

STATE OF NEW YORK

7635

2025-2026 Regular Sessions

IN ASSEMBLY

April 3, 2025

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 113 of the laws of 2025 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, 2025 are enacted.

8 § 2. Section 2 of chapter 113 of the laws of 2025, relating to making
9 appropriations for the support of government, is amended to read as
10 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, 2025.

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, 2025, on the
20 payrolls scheduled to be paid during the
21 period April 1 through [~~April 3, 2025~~]

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

LBD12003-01-5

1 April 7, 2025 to state officers and
 2 employees of the executive branch. This
 3 appropriation also includes payments for
 4 services performed by mentally ill or
 5 developmentally disabled persons who are
 6 employed in state-operated special employ-
 7 ment, work-for-pay or sheltered workshop
 8 programs [~~279,930,000~~] 324,930,000
 9 -----

10 § 3. Section 3 of chapter 113 of the laws of 2025, relating to making
 11 appropriations for the support of government, is amended to read as
 12 follows:

13 § 3. The amount specified in this section, or so much thereof as shall
 14 be sufficient to accomplish the purpose designated, is hereby appropri-
 15 ated and authorized to be paid as hereinafter provided, to the public
 16 officers and for the purpose specified, which amount shall be available
 17 for the state fiscal year beginning April 1, 2025.

18 ALL STATE DEPARTMENTS AND AGENCIES

19 For the payment of state operations non
 20 personal service liabilities to the execu-
 21 tive branch, including the comptroller,
 22 and the attorney general, incurred in the
 23 ordinary course of business, during the
 24 period April 1 through [~~April 3, 2025~~]
 25 April 7, 2025, pursuant to existing state
 26 law and for purposes for which the legis-
 27 lature authorized the expenditure of
 28 moneys during the 2024-2025 state fiscal
 29 year; provided, however, that nothing
 30 contained herein shall be deemed to limit
 31 or restrict the power or authority of
 32 state departments or agencies to conduct
 33 their activities or operations in accord-
 34 ance with existing law, and further
 35 provided that nothing contained herein
 36 shall be deemed to supersede, nullify or
 37 modify the provisions of section 40 of the
 38 state finance law prescribing when appro-
 39 priations made for the 2024-2025 state
 40 fiscal year shall have ceased to have
 41 force and effect 10,000,000
 42 -----

43 § 4. Section 4 of chapter 113 of the laws of 2025, relating to making
 44 appropriations for the support of government, is amended to read as
 45 follows:

46 § 4. The amounts specified in this section, or so much thereof as
 47 shall be sufficient to accomplish the purposes designated, is hereby
 48 appropriated and authorized to be paid as hereinafter provided, to the
 49 public officers and for the purposes specified, which amount shall be
 50 available for the state fiscal year beginning April 1, 2025.

1 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

2 GENERAL STATE CHARGES

3 STATE OPERATIONS

4 GENERAL STATE CHARGES [~~20,650,000~~] 20,925,000

5 -----

6 General Fund

7 State Purposes Account - 10050

8 For employee fringe benefits according to

9 the following project schedule including

10 those benefits which are related to

11 employees paid from funds, accounts, or

12 programs where the division of the budget

13 has issued waivers [~~20,650,000~~] 20,925,000

14 Project Schedule

15 PROJECT AMOUNT

16 -----

17 For the state's contribution

18 to the social security

19 contribution fund 20,300,000

20 For the state's share of

21 contributions to the volun-

22 tary defined contribution

23 plan made on behalf of

24 eligible employees pursuant

25 to chapter 18 of the laws of

26 2012 who elect to partic-

27 ipate in such plan and who

28 are not otherwise eligible

29 to participate in the SUNY

30 optional retirement program 275,000

31 For the payment of the metro-

32 politan commuter transporta-

33 tion mobility tax pursuant

34 to article 23 of the tax

35 law, as added by chapter 25

36 of the laws of 2009, on

37 behalf of the state employ-

38 ees employed in the metro-

39 politan commuter transporta-

40 tion district 350,000

41 -----

42 Project schedule total ...

43 [~~20,650,000~~] 20,925,000

44 -----

45 § 5. Section 5 of chapter 113 of the laws of 2025, relating to making

46 appropriations for the support of government, is amended to read as

47 follows:

48 § 5. The amounts specified in this section, or so much thereof as

49 shall be sufficient to accomplish the purposes designated, is hereby

50 appropriated and authorized to be paid as hereinafter provided, to the

1 public officers and for the purposes specified, which amount shall be
2 available for the state fiscal year beginning April 1, 2025.

