

STATE OF NEW YORK

9630

IN SENATE

March 30, 2026

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

AN ACT making appropriations for the support of government; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and
2 declares that the enactment of these appropriations provides sufficient
3 authority to the comptroller for the purpose of making payments for the
4 purposes described herein until such time as appropriation bills submit-
5 ted by the governor pursuant to article VII of the state constitution
6 for the support of government for the state fiscal year beginning April
7 1, 2026 are enacted.

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

13 ALL STATE DEPARTMENTS AND AGENCIES

14 For the purpose of making payments for
15 personal service, including liabilities
16 incurred prior to April 1, 2026, on the
17 payrolls scheduled to be paid during the
18 period April 1 through April 7, 2026 to
19 state officers and employees of the execu-
20 tive branch. This appropriation also
21 includes payments for services performed
22 by mentally ill or developmentally disa-
23 bled persons who are employed in state-op-
24 erated special employment, work-for-pay or
25 sheltered workshop programs 247,904,000

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

LBD12026-01-6

1

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

7

ALL STATE DEPARTMENTS AND AGENCIES

8 For the payment of state operations non
9 personal service liabilities to the execu-
10 tive branch, including the comptroller,
11 and the attorney general, incurred in the
12 ordinary course of business, during the
13 period April 1 through April 7, 2026,
14 pursuant to existing state law and for
15 purposes for which the legislature author-
16 ized the expenditure of moneys during the
17 2025-2026 state fiscal year; provided,
18 however, that nothing contained herein
19 shall be deemed to limit or restrict the
20 power or authority of state departments or
21 agencies to conduct their activities or
22 operations in accordance with existing
23 law, and further provided that nothing
24 contained herein shall be deemed to super-
25 sede, nullify or modify the provisions of
26 section 40 of the state finance law
27 prescribing when appropriations made for
28 the 2025-2026 state fiscal year shall have
29 ceased to have force and effect 10,000,000
30 -----

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

36

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

37

GENERAL STATE CHARGES

38

STATE OPERATIONS

39 GENERAL STATE CHARGES 22,525,000
40 -----

41

General Fund

42

State Purposes Account - 10050

43

For employee fringe benefits according to
44 the following project schedule including
45 those benefits which are related to
46 employees paid from funds, accounts, or

1 programs where the division of the budget
 2 has issued waivers 22,525,000

3 Project Schedule

4 PROJECT AMOUNT

5 -----
 6 For the state's contribution
 7 to the social security
 8 contribution fund 21,500,000

9 For the payment of the metro-
 10 politan commuter transporta-
 11 tion mobility tax pursuant
 12 to article 23 of the tax
 13 law, as added by chapter 25
 14 of the laws of 2009, on
 15 behalf of the state employ-
 16 ees employed in the metro-
 17 politan commuter transporta-
 18 tion district 675,000

19 For the state's share of
 20 contributions to the volun-
 21 tary defined contribution
 22 plan made on behalf of
 23 eligible employees pursuant
 24 to chapter 18 of the laws of
 25 2012 who elect to partic-
 26 ipate in such plan and who
 27 are not otherwise eligible
 28 to participate in the SUNY
 29 optional retirement program 350,000

30 -----
 31 Project schedule total 22,525,000
 32 -----

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

38 DEPARTMENT OF HEALTH

39 AID TO LOCALITIES

40 CENTER FOR COMMUNITY HEALTH PROGRAM 6,420,000
 41 -----

42 Special Revenue Funds - Federal
 43 Federal USDA-Food and Nutrition Services Fund
 44 Federal Food and Nutrition Services Account - 25022

45 For various federal food and nutritional
 46 services. The moneys hereby appropriated
 47 shall be available for payment of finan-
 48 cial assistance heretofore accrued (26986) ... 6,420,000
 49 -----

1	MEDICAL ASSISTANCE PROGRAM	609,931,000
2		-----

3 General Fund
4 Local Assistance Account - 10000

5 For the medical assistance program, includ-
6 ing administrative expenses, for local
7 social services districts, and for medical
8 care rates for authorized child care agen-
9 cies.

