
44 assistance program including dental
45 services.
46 Notwithstanding any provision of law to the
47 contrary, the portion of this appropri-
48 ation covering fiscal year 2026-27 shall
49 supersede and replace any duplicative (i)
50 reappropriation for this item covering
51 fiscal year 2026-27, and (ii) appropri-
52 ation for this item covering fiscal year
53 2026-27 set forth in chapter 53 of the
54 laws of 2025 (26955) 237,000

1 For services and expenses of the medical
2 assistance program including non-institu-
3 tional and other spending.
4 The money hereby appropriated is available
5 for payment of liabilities heretofore
6 accrued or hereafter accrued.
7 Notwithstanding any inconsistent provision
8 of law, the money hereby appropriated may
9 be available for payments to any county or
10 public school districts associated with
11 additional claims for school supportive
12 health services.
13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2026-27 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2026-27, and (ii) appropri-
19 ation for this item covering fiscal year
20 2026-27 set forth in chapter 53 of the
21 laws of 2025 (26956) 61,812,000
22 For services and expenses of the medical
23 assistance program including medical
24 services provided at state facilities
25 operated by the office of mental health,
26 the office for people with developmental
27 disabilities and the office of addiction
28 services and supports.
29 Notwithstanding any provision of law to the
30 contrary, the portion of this appropri-
31 ation covering fiscal year 2026-27 shall
32 supersede and replace any duplicative (i)
33 reappropriation for this item covering
34 fiscal year 2026-27, and (ii) appropri-
35 ation for this item covering fiscal year
36 2026-27 set forth in chapter 53 of the
37 laws of 2025 (26961) 288,462,000
38 -----

39 Special Revenue Funds - Federal
40 Federal Health and Human Services Fund
41 Medicaid Direct Account - 25106

42 For services and expenses for the medical
43 assistance program, including administra-
44 tive expenses for local social services
45 districts, pursuant to title XIX of the
46 federal social security act or its succes-
47 sor program.
48 The moneys hereby appropriated are to be
49 available for payment of aid heretofore
50 accrued or hereafter accrued to munici-
51 palities, and to providers of medical
52 services pursuant to section 367-b of the
53 social services law, and for payment of
54 state aid to municipalities and to provid-

ers of family care where payment systems through the fiscal intermediaries are not operational.

Notwithstanding any inconsistent provision of law, funding made available by these appropriations shall support direct salary costs and related fringe benefits within the medical assistance program associated with any minimum wage increase that takes effect during the timeframe of these appropriations, pursuant to section 652 of the labor law. Each eligible organization in receipt of funding made available by these appropriations may be required to submit written certification, in such form and at such time the commissioner may prescribe, attesting to the total amount of funds used by the eligible organization, how such funding will be or was used for purposes eligible under these appropriations and any other reporting deemed necessary by the commissioner. The amounts appropriated herein may include advances to organizations authorized to receive such funds to accomplish this purpose.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange or transfer, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, office for people with developmental disabilities, the office of addiction services and supports, the department of family assistance office of temporary and disability assistance, office of children and family services, the department of financial services, department of corrections and community supervision, the office of information technology services, the state university of New York, the state education department, and the state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local

1 social services districts for programs
2 provided under the federal social security
3 act or the federal food stamp act, funds
4 herein appropriated, in amounts certified
5 by the state commissioner of temporary and
6 disability assistance or the state commis-
7 sioner of health as due from local social
8 services districts each month as their
9 share of payments made pursuant to section
10 367-b of the social services law may be
11 set aside by the state comptroller in an
12 interest-bearing account in order to
13 ensure the orderly and prompt payment of
14 providers under section 367-b of the
15 social services law pursuant to an esti-
16 mate provided by the commissioner of
17 health of each local social services
18 district's share of payments made pursuant
19 to section 367-b of the social services
20 law.