3 DEPARTMENT OF HEALTH

4 AID TO LOCALITIES

5 CENTER FOR COMMUNITY HEALTH PROGRAM [~~3,210,000~~] 14,490,000
6 -----

7 General Fund

8 Local Assistance Account - 10000

9 For services and expenses related to the
10 Indian health program. The money hereby
11 appropriated shall be for payment of
12 financial assistance heretofore accrued or
13 hereafter to accrue (26840) 7,000,000
14 -----

15 Special Revenue Funds - Federal
16 Federal USDA-Food and Nutrition Services Fund
17 Federal Food and Nutrition Services Account - 25022

18 For various federal food and nutritional
19 services. The moneys hereby appropriated
20 shall be available for payment of finan-
21 cial assistance heretofore accrued (26986)
22 [~~3,210,000~~] 7,490,000
23 -----

24 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 1,520,000
25 -----

26 Special Revenue Funds - Other

27 HCRA Resources Fund

28 EPIC Premium Account - 20818

29 For services and expenses of the program for
30 elderly pharmaceutical insurance coverage,
31 including reimbursement to pharmacies
32 participating in such program.
33 The moneys hereby appropriated shall be
34 available for payment of financial assist-
35 ance heretofore accrued (26803) 1,520,000

36 MEDICAL ASSISTANCE PROGRAM [~~1,111,204,000~~] 1,363,969,000
37 -----

38 General Fund

39 Local Assistance Account - 10000

40 For the medical assistance program, includ-
41 ing administrative expenses, for local
42 social services districts, and for medical

1 care rates for authorized child care agen-
2 cies.

3 Notwithstanding section 40 of the state
4 finance law or any provision of law to the
5 contrary, subject to federal approval,
6 department of health state funds medicaid
7 spending, excluding payments for medical
8 services provided at state facilities
9 operated by the office of mental health,
10 the office for people with developmental
11 disabilities and the office of addiction
12 services and supports and further exclud-
13 ing any payments which are not appropri-
14 ated within the department of health, in
15 the aggregate, for the period April 1,
16 2025 through March 31, 2026, shall not
17 exceed \$33,417,285,000 except as provided
18 below provided, however, such aggregate
19 limits may be adjusted by the director of
20 the budget to account for any changes in
21 the New York state federal medical assist-
22 ance percentage amount established pursu-
23 ant to the federal social security act,
24 increases in provider revenues, reductions
25 in local social services district payments
26 for medical assistance administration,
27 minimum wage increases, and beginning
28 April 1, 2012 the operational costs of the
29 New York state medical indemnity fund,
30 pursuant to chapter 59 of the laws of
31 2011, and state costs or savings from the
32 essential plan program. Such projections
33 may be adjusted by the director of the
34 budget to account for increased or expe-
35 dited department of health state funds
36 medicaid expenditures as a result of a
37 natural or other type of disaster, includ-
38 ing a governmental declaration of emergen-
39 cy.

40 The director of the budget, in consultation
41 with the commissioner of health, shall
42 assess on a quarterly basis known and
43 projected medicaid expenditures by catego-
44 ry of service and by geographic region, as
45 defined by the commissioner, incurred both
46 prior to and subsequent to such assessment
47 for each such period, and if the director
48 of the budget determines that such expend-
49 itures are expected to cause medicaid
50 spending for such period to exceed the
51 aggregate limit specified herein for such
52 period, the state medicaid director, in
53 consultation with the director of the
54 budget and the commissioner of health,
55 shall develop a medicaid savings allo-
56 cation adjustment to limit such spending

1 to the aggregate limit specified herein
2 for such period.

3 Such medicaid savings allocation adjustment
4 shall be designed, to reduce the expendi-
5 tures authorized by the appropriations
6 herein in compliance with the following
7 guidelines: (1) reductions shall be made
8 in compliance with applicable federal law,
9 including the provisions of the Patient
10 Protection and Affordable Care Act, Public
11 Law No. 111-148, and the Health Care and
12 Education Reconciliation Act of 2010,
13 Public Law No. 111-152 (collectively
14 "Affordable Care Act") and any subsequent
15 amendments thereto or regulations promul-
16 gated thereunder; (2) reductions shall be
17 made in a manner that complies with the
18 state medicaid plan approved by the feder-
19 al centers for medicare and medicaid
20 services, provided, however, that the
21 commissioner of health is authorized to
22 submit any state plan amendment or seek
23 other federal approval, including waiver
24 authority, to implement the provisions of
25 the medicaid savings allocation adjustment
26 that meets the other criteria set forth
27 herein; (3) reductions shall be made in a
28 manner that maximizes federal financial
29 participation, to the extent practicable,
30 including any federal financial partic-
31 ipation that is available or is reasonably
32 expected to become available, in the
33 discretion of the commissioner, under the
34 Affordable Care Act; (4) reductions shall
35 be made uniformly among categories of
36 services and geographic regions of the
37 state, to the extent practicable, and
38 shall be made uniformly within a category
39 of service, to the extent practicable,
40 except where the commissioner determines
41 that there are sufficient grounds for
42 non-uniformity, including but not limited
43 to: the extent to which specific catego-
44 ries of services contributed to department
45 of health medicaid state funds spending in
46 excess of the limits specified herein; the
47 need to maintain safety net services in
48 underserved communities; or the potential
49 benefits of pursuing innovative payment
50 models contemplated by the Affordable Care
51 Act, in which case such grounds shall be
52 set forth in the medicaid savings allo-
53 cation adjustment; and (5) reductions
54 shall be made in a manner that does not
55 unnecessarily create administrative