10 Notwithstanding section 40 of the state
11 finance law or any provision of law to the
12 contrary, subject to federal approval,
13 department of health state funds medicaid
14 spending, excluding payments for medical
15 services provided at state facilities
16 operated by the office of mental health,
17 the office for people with developmental
18 disabilities and the office of addiction
19 services and supports and further exclud-
20 ing any payments which are not appropri-
21 ated within the department of health, in
22 the aggregate, for the period April 1,
23 2026 through March 31, 2027, shall not
24 exceed \$36,099,200,000 except as provided
25 below provided, however, such aggregate
26 limits may be adjusted by the director of
27 the budget to account for any changes in
28 the New York state federal medical assist-
29 ance percentage amount established pursu-
30 ant to the federal social security act,
31 increases in provider revenues, reductions
32 in local social services district payments
33 for medical assistance administration,
34 minimum wage increases, and beginning
35 April 1, 2012 the operational costs of the
36 New York state medical indemnity fund,
37 pursuant to chapter 59 of the laws of
38 2011, and state costs or savings from the
39 essential plan program. Such projections
40 may be adjusted by the director of the
41 budget to account for increased or expe-
42 dited department of health state funds
43 medicaid expenditures as a result of a
44 natural or other type of disaster, includ-
45 ing a governmental declaration of emergen-
46 cy.

47 The director of the budget, in consultation
48 with the commissioner of health, shall
49 assess on a quarterly basis known and
50 projected medicaid expenditures by catego-
51 ry of service and by geographic region, as
52 defined by the commissioner, incurred both
53 prior to and subsequent to such assessment
54 for each such period, and if the director

1 of the budget determines that such expend-
2 itures are expected to cause medicaid
3 spending for such period to exceed the
4 aggregate limit specified herein for such
5 period, the state medicaid director, in
6 consultation with the director of the
7 budget and the commissioner of health,
8 shall develop a medicaid savings allo-
9 cation adjustment to limit such spending
10 to the aggregate limit specified herein
11 for such period.

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

1 underserved communities; or the potential
2 benefits of pursuing innovative payment
3 models contemplated by the Affordable Care
4 Act, in which case such grounds shall be
5 set forth in the medicaid savings allo-
6 cation adjustment; and (5) reductions
7 shall be made in a manner that does not
8 unnecessarily create administrative
9 burdens to medicaid applicants and recipi-
10 ents or providers.

11 The commissioner shall seek the input of the
12 legislature, as well as organizations
13 representing health care providers,
14 consumers, businesses, workers, health
15 insurers, and others with relevant exper-
16 tise, in developing such medicaid savings
17 allocation adjustment, to the extent that
18 all or part of such adjustment, in the
19 discretion of the commissioner, is likely
20 to have a material impact on the overall
21 medicaid program, particular categories of
22 service or particular geographic regions
23 of the state.

24 (a) The commissioner shall post the medicaid
25 savings allocation adjustment on the
26 department of health's website and shall
27 provide written copies of such adjustment
28 to the chairs of the senate finance and
29 the assembly ways and means committees at
30 least 30 days before the date on which
31 implementation is expected to begin.

32 (b) The commissioner may revise the medicaid
33 savings allocation adjustment subsequent
34 to the provisions of notice and prior to
35 implementation but needs to provide a new
36 notice pursuant to subparagraph (i) of
37 this paragraph only if the commissioner
38 determines, in his or her discretion, that
39 such revisions materially alter the
40 adjustment.

41 Notwithstanding the provisions of paragraphs
42 (a) and (b) of this subdivision, the
43 commissioner need not seek the input
44 described in paragraph (a) of this subdivi-
45 sion or provide notice pursuant to para-
46 graph (b) of this subdivision if, in the
47 discretion of the commissioner, expedited
48 development and implementation of a medi-
49 caid savings allocation adjustment is
50 necessary due to a public health emergen-
51 cy.

52 For purposes of this section, a public
53 health emergency is defined as: (i) a
54 disaster, natural or otherwise, that
55 significantly increases the immediate need
56 for health care personnel in an area of

1 the state; (ii) an event or condition that
2 creates a widespread risk of exposure to a
3 serious communicable disease, or the
4 potential for such widespread risk of
5 exposure; or (iii) any other event or
6 condition determined by the commissioner
7 to constitute an imminent threat to public
8 health.

9 Nothing in this paragraph shall be deemed to
10 prevent all or part of such medicaid
11 savings allocation adjustment from taking
12 effect retroactively to the extent permit-
13 ted by the federal centers for medicare
14 and medicaid services.