21 Notwithstanding any inconsistent provision
22 of law to the contrary, funds shall be
23 made available to the commissioner of the
24 office of mental health or the commission-
25 er of the office of addiction services and
26 supports, in consultation with the commis-
27 sioner of health and approved by the
28 director of the budget, and consistent
29 with appropriations made therefor, to
30 implement allocation adjustment developed
31 by each such commissioner which shall
32 describe mental health or substance use
33 disorder services that should be developed
34 to meet service needs resulting from the
35 reduction of inpatient behavioral health
36 services provided under the medicaid
37 program, by programs licensed pursuant to
38 article 31 or 32 of the mental hygiene
39 law. Such programs may include programs
40 that are licensed pursuant to both article
41 31 of the mental hygiene law and article
42 28 of the public health law, or certified
43 under both article 32 of the mental
44 hygiene law and article 28 of the public
45 health law.

46 Notwithstanding any inconsistent provision
47 of law, the moneys hereby appropriated may
48 be available for payments associated with
49 the resolution by settlement agreement or
50 judgment of rate appeals and/or litigation
51 where the department of health is a party.

52 Notwithstanding any inconsistent provisions
53 of law, no expenditures shall be used for
54 the medical assistance program for any
55 expenses not explicitly authorized in law

1 without the approval of the director of
2 the budget.

3 For services and expenses of the medical
4 assistance program including hospital
5 inpatient services.

6 Notwithstanding any provision of law to the
7 contrary, the portion of this appropri-
8 ation covering fiscal year 2026-27 shall
9 supersede and replace any duplicative (i)
10 reappropriation for this item covering
11 fiscal year 2026-27, and (ii) appropri-
12 ation for this item covering fiscal year
13 2026-27 set forth in chapter 53 of the
14 laws of 2025 (26947) 151,770,000

15 For services and expenses of the medical
16 assistance program including hospital
17 outpatient and emergency room services.

18 Notwithstanding any provision of law to the
19 contrary, the portion of this appropri-
20 ation covering fiscal year 2026-27 shall
21 supersede and replace any duplicative (i)
22 reappropriation for this item covering
23 fiscal year 2026-27, and (ii) appropri-
24 ation for this item covering fiscal year
25 2026-27 set forth in chapter 53 of the
26 laws of 2025 (26948) 27,048,000

27 For services and expenses of the medical
28 assistance program including clinic
29 services.

30 Notwithstanding any provision of law to the
31 contrary, the portion of this appropri-
32 ation covering fiscal year 2026-27 shall
33 supersede and replace any duplicative (i)
34 reappropriation for this item covering
35 fiscal year 2026-27, and (ii) appropri-
36 ation for this item covering fiscal year
37 2026-27 set forth in chapter 53 of the
38 laws of 2025 (26949) 43,794,000

39 For services and expenses of the medical
40 assistance program including nursing home
41 services.

42 Notwithstanding any provision of law to the
43 contrary, the portion of this appropri-
44 ation covering fiscal year 2026-27 shall
45 supersede and replace any duplicative (i)
46 reappropriation for this item covering
47 fiscal year 2026-27, and (ii) appropri-
48 ation for this item covering fiscal year
49 2026-27 set forth in chapter 53 of the
50 laws of 2025 (26950) 225,480,000

51 For services and expenses of the medical
52 assistance program including other long
53 term care services.

54 Notwithstanding any provision of law to the
55 contrary, the portion of this appropri-
56 ation covering fiscal year 2026-27 shall