1 burdens to medicaid applicants and recipi-
2 ents or providers.

3 The commissioner shall seek the input of the
4 legislature, as well as organizations
5 representing health care providers,
6 consumers, businesses, workers, health
7 insurers, and others with relevant exper-
8 tise, in developing such medicaid savings
9 allocation adjustment, to the extent that
10 all or part of such adjustment, in the
11 discretion of the commissioner, is likely
12 to have a material impact on the overall
13 medicaid program, particular categories of
14 service or particular geographic regions
15 of the state.

16 (a) The commissioner shall post the medicaid
17 savings allocation adjustment on the
18 department of health's website and shall
19 provide written copies of such adjustment
20 to the chairs of the senate finance and
21 the assembly ways and means committees at
22 least 30 days before the date on which
23 implementation is expected to begin.

24 (b) The commissioner may revise the medicaid
25 savings allocation adjustment subsequent
26 to the provisions of notice and prior to
27 implementation but needs to provide a new
28 notice pursuant to subparagraph (i) of
29 this paragraph only if the commissioner
30 determines, in his or her discretion, that
31 such revisions materially alter the
32 adjustment.

33 Notwithstanding the provisions of paragraphs
34 (a) and (b) of this subdivision, the
35 commissioner need not seek the input
36 described in paragraph (a) of this subdivi-
37 sion or provide notice pursuant to para-
38 graph (b) of this subdivision if, in the
39 discretion of the commissioner, expedited
40 development and implementation of a medi-
41 caid savings allocation adjustment is
42 necessary due to a public health emergen-
43 cy.

44 For purposes of this section, a public
45 health emergency is defined as: (i) a
46 disaster, natural or otherwise, that
47 significantly increases the immediate need
48 for health care personnel in an area of
49 the state; (ii) an event or condition that
50 creates a widespread risk of exposure to a
51 serious communicable disease, or the
52 potential for such widespread risk of
53 exposure; or (iii) any other event or
54 condition determined by the commissioner
55 to constitute an imminent threat to public
56 health.

1 Nothing in this paragraph shall be deemed to
2 prevent all or part of such medicaid
3 savings allocation adjustment from taking
4 effect retroactively to the extent permit-
5 ted by the federal centers for medicare
6 and medicaid services.

7 In accordance with the medicaid savings
8 allocation adjustment, the commissioner of
9 the department of health shall reduce
10 department of health state funds medicaid
11 spending by the amount of the projected
12 overspending through, actions including,
13 but not limited to modifying or suspending
14 reimbursement methods, including but not
15 limited to all fees, premium levels and
16 rates of payment, notwithstanding any
17 provision of law that sets a specific
18 amount or methodology for any such
19 payments or rates of payment; modifying or
20 discontinuing medicaid program benefits;
21 seeking all necessary federal approvals,
22 including, but not limited to waivers,
23 waiver amendments; and suspending time
24 frames for notice, approval or certif-
25 ication of rate requirements, notwith-
26 standing any provision of law, rule or
27 regulation to the contrary, including but
28 not limited to sections 2807 and 3614 of
29 the public health law, section 18 of chap-
30 ter 2 of the laws of 1988, and 18 NYCRR
31 505.14(h).

32 The department of health shall prepare a
33 quarterly report that sets forth: (a)
34 known and projected department of health
35 medicaid expenditures as described in
36 subdivision (1) of this section, and
37 factors that could result in medicaid
38 disbursements for the relevant state
39 fiscal year to exceed the projected
40 department of health state funds disburse-
41 ments in the enacted budget financial plan
42 pursuant to subdivision 3 of section 23 of
43 the state finance law, including spending
44 increases or decreases due to: enrollment
45 fluctuations, rate changes, utilization
46 changes, MRT investments, and shift of
47 beneficiaries to managed care; and vari-
48 ations in offline medicaid payments; and
49 (b) the actions taken to implement any
50 medicaid savings allocation adjustment
51 implemented pursuant to subdivision (4) of
52 this section, including information
53 concerning the impact of such actions on
54 each category of service and each
55 geographic region of the state. Each such
56 quarterly report shall be provided to the

1 chairs of the senate finance and the
2 assembly ways and means committees and
3 shall be posted on the department of
4 health's website in a timely manner.