15 In accordance with the medicaid savings
16 allocation adjustment, the commissioner of
17 the department of health shall reduce
18 department of health state funds medicaid
19 spending by the amount of the projected
20 overspending through, actions including,
21 but not limited to modifying or suspending
22 reimbursement methods, including but not
23 limited to all fees, premium levels and
24 rates of payment, notwithstanding any
25 provision of law that sets a specific
26 amount or methodology for any such
27 payments or rates of payment; modifying or
28 discontinuing medicaid program benefits;
29 seeking all necessary federal approvals,
30 including, but not limited to waivers,
31 waiver amendments; and suspending time
32 frames for notice, approval or certifi-
33 cation of rate requirements, notwith-
34 standing any provision of law, rule or
35 regulation to the contrary, including but
36 not limited to sections 2807 and 3614 of
37 the public health law, section 18 of chap-
38 ter 2 of the laws of 1988, and 18 NYCRR
39 505.14(h).

40 The department of health shall prepare a
41 quarterly report that sets forth: (a)
42 known and projected department of health
43 medicaid expenditures as described in
44 subdivision (1) of this section, and
45 factors that could result in medicaid
46 disbursements for the relevant state
47 fiscal year to exceed the projected
48 department of health state funds disburse-
49 ments in the enacted budget financial plan
50 pursuant to subdivision 3 of section 23 of
51 the state finance law, including spending
52 increases or decreases due to: enrollment
53 fluctuations, rate changes, utilization
54 changes, MRT investments, and shift of
55 beneficiaries to managed care; and vari-
56 ations in offline medicaid payments; and

1 (b) the actions taken to implement any
2 medicaid savings allocation adjustment
3 implemented pursuant to subdivision (4) of
4 this section, including information
5 concerning the impact of such actions on
6 each category of service and each
7 geographic region of the state. Each such
8 quarterly report shall be provided to the
9 chairs of the senate finance and the
10 assembly ways and means committees and
11 shall be posted on the department of
12 health's website in a timely manner.

13 The money hereby appropriated is to be
14 available for payment of aid heretofore
15 accrued or hereafter accrued to munici-
16 palities, and to providers of medical
17 services pursuant to section 367-b of the
18 social services law, and for payment of
19 state aid to municipalities and to provid-
20 ers of family care where payment systems
21 through the fiscal intermediaries are not
22 operational.

23 Notwithstanding any inconsistent provision
24 of law to the contrary, funds may be used
25 by the department for outside legal
26 assistance on issues involving the federal
27 government, the conduct of preadmission
28 screening and annual resident reviews
29 required by the state's medicaid program,
30 computer matching with insurance carriers
31 to insure that medicaid is the payer of
32 last resort and activities related to the
33 management of the pharmacy benefit avail-
34 able under the medicaid program.

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

1 to section 367-b of the social services
2 law.
3 Notwithstanding any inconsistent provision
4 of law, funding made available by these
5 appropriations shall support direct salary
6 costs and related fringe benefits within
7 the medical assistance program associated
8 with any minimum wage increase that takes
9 effect during the timeframe of these
10 appropriations, pursuant to section 652 of
11 the labor law. Each eligible organization
12 in receipt of funding made available by
13 these appropriations may be required to
14 submit written certification, in such form
15 and at such time the commissioner may
16 prescribe, attesting to the total amount
17 of funds used by the eligible organiza-
18 tion, how such funding will be or was used
19 for purposes eligible under these appro-
20 priations and any other reporting deemed
21 necessary by the commissioner. The amounts
22 appropriated herein may include advances
23 to organizations authorized to receive
24 such funds to accomplish this purpose.
25 Notwithstanding any other provision of law,
26 the money hereby appropriated may be
27 increased or decreased by interchange or
28 transfer, with any appropriation of the
29 department of health and the office of
30 medicaid inspector general and may be
31 increased or decreased by transfer or
32 suballocation between these appropriated
33 amounts and appropriations of the depart-
34 ment of health state purpose account, the
35 office of mental health, office for people
36 with developmental disabilities, the
37 office of addiction services and supports,
38 the department of family assistance office
39 of temporary and disability assistance,
40 the department of corrections and communi-
41 ty supervision, the office of information
42 technology services, the state university
43 of New York, and office of children and
44 family services, the office of medicaid
45 inspector general, the state education
46 department, and the state office for the
47 aging with the approval of the director of
48 the budget, who shall file such approval
49 with the department of audit and control
50 and copies thereof with the chairman of
51 the senate finance committee and the
52 chairman of the assembly ways and means
53 committee.
54 Notwithstanding any inconsistent provision
55 of law to the contrary, the moneys hereby
56 appropriated may be used for payments to