1 supersede and replace any duplicative (i)
2 reappropriation for this item covering
3 fiscal year 2026-27, and (ii) appropri-
4 ation for this item covering fiscal year
5 2026-27 set forth in chapter 53 of the
6 laws of 2025 (26951) 643,218,000
7 For services and expenses of the medical
8 assistance program including managed care
9 services including regional planning
10 activities of the finger lakes health
11 systems agency, including statewide coord-
12 ination and demonstration of best prac-
13 tices. The department shall make grants
14 within amounts appropriated therefor, to
15 assure high-quality and accessible primary
16 care, to provide technical assistance to
17 support financial and business planning
18 for integrated systems of care, and to
19 assist primary care providers in the
20 adoption, implementation, and meaningful
21 use of electronic health record technolo-
22 gy.
23 Notwithstanding any inconsistent provision
24 of law, rule, or regulation to the contra-
25 ry, funds appropriated herein shall not be
26 subject to article 6 of the financial
27 services law.
28 Notwithstanding any inconsistent provision
29 of law, rule, or regulation to the contra-
30 ry, funds appropriated herein shall only
31 be made available for applied behavior
32 analysis services if such services are
33 recommended by a health care or mental
34 health care practitioner authorized under
35 title eight of the education law who has
36 been designated as an applied behavior
37 analysis center of excellence provider by
38 the commissioner of health.
39 Notwithstanding any provision of law to the
40 contrary, the portion of this appropri-
41 ation covering fiscal year 2026-27 shall
42 supersede and replace any duplicative (i)
43 reappropriation for this item covering
44 fiscal year 2026-27, and (ii) appropri-
45 ation for this item covering fiscal year
46 2026-27 set forth in chapter 53 of the
47 laws of 2025 (26952) 784,936,000
48 For services and expenses of the medical
49 assistance program including pharmacy
50 services, provided, however, that no funds
51 shall be made available pursuant to this
52 appropriation for any drug not explicitly
53 authorized in any heretofore enacted law,
54 rule, or regulation without approval from
55 the director of the budget.

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2026-27 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2026-27, and (ii) appropri-
7 ation for this item covering fiscal year
8 2026-27 set forth in chapter 53 of the
9 laws of 2025 (26953) 236,438,000

10 For services and expenses of the medical
11 assistance program including transporta-
12 tion services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2026-27 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2026-27, and (ii) appropri-
19 ation for this item covering fiscal year
20 2026-27 set forth in chapter 53 of the
21 laws of 2025 (26954) 31,764,000

22 For services and expenses of the medical
23 assistance program including dental
24 services.

25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2026-27 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2026-27, and (ii) appropri-
31 ation for this item covering fiscal year
32 2026-27 set forth in chapter 53 of the
33 laws of 2025 (26955) 3,672,000

34 For services and expenses of the medical
35 assistance program including noninstitu-
36 tional and other spending.

37 The money hereby appropriated is available
38 for payment of liabilities heretofore
39 accrued or hereafter accrued.

40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2026-27 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2026-27, and (ii) appropri-
46 ation for this item covering fiscal year
47 2026-27 set forth in chapter 53 of the
48 laws of 2025 (26956) 359,610,000

49 Notwithstanding any inconsistent provision
50 of law, subject to the approval of the
51 director of the budget, upon submission of
52 an allocation adjustment from the commis-
53 sioner of health, the amount appropriated
54 herein, together with any available feder-
55 al matching funds, may be transferred or
56 suballocated to the office of mental

1 health, office of addiction services and
 2 supports, office for people with develop-
 3 mental disabilities, division of housing
 4 and community renewal, New York state
 5 housing trust fund corporation, and office
 6 of temporary and disability assistance for
 7 services and expenses related to providing
 8 affordable housing. Any such spending
 9 shall consider the geographical location
 10 of the grants.
 11 Notwithstanding any provision of law to the
 12 contrary, the portion of this appropri-
 13 ation covering fiscal year 2026-27 shall
 14 supersede and replace any duplicative (i)
 15 reappropriation for this item covering
 16 fiscal year 2026-27, and (ii) appropri-
 17 ation for this item covering fiscal year
 18 2026-27 set forth in chapter 53 of the
 19 laws of 2025 (29521) 192,308,000
 20 -----

21 § 9. The amounts specified in this section, or so much thereof as
 22 shall be sufficient to accomplish the purposes designated, is hereby
 23 appropriated and authorized to be paid as hereinafter provided, to the
 24 public officers and for the purposes specified, which amount shall be
 25 available for the state fiscal year beginning April 1, 2026.