5 The money hereby appropriated is to be
6 available for payment of aid heretofore
7 accrued or hereafter accrued to municipi-
8 palities, and to providers of medical
9 services pursuant to section 367-b of the
10 social services law, and for payment of
11 state aid to municipalities and to provid-
12 ers of family care where payment systems
13 through the fiscal intermediaries are not
14 operational.

15 Notwithstanding any inconsistent provision
16 of law to the contrary, funds may be used
17 by the department for outside legal
18 assistance on issues involving the federal
19 government, the conduct of preadmission
20 screening and annual resident reviews
21 required by the state's medicaid program,
22 computer matching with insurance carriers
23 to insure that medicaid is the payer of
24 last resort and activities related to the
25 management of the pharmacy benefit avail-
26 able under the medicaid program.

27 Notwithstanding any inconsistent provision
28 of law, in lieu of payments authorized by
29 the social services law, or payments of
30 federal funds otherwise due to the local
31 social services districts for programs
32 provided under the federal social security
33 act or the federal food stamp act, funds
34 herein appropriated, in amounts certified
35 by the state commissioner of temporary and
36 disability assistance or the state commis-
37 sioner of health as due from local social
38 services districts each month as their
39 share of payments made pursuant to section
40 367-b of the social services law may be
41 set aside by the state comptroller in an
42 interest-bearing account in order to
43 ensure the orderly and prompt payment of
44 providers under section 367-b of the
45 social services law pursuant to an esti-
46 mate provided by the commissioner of
47 health of each local social services
48 district's share of payments made pursuant
49 to section 367-b of the social services
50 law.

51 Notwithstanding any inconsistent provision
52 of law, funding made available by these
53 appropriations shall support direct salary
54 costs and related fringe benefits within
55 the medical assistance program associated
56 with any minimum wage increase that takes

1 effect during the timeframe of these
2 appropriations, pursuant to section 652 of
3 the labor law. Each eligible organization
4 in receipt of funding made available by
5 these appropriations may be required to
6 submit written certification, in such form
7 and at such time the commissioner may
8 prescribe, attesting to the total amount
9 of funds used by the eligible organiza-
10 tion, how such funding will be or was used
11 for purposes eligible under these appro-
12 priations and any other reporting deemed
13 necessary by the commissioner. The amounts
14 appropriated herein may include advances
15 to organizations authorized to receive
16 such funds to accomplish this purpose.

17 Notwithstanding any other provision of law,
18 the money hereby appropriated may be
19 increased or decreased by interchange or
20 transfer, with any appropriation of the
21 department of health and the office of
22 medicaid inspector general and may be
23 increased or decreased by transfer or
24 suballocation between these appropriated
25 amounts and appropriations of the depart-
26 ment of health state purpose account, the
27 office of mental health, office for people
28 with developmental disabilities, the
29 office of addiction services and supports,
30 the department of family assistance office
31 of temporary and disability assistance,
32 the department of corrections and communi-
33 ty supervision, the office of information
34 technology services, the state university
35 of New York, and office of children and
36 family services, the office of medicaid
37 inspector general, the state education
38 department, and the state office for the
39 aging with the approval of the director of
40 the budget, who shall file such approval
41 with the department of audit and control
42 and copies thereof with the chairman of
43 the senate finance committee and the
44 chairman of the assembly ways and means
45 committee.

46 Notwithstanding any inconsistent provision
47 of law to the contrary, the moneys hereby
48 appropriated may be used for payments to
49 the centers for medicaid and medicare
50 services for obligations incurred related
51 to the pharmaceutical costs of dually
52 eligible medicare/medicaid beneficiaries
53 participating in the medicare drug benefit
54 authorized by P.L. 108-173.

55 Notwithstanding any inconsistent provision
56 of law, the moneys hereby appropriated

1 shall not be used for any existing rates,
2 fees, fee schedule, or procedures which
3 may affect the cost of care and services
4 provided by personal care providers, case
5 managers, health maintenance organiza-
6 tions, out of state medical facilities
7 which provide care and services to resi-
8 dents of the state, providers of transpor-
9 tation services, that are altered,
10 amended, adjusted or otherwise changed by
11 a local social services district unless
12 previously approved by the department of
13 health and the director of the budget.

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

39 Notwithstanding any inconsistent provision
40 of law, the moneys hereby appropriated may
41 be available for payments associated with
42 the resolution by settlement agreement or
43 judgment of rate appeals and/or litigation
44 where the department of health is a party.