1 the centers for medicaid and medicare
2 services for obligations incurred related
3 to the pharmaceutical costs of dually
4 eligible medicare/medicaid beneficiaries
5 participating in the medicare drug benefit
6 authorized by P.L. 108-173.

7 Notwithstanding any inconsistent provision
8 of law, the moneys hereby appropriated
9 shall not be used for any existing rates,
10 fees, fee schedule, or procedures which
11 may affect the cost of care and services
12 provided by personal care providers, case
13 managers, health maintenance organiza-
14 tions, out of state medical facilities
15 which provide care and services to resi-
16 dents of the state, providers of transpor-
17 tation services, that are altered,
18 amended, adjusted or otherwise changed by
19 a local social services district unless
20 previously approved by the department of
21 health and the director of the budget.

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

47 Notwithstanding any inconsistent provision
48 of law, the moneys hereby appropriated may
49 be available for payments associated with
50 the resolution by settlement agreement or
51 judgment of rate appeals and/or litigation
52 where the department of health is a party.
53 For services and expenses of the medical
54 assistance program including hospital
55 inpatient services and general hospitals
56 that are safety-net providers that evince

1 severe financial distress, pursuant to
 2 criteria determined by the commissioner,
 3 shall be eligible for awards for amounts
 4 appropriated herein, to enable such
 5 providers to maintain operations and vital
 6 services while establishing long term
 7 solutions to achieve sustainable health
 8 services.

9 Notwithstanding any inconsistent provisions
 10 of law, no expenditures shall be used for
 11 the medical assistance program for any
 12 expenses not explicitly authorized in law
 13 without the approval of the director of
 14 the budget.

15 Notwithstanding any provision of law to the
 16 contrary, the portion of this appropri-
 17 ation covering fiscal year 2026-27 shall
 18 supersede and replace any duplicative (i)
 19 reappropriation for this item covering
 20 fiscal year 2026-27, and (ii) appropri-
 21 ation for this item covering fiscal year
 22 2026-27 set forth in chapter 53 of the
 23 laws of 2025 (26947) 24,238,000

24 For services and expenses of the medical
 25 assistance program including hospital
 26 outpatient and emergency room services.

27 Notwithstanding any provision of law to the
 28 contrary, the portion of this appropri-
 29 ation covering fiscal year 2026-27 shall
 30 supersede and replace any duplicative (i)
 31 reappropriation for this item covering
 32 fiscal year 2026-27, and (ii) appropri-
 33 ation for this item covering fiscal year
 34 2026-27 set forth in chapter 53 of the
 35 laws of 2025 (26948) 7,249,000

36 For services and expenses of the medical
 37 assistance program including clinic
 38 services.

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 (26949) 14,198,000

48 For services and expenses of the medical
 49 assistance program including nursing home
 50 services.

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

1 fiscal year 2026-27, and (ii) appropri-
2 ation for this item covering fiscal year
3 2026-27 set forth in chapter 53 of the
4 laws of 2025 (26950) 35,685,000
5 For services and expenses of the medical
6 assistance program including other long
7 term care services.

8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2026-27 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2026-27, and (ii) appropri-
14 ation for this item covering fiscal year
15 2026-27 set forth in chapter 53 of the
16 laws of 2025 (26951) 169,986,000
17 For services and expenses of the medical
18 assistance program including managed care
19 services including regional planning
20 activities of the finger lakes health
21 systems agency, including statewide coor-
22 dination and demonstration of best prac-
23 tices. The department shall make grants
24 within amounts appropriated therefor, to
25 assure high-quality and accessible primary
26 care, to provide technical assistance to
27 support financial and business planning
28 for integrated systems of care, and to
29 assist primary care providers in the
30 adoption, implementation, and meaningful
31 use of electronic health record technolo-
32 gy.