26 JUSTICE CENTER FOR THE PROTECTION
 27 OF PEOPLE WITH SPECIAL NEEDS

28 AID TO LOCALITIES

29 COMMUNITY SUPPORT PROGRAMS 195,000
 30 -----
 31 General Fund
 32 Local Assistance Account - 10000

33 Notwithstanding any other provision of law,
 34 the money hereby appropriated may be
 35 increased or decreased by interchange,
 36 with any appropriation of the justice
 37 center for the protection of people with
 38 special needs, and may be increased or
 39 decreased by transfer or suballocation
 40 between these appropriated amounts and
 41 appropriations of the office of mental
 42 health, office for people with develop-
 43 mental disabilities, office of addiction
 44 services and supports, department of
 45 health, and the office of children and
 46 family services with the approval of the
 47 director of the budget who shall file such
 48 approval with the department of audit and
 49 control and copies thereof with the chair-
 50 man of the senate finance committee and

1 the chairman of the assembly ways and
2 means committee.
3 For surrogate decision-making committee
4 program contracts with local service
5 providers (63002) 195,000
6 -----

7 § 10. Section 6 of chapter 98 of the laws of 2026, relating to making
8 appropriations for the support of government, as amended by chapter 102
9 of the laws of 2026, is amended to read as follows:

10 § 6. The amounts specified in this section, or so much thereof as
11 shall be sufficient to accomplish the purposes designated, is hereby
12 appropriated and authorized to be paid as hereinafter provided, to the
13 public officers and for the purposes specified, which amount shall be
14 available for the state fiscal year beginning April 1, 2026.

15 DEPARTMENT OF LABOR

16 AID TO LOCALITIES

17 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~540,000,000~~] 570,000,000
18 -----

19 Enterprise Funds
20 Unemployment Insurance Benefit Fund
21 Unemployment Insurance Benefit Account - 50650

22 For payment of unemployment insurance bene-
23 fits pursuant to article 18 of the labor
24 law or as authorized by the federal
25 government through the disaster unemploy-
26 ment assistance program, the emergency
27 unemployment compensation program, the
28 extended benefit program, the federal
29 additional compensation program or any
30 other federally funded unemployment bene-
31 fit program (34787) [~~540,000,000~~] 570,000,000
32 -----

33 § 11. Section 8 of chapter 100 of the laws of 2026, relating to making
34 appropriations for the support of government, is amended to read as
35 follows:

36 § 8. The amounts specified in this section, or so much thereof as
37 shall be sufficient to accomplish the purposes designated, is hereby
38 appropriated and authorized to be paid as hereinafter provided, to the
39 public officers and for the purposes specified, which amount shall be
40 available for the state fiscal year beginning April 1, 2026.

41 DEPARTMENT OF TRANSPORTATION

42 AID TO LOCALITIES

43 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM 48,325,000
44 -----

45 Special Revenue Funds - Other

1 Dedicated Mass Transportation Trust Fund
2 Railroad Account - 20852

3 To the metropolitan transportation authority
4 for deposit in the metropolitan transpor-
5 tation authority dedicated tax fund for
6 the expenses of the New York city transit
7 authority, the Manhattan and Bronx surface
8 transit operating authority, and the
9 Staten Island rapid transit operating
10 authority, the Long Island rail road
11 company and the Metro-North commuter rail-
12 road company which includes the New York
13 state portion of the Harlem, Hudson, Port
14 Jervis, Pascack, and the New Haven commu-
15 ter railroad service regardless of whether
16 the services are provided directly or
17 pursuant to joint service agreements. No
18 expenditure shall be made hereunder until
19 a certificate of approval has been issued
20 by the director of the budget and a copy
21 of such certificate filed with the state
22 comptroller, the chairperson of the senate
23 finance committee and the chairperson of
24 the assembly ways and means committee.
25 Moneys appropriated herein may be made
26 available at such times and upon such
27 conditions as may be deemed appropriate by
28 the commissioner of transportation and the
29 director of the budget in accordance with
30 the following:
31 To the metropolitan transportation authority
32 for the operating expenses of the Long
33 Island rail road company and the Metro-
34 North commuter railroad company which
35 include operating expenses for the New
36 York state portion of Harlem, Hudson, Port
37 Jervis, Pascack, and New Haven commuter
38 railroad services regardless of whether
39 such services are provided directly or
40 pursuant to joint service agreements
41 (54282) 7,260,000
42 -----