45 For services and expenses of the medical
46 assistance program including hospital
47 inpatient services and general hospitals
48 that are safety-net providers that evince
49 severe financial distress, pursuant to
50 criteria determined by the commissioner,
51 shall be eligible for awards for amounts
52 appropriated herein, to enable such
53 providers to maintain operations and vital
54 services while establishing long term
55 solutions to achieve sustainable health
56 services.

1 Notwithstanding any inconsistent provisions
2 of law, no expenditures shall be used for
3 the medical assistance program for any
4 expenses not explicitly authorized in law
5 without the approval of the director of
6 the budget.

7 Notwithstanding any provision of law to the
8 contrary, the portion of this appropri-
9 ation covering fiscal year 2025-26 shall
10 supersede and replace any duplicative (i)
11 reappropriation for this item covering
12 fiscal year 2025-26, and (ii) appropri-
13 ation for this item covering fiscal year
14 2025-26 set forth in chapter 53 of the
15 laws of 2024 (26947) [~~20,200,000~~] 40,400,000

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

19 Notwithstanding any provision of law to the
20 contrary, the portion of this appropri-
21 ation covering fiscal year 2025-26 shall
22 supersede and replace any duplicative (i)
23 reappropriation for this item covering
24 fiscal year 2025-26, and (ii) appropri-
25 ation for this item covering fiscal year
26 2025-26 set forth in chapter 53 of the
27 laws of 2024 (26948) [~~5,216,000~~] 10,432,000

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

31 Notwithstanding any provision of law to the
32 contrary, the portion of this appropri-
33 ation covering fiscal year 2025-26 shall
34 supersede and replace any duplicative (i)
35 reappropriation for this item covering
36 fiscal year 2025-26, and (ii) appropri-
37 ation for this item covering fiscal year
38 2025-26 set forth in chapter 53 of the
39 laws of 2024 (26949) [~~9,513,000~~] 19,026,000

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

43 Notwithstanding any provision of law to the
44 contrary, the portion of this appropri-
45 ation covering fiscal year 2025-26 shall
46 supersede and replace any duplicative (i)
47 reappropriation for this item covering
48 fiscal year 2025-26, and (ii) appropri-
49 ation for this item covering fiscal year
50 2025-26 set forth in chapter 53 of the
51 laws of 2024 (26950) [~~25,468,000~~] 50,936,000

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

55 Notwithstanding any provision of law to the
56 contrary, the portion of this appropri-

1 ation covering fiscal year 2025-26 shall
2 supersede and replace any duplicative (i)
3 reappropriation for this item covering
4 fiscal year 2025-26, and (ii) appropri-
5 ation for this item covering fiscal year
6 2025-26 set forth in chapter 53 of the
7 laws of 2024 (26951) [~~70,389,000~~] 140,778,000
8 For services and expenses of the medical
9 assistance program including managed care
10 services including regional planning
11 activities of the finger lakes health
12 systems agency, including statewide coor-
13 dination and demonstration of best prac-
14 tices. The department shall make grants
15 within amounts appropriated therefor, to
16 assure high-quality and accessible primary
17 care, to provide technical assistance to
18 support financial and business planning
19 for integrated systems of care, and to
20 assist primary care providers in the
21 adoption, implementation, and meaningful
22 use of electronic health record technolo-
23 gy.
24 Notwithstanding any provision of law to the
25 contrary, the portion of this appropri-
26 ation covering fiscal year 2025-26 shall
27 supersede and replace any duplicative (i)
28 reappropriation for this item covering
29 fiscal year 2025-26, and (ii) appropri-
30 ation for this item covering fiscal year
31 2025-26 set forth in chapter 53 of the
32 laws of 2024 (26952) [~~43,431,000~~] 86,862,000
33 For services and expenses for health homes
34 including grants to health homes.
35 Notwithstanding any provision of law to the
36 contrary, the portion of this appropri-
37 ation covering fiscal year 2025-26 shall
38 supersede and replace any duplicative (i)
39 reappropriation for this item covering
40 fiscal year 2025-26, and (ii) appropri-
41 ation for this item covering fiscal year
42 2025-26 set forth in chapter 53 of the
43 laws of 2024 (29548) [~~3,016,000~~] 6,032,000
44 For services and expenses of the medical
45 assistance program including pharmacy
46 services provided, however, that no funds
47 shall be made available pursuant to this
48 appropriation for any drug not explicitly
49 authorized in any enacted law, rule, or
50 regulation without approval from the
51 director of the budget.
52 Notwithstanding any provision of law to the
53 contrary, the portion of this appropri-
54 ation covering fiscal year 2025-26 shall
55 supersede and replace any duplicative (i)
56 reappropriation for this item covering