33 Notwithstanding any provision of law to the
34 contrary, the portion of this appropri-
35 ation covering fiscal year 2026-27 shall
36 supersede and replace any duplicative (i)
37 reappropriation for this item covering
38 fiscal year 2026-27, and (ii) appropri-
39 ation for this item covering fiscal year
40 2026-27 set forth in chapter 53 of the
41 laws of 2025 (26952) 155,710,000
42 For services and expenses for health homes
43 including grants to health homes.

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 (29548) 3,770,000
53 For services and expenses of the medical
54 assistance program including pharmacy
55 services provided, however, that no funds
56 shall be made available pursuant to this

1 appropriation for any drug not explicitly
2 authorized in any enacted law, rule, or
3 regulation without approval from the
4 director of the budget.

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 (26953) 71,926,000

14 For services and expenses of the medical
15 assistance program including transporta-
16 tion services.

17 Notwithstanding any provision of law to the
18 contrary, the portion of this appropri-
19 ation covering fiscal year 2026-27 shall
20 supersede and replace any duplicative (i)
21 reappropriation for this item covering
22 fiscal year 2026-27, and (ii) appropri-
23 ation for this item covering fiscal year
24 2026-27 set forth in chapter 53 of the
25 laws of 2025 (26954) 10,332,000

26 For services and expenses of the medical
27 assistance program including dental
28 services.

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 (26955) 79,000

38 For services and expenses of the medical
39 assistance program including non-institu-
40 tional and other spending.

41 The money hereby appropriated is available
42 for payment of liabilities heretofore
43 accrued or hereafter accrued.

44 Notwithstanding any inconsistent provision
45 of law, the money hereby appropriated may
46 be available for payments to any county or
47 public school districts associated with
48 additional claims for school supportive
49 health services.

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 (26956) 20,604,000
 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 2026-27 shall
 13 supersede and replace any duplicative (i)
 14 reappropriation for this item covering
 15 fiscal year 2026-27, and (ii) appropri-
 16 ation for this item covering fiscal year
 17 2026-27 set forth in chapter 53 of the
 18 laws of 2025 (26961) 96,154,000
 19 -----

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

25 DEPARTMENT OF LABOR

26 AID TO LOCALITIES

27 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM 135,000,000
 28 -----

29 Enterprise Funds
 30 Unemployment Insurance Benefit Fund
 31 Unemployment Insurance Benefit Account - 50650

32 For payment of unemployment insurance bene-
 33 fits pursuant to article 18 of the labor
 34 law or as authorized by the federal
 35 government through the disaster unemploy-
 36 ment assistance program, the emergency
 37 unemployment compensation program, the
 38 extended benefit program, the federal
 39 additional compensation program or any
 40 other federally funded unemployment bene-
 41 fit program (34787) 135,000,000
 42 -----

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES

COMMUNITY SERVICES PROGRAM 10,098,000

General Fund
Local Assistance Account - 10000

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

Notwithstanding any other provision of law, advances and reimbursement made pursuant to subdivision (d) of section 41.15 and section 41.18 of the mental hygiene law shall be allocated pursuant to a plan and in a manner prescribed by the agency head and approved by the director of the budget. The moneys hereby appropriated are available to reimburse or advance localities and voluntary non-profit agencies for expenditures made during local fiscal periods commencing January 1, 2026, April 1, 2026 or July 1, 2026, and for advances for the 3 month period beginning January 1, 2027.

Notwithstanding the provisions of article 41 of the mental hygiene law or any other inconsistent provision of law, rule or regulation, the commissioner, pursuant to such contract and in the manner provided therein, may pay all or a portion of the expenses incurred by such voluntary agencies arising out of loans which are funded from the proceeds of bonds and notes issued by the dormitory authority of the state of New York.