43 Special Revenue Funds - Other
44 Dedicated Mass Transportation Trust Fund
45 Transit Authorities Account - 20851

46 To the metropolitan transportation authority
47 for deposit in the metropolitan transpor-
48 tation authority dedicated tax fund for
49 the expenses of the New York city transit
50 authority, the Manhattan and Bronx surface
51 transit operating authority, and the
52 Staten Island rapid transit operating
53 authority, the Long Island rail road

company and the Metro-North commuter rail-road company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements. No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee. Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with the following:

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority (53173) 41,065,000

METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM 13,138,000

Special Revenue Funds - Other

Metropolitan Transportation Authority Financial Assistance Fund

New York Central Business District Trust Fund - 23653

To the metropolitan transportation authority pursuant to section 99-ff of the state finance law for deposit in the central business district tolling capital lockbox established pursuant to section 553-j of the public authorities law (54298) 13,138,000

§ 12. Section 7 of chapter 98 of the laws of 2026, relating to making appropriations for the support of government, as amended by chapter 102 of the laws of 2026, is amended to read as follows:

§ 7. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2026.

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

1 AID TO LOCALITIES

2 COMMUNITY SERVICES PROGRAM [~~305,253,000~~] 311,985,000
3 -----

4 General Fund
5 Local Assistance Account - 10000

6 For services and expenses of the community
7 services program, net of disallowances,
8 for community programs for people with
9 developmental disabilities pursuant to
10 article 41 of the mental hygiene law,
11 and/or chapter 620 of the laws of 1974,
12 chapter 660 of the laws of 1977, chapter
13 412 of the laws of 1981, chapter 27 of the
14 laws of 1987, chapter 729 of the laws of
15 1989, chapter 329 of the laws of 1993 and
16 other provisions of the mental hygiene
17 law. Notwithstanding any inconsistent
18 provision of law, the following appropri-
19 ation shall be net of prior and/or current
20 year refunds, rebates, reimbursements, and
21 credits.

22 Notwithstanding any other provision of law,
23 advances and reimbursement made pursuant
24 to subdivision (d) of section 41.15 and
25 section 41.18 of the mental hygiene law
26 shall be allocated pursuant to a plan and
27 in a manner prescribed by the agency head
28 and approved by the director of the budg-
29 et. The moneys hereby appropriated are
30 available to reimburse or advance locali-
31 ties and voluntary non-profit agencies for
32 expenditures made during local fiscal
33 periods commencing January 1, 2026, April
34 1, 2026 or July 1, 2026, and for advances
35 for the 3 month period beginning January
36 1, 2027.

37 Notwithstanding the provisions of article 41
38 of the mental hygiene law or any other
39 inconsistent provision of law, rule or
40 regulation, the commissioner, pursuant to
41 such contract and in the manner provided
42 therein, may pay all or a portion of the
43 expenses incurred by such voluntary agen-
44 cies arising out of loans which are funded
45 from the proceeds of bonds and notes
46 issued by the dormitory authority of the
47 state of New York.

48 Notwithstanding any other provision of law,
49 the money hereby appropriated may be
50 transferred to state operations and/or any
51 appropriation of the office for people
52 with developmental disabilities with the
53 approval of the director of the budget.

1 Notwithstanding any inconsistent provision
2 of law, moneys from this appropriation may
3 be used for state aid of up to 100 percent
4 of the net deficit costs of day training
5 programs and family support services.

6 Notwithstanding the provisions of section
7 16.23 of the mental hygiene law and any
8 other inconsistent provision of law, with
9 relation to the operation of certified
10 family care homes, including family care
11 homes sponsored by voluntary not-for-pro-
12 fit agencies, moneys from this appropri-
13 ation may be used for payments to purchase
14 general services including but not limited
15 to respite providers, up to a maximum of
16 14 days, at rates to be established by the
17 commissioner and approved by the director
18 of the budget in consideration of factors
19 including, but not limited to, geographic
20 area and number of clients cared for in
21 the home and for payment in an amount
22 determined by the commissioner for the
23 personal needs of each client residing in
24 the family care home.