1 fiscal year 2025-26, and (ii) appropri-
2 ation for this item covering fiscal year
3 2025-26 set forth in chapter 53 of the
4 laws of 2024 (26953) [~~48,476,000~~] 96,952,000
5 For services and expenses of the medical
6 assistance program including transporta-
7 tion services.
8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2025-26 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2025-26, and (ii) appropri-
14 ation for this item covering fiscal year
15 2025-26 set forth in chapter 53 of the
16 laws of 2024 (26954) [~~7,172,000~~] 14,344,000
17 For services and expenses of the medical
18 assistance program including dental
19 services.
20 Notwithstanding any provision of law to the
21 contrary, the portion of this appropri-
22 ation covering fiscal year 2025-26 shall
23 supersede and replace any duplicative (i)
24 reappropriation for this item covering
25 fiscal year 2025-26, and (ii) appropri-
26 ation for this item covering fiscal year
27 2025-26 set forth in chapter 53 of the
28 laws of 2024 (26955) [~~82,000~~] 164,000
29 For services and expenses of the medical
30 assistance program including non-institu-
31 tional and other spending.
32 The money hereby appropriated is available
33 for payment of liabilities heretofore
34 accrued or hereafter accrued.
35 Notwithstanding any inconsistent provision
36 of law, the money hereby appropriated may
37 be available for payments to any county or
38 public school districts associated with
39 additional claims for school supportive
40 health services.
41 Notwithstanding any provision of law to the
42 contrary, the portion of this appropri-
43 ation covering fiscal year 2025-26 shall
44 supersede and replace any duplicative (i)
45 reappropriation for this item covering
46 fiscal year 2025-26, and (ii) appropri-
47 ation for this item covering fiscal year
48 2025-26 set forth in chapter 53 of the
49 laws of 2024 (26956) [~~19,802,000~~] 39,604,000
50 For services and expenses of the medical
51 assistance program including medical
52 services provided at state facilities
53 operated by the office of mental health,
54 the office for people with developmental
55 disabilities and the office of addiction
56 services and supports.

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2025-26 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2025-26, and (ii) appropri-
7 ation for this item covering fiscal year
8 2025-26 set forth in chapter 53 of the
9 laws of 2024 (26961) 83,400,000
10 -----

11 Special Revenue Funds - Federal
12 Federal Health and Human Services Fund
13 Medicaid Direct Account - 25106

14 For services and expenses for the medical
15 assistance program, including administra-
16 tive expenses for local social services
17 districts, pursuant to title XIX of the
18 federal social security act or its succes-
19 sor program.

20 The moneys hereby appropriated are to be
21 available for payment of aid heretofore
22 accrued or hereafter accrued to munici-
23 palities, and to providers of medical
24 services pursuant to section 367-b of the
25 social services law, and for payment of
26 state aid to municipalities and to provid-
27 ers of family care where payment systems
28 through the fiscal intermediaries are not
29 operational.

30 Notwithstanding any inconsistent provision
31 of law, funding made available by these
32 appropriations shall support direct salary
33 costs and related fringe benefits within
34 the medical assistance program associated
35 with any minimum wage increase that takes
36 effect during the timeframe of these
37 appropriations, pursuant to section 652 of
38 the labor law. Each eligible organization
39 in receipt of funding made available by
40 these appropriations may be required to
41 submit written certification, in such form
42 and at such time the commissioner may
43 prescribe, attesting to the total amount
44 of funds used by the eligible organiza-
45 tion, how such funding will be or was used
46 for purposes eligible under these appro-
47 priations and any other reporting deemed
48 necessary by the commissioner. The amounts
49 appropriated herein may include advances
50 to organizations authorized to receive
51 such funds to accomplish this purpose.

52 Notwithstanding any other provision of law,
53 the money hereby appropriated may be
54 increased or decreased by interchange or

1 transfer, with any appropriation of the
2 department of health and the office of
3 medicaid inspector general and may be
4 increased or decreased by transfer or
5 suballocation between these appropriated
6 amounts and appropriations of the office
7 of mental health, office for people with
8 developmental disabilities, the office of
9 addiction services and supports, the
10 department of family assistance office of
11 temporary and disability assistance,
12 office of children and family services,
13 the department of financial services,
14 department of corrections and community
15 supervision, the office of information
16 technology services, the state university
17 of New York, the state education depart-
18 ment, and the state office for the aging
19 with the approval of the director of the
20 budget, who shall file such approval with
21 the department of audit and control and
22 copies thereof with the chairman of the
23 senate finance committee and the chairman
24 of the assembly ways and means committee.