Notwithstanding any other provision of law, the money hereby appropriated may be

1 transferred to state operations and/or any
2 appropriation of the office for people
3 with developmental disabilities with the
4 approval of the director of the budget.
5 Notwithstanding any inconsistent provision
6 of law, moneys from this appropriation may
7 be used for state aid of up to 100 percent
8 of the net deficit costs of day training
9 programs and family support services.
10 Notwithstanding the provisions of section
11 16.23 of the mental hygiene law and any
12 other inconsistent provision of law, with
13 relation to the operation of certified
14 family care homes, including family care
15 homes sponsored by voluntary not-for-pro-
16 fit agencies, moneys from this appropri-
17 ation may be used for payments to purchase
18 general services including but not limited
19 to respite providers, up to a maximum of
20 14 days, at rates to be established by the
21 commissioner and approved by the director
22 of the budget in consideration of factors
23 including, but not limited to, geographic
24 area and number of clients cared for in
25 the home and for payment in an amount
26 determined by the commissioner for the
27 personal needs of each client residing in
28 the family care home.
29 Notwithstanding the provisions of subdivi-
30 sion 12 of section 8 of the state finance
31 law and any other inconsistent provision
32 of law, moneys from this appropriation may
33 be used for expenses of family care homes
34 including payments to operators of certi-
35 fied family care homes for damages caused
36 by clients to personal and real property
37 in accordance with standards established
38 by the commissioner and approved by the
39 director of the budget.
40 Notwithstanding any inconsistent provision
41 of law, moneys from this appropriation may
42 be used for appropriate day program
43 services and residential services includ-
44 ing, but not limited to, direct housing
45 subsidies to individuals, start-up
46 expenses for family care providers, envi-
47 ronmental modifications, adaptive technol-
48 ogies, appraisals, property options,
49 feasibility studies and preoperational
50 expenses.
51 Notwithstanding any inconsistent provision
52 of law, moneys from this appropriation may
53 be used to fund continuity of care
54 services, family reimbursed respite, other
55 than personal services and direct housing
56 subsidies for people who are enrolled in

1 OPWDD's self-direction program, provided
2 any or all such costs are identified in a
3 self-direction budget approved by OPWDD.
4 Notwithstanding any inconsistent provision
5 of law except pursuant to a chapter of the
6 laws of 2025 authorizing a 2.6 percent
7 targeted inflationary increase, for the
8 period commencing on April 1, 2025 and
9 ending March 31, 2026 the commissioner
10 shall not apply any other inflationary
11 increases, cost of living type increases,
12 inflation factors, or trend factors for
13 the purpose of establishing rates of
14 payments, contracts or any other form of
15 reimbursement; provided that this shall
16 not prevent the commissioner from applying
17 prior adjustments for the purpose of
18 establishing rates resulting from a rebas-
19 ing of base year costs.
20 Notwithstanding section 6908 of the educa-
21 tion law and any other provision of law,
22 rule or regulation to the contrary, direct
23 support staff in programs certified or
24 approved by the office for people with
25 developmental disabilities, including the
26 home and community based services waiver
27 programs that the office for people with
28 developmental disabilities is authorized
29 to administer with federal approval pursu-
30 ant to subdivision (c) of section 1915 of
31 the federal social security act, are
32 authorized to provide such tasks as OPWDD
33 may specify when performed under the
34 supervision, training and periodic
35 inspection of a registered professional
36 nurse and in accordance with an authorized
37 practitioner's ordered care.
38 Notwithstanding any other provision of law
39 to the contrary, and consistent with
40 section 33.07 of the mental hygiene law,
41 the directors of facilities licensed but
42 not operated by the office for people with
43 developmental disabilities who act as
44 federally-appointed representative payees
45 and who assume management responsibility
46 over the funds of a resident may continue
47 to use such funds for the cost of the
48 resident's care and treatment, consistent
49 with federal law and regulations.
50 Funds appropriated herein shall be available
51 in accordance with the following:
52 Notwithstanding any other provision of law
53 to the contrary, funds appropriated herein
54 are available to reimburse in- and
55 out-of-state private residential schools,
56 pursuant to subdivision (c) of section

1 13.37-a and subdivision (g) of section
 2 13.38 of the mental hygiene law, for costs
 3 of supporting the residential and day
 4 program services available to individuals
 5 who are over the age of 21 years of age,
 6 provided that the amount paid for residen-
 7 tial services and/or maintenance costs is
 8 net of any supplemental security income
 9 benefit to which the individual receiving
 10 services is eligible, and provided further
 11 that funding for nonresidential services
 12 will be in an amount not to exceed the
 13 maximum reimbursement for appropriate day
 14 services delivered by the office for
 15 people with developmental disabilities
 16 certified or approved providers other than
 17 in- and out-of-state private residential
 18 schools, unless otherwise authorized by
 19 the director of the budget.