25 Notwithstanding the provisions of subdivi-
26 sion 12 of section 8 of the state finance
27 law and any other inconsistent provision
28 of law, moneys from this appropriation may
29 be used for expenses of family care homes
30 including payments to operators of certi-
31 fied family care homes for damages caused
32 by clients to personal and real property
33 in accordance with standards established
34 by the commissioner and approved by the
35 director of the budget.

36 Notwithstanding any inconsistent provision
37 of law, moneys from this appropriation may
38 be used for appropriate day program
39 services and residential services includ-
40 ing, but not limited to, direct housing
41 subsidies to individuals, start-up
42 expenses for family care providers, envi-
43 ronmental modifications, adaptive technol-
44 ogies, appraisals, property options,
45 feasibility studies and preoperational
46 expenses.

47 Notwithstanding any inconsistent provision
48 of law except pursuant to a chapter of the
49 laws of 2025 authorizing a 2.6 percent
50 targeted inflationary increase, for the
51 period commencing on April 1, 2025 and
52 ending March 31, 2026 the commissioner
53 shall not apply any other inflationary
54 increases, cost of living type increases,
55 inflation factors, or trend factors for
56 the purpose of establishing rates of

1 payments, contracts or any other form of
2 reimbursement; provided that this shall
3 not prevent the commissioner from applying
4 prior adjustments for the purpose of
5 establishing rates resulting from a rebas-
6 ing of base year costs.

7 Notwithstanding section 6908 of the educa-
8 tion law and any other provision of law,
9 rule or regulation to the contrary, direct
10 support staff in programs certified or
11 approved by the office for people with
12 developmental disabilities, including the
13 home and community based services waiver
14 programs that the office for people with
15 developmental disabilities is authorized
16 to administer with federal approval pursu-
17 ant to subdivision (c) of section 1915 of
18 the federal social security act, are
19 authorized to provide such tasks as OPWDD
20 may specify when performed under the
21 supervision, training and periodic
22 inspection of a registered professional
23 nurse and in accordance with an authorized
24 practitioner's ordered care.

25 Notwithstanding any other provision of law
26 to the contrary, and consistent with
27 section 33.07 of the mental hygiene law,
28 the directors of facilities licensed but
29 not operated by the office for people with
30 developmental disabilities who act as
31 federally-appointed representative payees
32 and who assume management responsibility
33 over the funds of a resident may continue
34 to use such funds for the cost of the
35 resident's care and treatment, consistent
36 with federal law and regulations.

37 Funds appropriated herein shall be available
38 in accordance with the following:

39 Notwithstanding any inconsistent provision
40 of law, the director of the budget is
41 authorized to make suballocations from
42 this appropriation to the department of
43 health medical assistance program.

44 Notwithstanding any inconsistent provision
45 of law, and pursuant to criteria estab-
46 lished by the commissioner of the office
47 for people with developmental disabilities
48 and approved by the director of the budg-
49 et, expenditures may be made from this
50 appropriation for residential facilities
51 which are pending recertification as
52 intermediate care facilities for people
53 with developmental disabilities.

54 Notwithstanding the provisions of section
55 41.36 of the mental hygiene law and any
56 other inconsistent provision of law,

1 moneys from this appropriation may be used
2 for payment up to \$250 per year per
3 client, at such times and in such manner
4 as determined by the commissioner on the
5 basis of financial need for the personal
6 needs of each client residing in voluntar-
7 y-operated community residences and volun-
8 tary-operated community residential alter-
9 natives, including individualized
10 residential alternatives under the home
11 and community based services waiver. The
12 commissioner shall, subject to the
13 approval of the director of the budget,
14 alter existing advance payment schedules
15 for voluntary-operated community resi-
16 dences established pursuant to section
17 41.36 of the mental hygiene law.