25 Notwithstanding any inconsistent provision
26 of law, in lieu of payments authorized by
27 the social services law, or payments of
28 federal funds otherwise due to the local
29 social services districts for programs
30 provided under the federal social security
31 act or the federal food stamp act, funds
32 herein appropriated, in amounts certified
33 by the state commissioner of temporary and
34 disability assistance or the state commis-
35 sioner of health as due from local social
36 services districts each month as their
37 share of payments made pursuant to section
38 367-b of the social services law may be
39 set aside by the state comptroller in an
40 interest-bearing account in order to
41 ensure the orderly and prompt payment of
42 providers under section 367-b of the
43 social services law pursuant to an esti-
44 mate provided by the commissioner of
45 health of each local social services
46 district's share of payments made pursuant
47 to section 367-b of the social services
48 law.

49 Notwithstanding any inconsistent provision
50 of law to the contrary, funds shall be
51 made available to the commissioner of the
52 office of mental health or the commission-
53 er of the office of addiction services and
54 supports, in consultation with the commis-
55 sioner of health and approved by the
56 director of the budget, and consistent

1 with appropriations made therefor, to
2 implement allocation adjustment developed
3 by each such commissioner which shall
4 describe mental health or substance use
5 disorder services that should be developed
6 to meet service needs resulting from the
7 reduction of inpatient behavioral health
8 services provided under the medicaid
9 program, by programs licensed pursuant to
10 article 31 or 32 of the mental hygiene
11 law. Such programs may include programs
12 that are licensed pursuant to both article
13 31 of the mental hygiene law and article
14 28 of the public health law, or certified
15 under both article 32 of the mental
16 hygiene law and article 28 of the public
17 health law.

18 Notwithstanding any inconsistent provision
19 of law, the moneys hereby appropriated may
20 be available for payments associated with
21 the resolution by settlement agreement or
22 judgment of rate appeals and/or litigation
23 where the department of health is a party.
24 Notwithstanding any inconsistent
25 provisions of law, no expenditures shall
26 be used for the medical assistance program
27 for any expenses not explicitly authorized
28 in law without the approval of the direc-
29 tor of the budget.

30 For services and expenses of the medical
31 assistance program including hospital
32 inpatient services.

33 Notwithstanding any provision of law to the
34 contrary, the portion of this appropri-
35 ation covering fiscal year 2025-26 shall
36 supersede and replace any duplicative (i)
37 reappropriation for this item covering
38 fiscal year 2025-26, and (ii) appropri-
39 ation for this item covering fiscal year
40 2025-26 set forth in chapter 53 of the
41 laws of 2024 (26947) 57,814,000

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

45 Notwithstanding any provision of law to the
46 contrary, the portion of this appropri-
47 ation covering fiscal year 2025-26 shall
48 supersede and replace any duplicative (i)
49 reappropriation for this item covering
50 fiscal year 2025-26, and (ii) appropri-
51 ation for this item covering fiscal year
52 2025-26 set forth in chapter 53 of the
53 laws of 2024 (26948) 10,372,000

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

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2025-26 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2025-26, and (ii) appropri-
7 ation for this item covering fiscal year
8 2025-26 set forth in chapter 53 of the
9 laws of 2024 (26949) 16,967,000

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 2025-26 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2025-26, and (ii) appropri-
19 ation for this item covering fiscal year
20 2025-26 set forth in chapter 53 of the
21 laws of 2024(26950) 79,359,000

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 2025-26 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2025-26, and (ii) appropri-
31 ation for this item covering fiscal year
32 2025-26 set forth in chapter 53 of the
33 laws of 2024 (26951) 132,394,000

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 2025-26 shall
53 supersede and replace any duplicative (i)
54 reappropriation for this item covering
55 fiscal year 2025-26, and (ii) appropri-
56 ation for this item covering fiscal year

1 2025-26 set forth in chapter 53 of the
2 laws of 2024 (26952) 150,829,000
3 For services and expenses of the medical
4 assistance program including pharmacy
5 services, provided, however, that no funds
6 shall be made available pursuant to this
7 appropriation for any drug not explicitly
8 authorized in any heretofore enacted law,
9 rule, or regulation without approval from
10 the director of the budget.
11 Notwithstanding any provision of law to the
12 contrary, the portion of this appropri-
13 ation covering fiscal year 2025-26 shall
14 supersede and replace any duplicative (i)
15 reappropriation for this item covering
16 fiscal year 2025-26, and (ii) appropri-
17 ation for this item covering fiscal year
18 2025-26 set forth in chapter 53 of the
19 laws of 2024 (26953) 92,616,000
20 For services and expenses of the medical
21 assistance program including transporta-
22 tion services.
23 Notwithstanding any provision of law to the
24 contrary, the portion of this appropri-
25 ation covering fiscal year 2025-26 shall
26 supersede and replace any duplicative (i)
27 reappropriation for this item covering
28 fiscal year 2025-26, and (ii) appropri-
29 ation for this item covering fiscal year
30 2025-26 set forth in chapter 53 of the
31 laws of 2024 (26954) 12,235,000
32 For services and expenses of the medical
33 assistance program including dental
34 services.
35 Notwithstanding any provision of law to the
36 contrary, the portion of this appropri-
37 ation covering fiscal year 2025-26 shall
38 supersede and replace any duplicative (i)
39 reappropriation for this item covering
40 fiscal year 2025-26, and (ii) appropri-
41 ation for this item covering fiscal year
42 2025-26 set forth in chapter 53 of the
43 laws of 2024 (26955) 1,422,000
44 For services and expenses of the medical
45 assistance program including noninstitu-
46 tional and other spending.
47 The money hereby appropriated is available
48 for payment of liabilities heretofore
49 accrued or hereafter accrued.
50 Notwithstanding any provision of law to the
51 contrary, the portion of this appropri-
52 ation covering fiscal year 2025-26 shall
53 supersede and replace any duplicative (i)
54 reappropriation for this item covering
55 fiscal year 2025-26, and (ii) appropri-
56 ation for this item covering fiscal year