20 Notwithstanding section 163 of the state
 21 finance law, section 142 of the economic
 22 development law, and article 41 of the
 23 mental hygiene law, the commissioner of
 24 the office for people with developmental
 25 disabilities may make the funds appropri-
 26 ated herein available as state aid, a loan
 27 or a grant, pursuant to terms and condi-
 28 tions established by the commissioner of
 29 the office for people with developmental
 30 disabilities, to cover a portion of the
 31 development costs of private, public
 32 and/or non-profit organizations, including
 33 corporations and partnerships established
 34 pursuant to the private housing finance
 35 law and/or any other statutory provisions,
 36 for supportive housing units that have
 37 been set aside for individuals with intel-
 38 lectual and developmental disabilities.
 39 Further, the office for people with devel-
 40 opmental disabilities shall have a lien on
 41 the real property developed with such
 42 state aid, loans or grants, which shall be
 43 in the amount of the loan or grant, for a
 44 maximum term of 30 years, or other longer
 45 term consistent with the requirements of
 46 another regulatory agency.

47 For services and expenses related to the
 48 provision of residential services to
 49 people with developmental disabilities
 50 (37802) 5,862,000
 51 For services and expenses related to the
 52 provision of day program services to
 53 people with developmental disabilities
 54 (37803) 1,440,000
 55 For services and expenses related to the
 56 provision of family support services to

1 people with developmental disabilities
2 (37804) 1,620,000
3 For services and expenses related to the
4 provision of workshop, day training and
5 employment services to people with devel-
6 opmental disabilities. Notwithstanding any
7 other provision of law, up to \$13,800 of
8 this appropriation may be transferred to
9 the New York State Education Departments'
10 Adult Career and Continuing Education
11 Services - Vocational Rehabilitation
12 (ACCES-VR) program to support the LongTerm
13 Sheltered Employment program operated by
14 FEDCAP Rehabilitation Services, Inc.
15 (37805) 936,000
16 For other services and expenses provided to
17 people with developmental disabilities
18 including but not limited to hepatitis B,
19 care at home waiver, epilepsy services,
20 Special Olympics New York, Inc. and volun-
21 tary fingerprinting (37806) 240,000
22 -----

23 § 8. 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, 2026.

28 DEPARTMENT OF VETERANS' SERVICES

29 AID TO LOCALITIES

30 VETERANS' BENEFITS ADVISING PROGRAM 36,000
31 -----

32 Special Revenue Funds - Other
33 Homeless Veterans Assistance Fund
34 Homeless Veterans Assistance Account - 20204

35 For services and expenses related to home-
36 less veterans' housing (54815) 36,000

37 § 9. No expenditure may be made from any appropriation in this act,
38 until a certificate of approval has been issued by the director of the
39 budget and a copy of such certificate shall have been filed with the
40 state comptroller, the chairman of the senate finance committee and the
41 chairman of the assembly ways and means committee provided, however,
42 that any expenditures from any appropriation in this act made by the
43 legislature or judiciary shall not require such certificate.

44 § 10. All expenditures and disbursements made against the appropri-
45 ations in this act shall, upon final action by the legislature on appro-
46 priation bills submitted by the governor pursuant to article VII of the
47 state constitution for the support of government for the state fiscal
48 year beginning April 1, 2026, be transferred by the comptroller as

1 expenditures and disbursements to such appropriations for all state
2 departments and agencies, as applicable, in amounts equal to the amounts
3 charged against the appropriations in this act for each such department,
4 agency, and the legislature and the judiciary.

5 § 11. Severability clause. If any clause, sentence, paragraph, subdi-
6 vision, section or part of this act shall be adjudged by any court of
7 competent jurisdiction to be invalid, such judgment shall not affect,
8 impair, or invalidate the remainder thereof, but shall be confined in
9 its operation to the clause, sentence, paragraph, subdivision, section
10 or part thereof directly involved in the controversy in which such judg-
11 ment shall have been rendered. It is hereby declared to be the intent of
12 the legislature that this act would have been enacted even if such
13 invalid provisions had not been included herein.

14 § 12. This act shall take effect immediately and shall be deemed to
15 have been in full force and effect on and after April 1, 2026; provided,
16 however, that upon the transfer of expenditures and disbursements by the
17 comptroller as provided in section ten of this act, the appropriations
18 made by this act and subject to such section shall be deemed repealed.