18 Notwithstanding any inconsistent provision
19 of law, moneys from this appropriation may
20 be used for the operation of clinics
21 licensed pursuant to article 16 of the
22 mental hygiene law including, but not
23 limited to, supportive and habilitative
24 services consistent with the home and
25 community based services waiver.

26 For the state and/or local share of medical
27 assistance services expenses incurred by
28 the department of health for the provision
29 of medical assistance services to people
30 with developmental disabilities (37835) 280,008,000

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

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

1 expenditures made during local fiscal
2 periods commencing January 1, 2026, April
3 1, 2026 or July 1, 2026, and for advances
4 for the 3 month period beginning January
5 1, 2027.

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

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

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

28 Notwithstanding the provisions of section
29 16.23 of the mental hygiene law and any
30 other inconsistent provision of law, with
31 relation to the operation of certified
32 family care homes, including family care
33 homes sponsored by voluntary not-for-pro-
34 fit agencies, moneys from this appropri-
35 ation may be used for payments to purchase
36 general services including but not limited
37 to respite providers, up to a maximum of
38 14 days, at rates to be established by the
39 commissioner and approved by the director
40 of the budget in consideration of factors
41 including, but not limited to, geographic
42 area and number of clients cared for in
43 the home and for payment in an amount
44 determined by the commissioner for the
45 personal needs of each client residing in
46 the family care home.

47 Notwithstanding the provisions of subdivi-
48 sion 12 of section 8 of the state finance
49 law and any other inconsistent provision
50 of law, moneys from this appropriation may
51 be used for expenses of family care homes
52 including payments to operators of certi-
53 fied family care homes for damages caused
54 by clients to personal and real property
55 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, moneys from this appropriation may
16 be used to fund continuity of care
17 services, family reimbursed respite, other
18 than personal services and direct housing
19 subsidies for people who are enrolled in
20 OPWDD's self-direction program, provided
21 any or all such costs are identified in a
22 self-direction budget approved by OPWDD.

23 Notwithstanding any inconsistent provision
24 of law except pursuant to a chapter of the
25 laws of 2025 authorizing a 2.6 percent
26 targeted inflationary increase, for the
27 period commencing on April 1, 2025 and
28 ending March 31, 2026 the commissioner
29 shall not apply any other inflationary
30 increases, cost of living type increases,
31 inflation factors, or trend factors for
32 the purpose of establishing rates of
33 payments, contracts or any other form of
34 reimbursement; provided that this shall
35 not prevent the commissioner from applying
36 prior adjustments for the purpose of
37 establishing rates resulting from a rebas-
38 ing of base year costs.

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

1 Notwithstanding any other provision of law
2 to the contrary, and consistent with
3 section 33.07 of the mental hygiene law,
4 the directors of facilities licensed but
5 not operated by the office for people with
6 developmental disabilities who act as
7 federally-appointed representative payees
8 and who assume management responsibility
9 over the funds of a resident may continue
10 to use such funds for the cost of the
11 resident's care and treatment, consistent
12 with federal law and regulations.

13 Funds appropriated herein shall be available
14 in accordance with the following:

15 Notwithstanding any other provision of law
16 to the contrary, funds appropriated herein
17 are available to reimburse in- and
18 out-of-state private residential schools,
19 pursuant to subdivision (c) of section
20 13.37-a and subdivision (g) of section
21 13.38 of the mental hygiene law, for costs
22 of supporting the residential and day
23 program services available to individuals
24 who are over the age of 21 years of age,
25 provided that the amount paid for residen-
26 tial services and/or maintenance costs is
27 net of any supplemental security income
28 benefit to which the individual receiving
29 services is eligible, and provided further
30 that funding for nonresidential services
31 will be in an amount not to exceed the
32 maximum reimbursement for appropriate day
33 services delivered by the office for
34 people with developmental disabilities
35 certified or approved providers other than
36 in- and out-of-state private residential
37 schools, unless otherwise authorized by
38 the director of the budget.