1 2025-26 set forth in chapter 53 of the
 2 laws of 2024 (26956) 137,631,000
 3 For services and expenses of the medical
 4 assistance program including medical
 5 services provided at state facilities
 6 operated by the office of mental health,
 7 the office for people with developmental
 8 disabilities and the office of addiction
 9 services and supports.
 10 Notwithstanding any provision of law to the
 11 contrary, the portion of this appropri-
 12 ation covering fiscal year 2025-26 shall
 13 supersede and replace any duplicative (i)
 14 reappropriation for this item covering
 15 fiscal year 2025-26, and (ii) appropri-
 16 ation for this item covering fiscal year
 17 2025-26 set forth in chapter 53 of the
 18 laws of 2024 (26961) 83,400,000
 19 -----

20 § 6. Section 6 of chapter 113 of the laws of 2025, relating to making
 21 appropriations for the support of government, is amended to read as
 22 follows:

23 § 6. The amounts specified in this section, or so much thereof as
 24 shall be sufficient to accomplish the purposes designated, is hereby
 25 appropriated and authorized to be paid as hereinafter provided, to the
 26 public officers and for the purposes specified, which amount shall be
 27 available for the state fiscal year beginning April 1, 2025.

28 DEPARTMENT OF LABOR

29 AID TO LOCALITIES

30 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~165,000,000~~] 195,000,000
 31 -----

32 Enterprise Funds

33 Unemployment Insurance Benefit Fund

34 Unemployment Insurance Benefit Account - 50650

35 For payment of unemployment insurance bene-
 36 fits pursuant to article 18 of the labor
 37 law or as authorized by the federal
 38 government through the disaster unemploy-
 39 ment assistance program, the emergency
 40 unemployment compensation program, the
 41 extended benefit program, the federal
 42 additional compensation program or any
 43 other federally funded unemployment bene-
 44 fit program (34787) [~~165,000,000~~] 195,000,000
 45 -----

46 § 7. Section 8 of chapter 113 of the laws of 2025, relating to making
 47 appropriations for the support of government, is amended to read as
 48 follows:

1 § 8. The amounts specified in this section, or so much thereof as
 2 shall be sufficient to accomplish the purposes designated, is hereby
 3 appropriated and authorized to be paid as hereinafter provided, to the
 4 public officers and for the purposes specified, which amount shall be
 5 available for the state fiscal year beginning April 1, 2025.

6 DEPARTMENT OF VETERANS' SERVICES

7 AID TO LOCALITIES

8 VETERANS' BENEFITS ADVISING PROGRAM [~~42,000~~] 98,000
 9 -----

10 Special Revenue Funds - Other
 11 Homeless Veterans Assistance Fund
 12 Homeless Veterans Assistance Account - 20204

13 For services and expenses related to home-
 14 less veterans' housing (54815) ... [~~42,000~~] 98,000

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

22 § 9. All expenditures and disbursements made against the appropri-
 23 ations in this act shall, upon final action by the legislature on appro-
 24 priation bills submitted by the governor pursuant to article VII of the
 25 state constitution for the support of government for the state fiscal
 26 year beginning April 1, 2025, be transferred by the comptroller as
 27 expenditures and disbursements to such appropriations for all state
 28 departments and agencies, as applicable, in amounts equal to the amounts
 29 charged against the appropriations in this act for each such department,
 30 agency, and the legislature and the judiciary.

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

40 § 11. This act shall take effect immediately and shall be deemed to
 41 have been in full force and effect on and after April 1, 2025; provided,
 42 however, that upon the transfer of expenditures and disbursements by the
 43 comptroller as provided in section nine of this act, the appropriations
 44 made by this act and subject to such section shall be deemed repealed.