39 Notwithstanding section 163 of the state
40 finance law, section 142 of the economic
41 development law, and article 41 of the
42 mental hygiene law, the commissioner of
43 the office for people with developmental
44 disabilities may make the funds appropri-
45 ated herein available as state aid, a loan
46 or a grant, pursuant to terms and condi-
47 tions established by the commissioner of
48 the office for people with developmental
49 disabilities, to cover a portion of the
50 development costs of private, public
51 and/or non-profit organizations, including
52 corporations and partnerships established
53 pursuant to the private housing finance
54 law and/or any other statutory provisions,
55 for supportive housing units that have
56 been set aside for individuals with intel-

1	lectual and developmental disabilities.	
2	Further, the office for people with devel-	
3	opmental disabilities shall have a lien on	
4	the real property developed with such	
5	state aid, loans or grants, which shall be	
6	in the amount of the loan or grant, for a	
7	maximum term of 30 years, or other longer	
8	term consistent with the requirements of	
9	another regulatory agency.	
10	For services and expenses related to the	
11	provision of residential services to	
12	people with developmental disabilities	
13	(37802) [14,655,000]	<u>18,563,000</u>
14	For services and expenses related to the	
15	provision of day program services to	
16	people with developmental disabilities	
17	(37803) [3,600,000]	<u>4,560,000</u>
18	For services and expenses related to the	
19	provision of family support services to	
20	people with developmental disabilities	
21	(37804) [4,050,000]	<u>5,130,000</u>
22	For services and expenses related to the	
23	provision of workshop, day training and	
24	employment services to people with devel-	
25	opmental disabilities. Notwithstanding any	
26	other provision of law, up to [\$34,500]	
27	<u>\$43,700</u> of this appropriation may be	
28	transferred to the New York State Educa-	
29	tion Departments' Adult Career and Contin-	
30	uing Education Services - Vocational Reha-	
31	ilitation (ACCES-VR) program to support	
32	the LongTerm Sheltered Employment program	
33	operated by FEDCAP Rehabilitation	
34	Services, Inc. (37805) [2,340,000]	<u>2,964,000</u>
35	For other services and expenses provided to	
36	people with developmental disabilities	
37	including but not limited to hepatitis B,	
38	care at home waiver, epilepsy services,	
39	Special Olympics New York, Inc. and volun-	
40	tary fingerprinting (37806) [600,000]	<u>760,000</u>
41	-----	

1	BLIND VETERAN ANNUITY ASSISTANCE PROGRAM	385,000	
2		-----	
3	General Fund		
4	Local Assistance Account - 10000		
5	For payment of annuities to blind veterans		
6	and eligible surviving spouses. Up to		
7	\$15,000 of this appropriation may be		
8	transferred to state operations for admin-		
9	istrative costs associated with this		
10	program (54606)	385,000	
11		-----	
12	VETERANS' BENEFITS ADVISING PROGRAM	[90,000]	<u>114,000</u>
13		-----	
14	Special Revenue Funds - Other		
15	Homeless Veterans Assistance Fund		
16	Homeless Veterans Assistance Account - 20204		
17	For services and expenses related to home-		
18	less veterans' housing (54815) ... [90,000]		<u>114,000</u>
19		-----	

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

27 § 15. All expenditures and disbursements made against the appropri-
 28 ations in this act shall, upon final action by the legislature on appro-
 29 priation bills submitted by the governor pursuant to article VII of the
 30 state constitution for the support of government for the state fiscal
 31 year beginning April 1, 2026, be transferred by the comptroller as
 32 expenditures and disbursements to such appropriations for all state
 33 departments and agencies, as applicable, in amounts equal to the amounts
 34 charged against the appropriations in this act for each such department,
 35 agency, and the legislature and the judiciary.

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

45 § 17. This act shall take effect immediately and shall be deemed to
 46 have been in full force and effect on and after April 1, 2026; provided,
 47 however, that upon the transfer of expenditures and disbursements by the

1 comptroller as provided in section fifteen of this act, the appropri-
2 ations made by this act and subject to such section shall be deemed
3 repealed.