

# STATE OF NEW YORK

9818

## IN SENATE

April 6, 2026

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

AN ACT making appropriations for the support of government; to amend chapter 98 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and  
2 declares that the enactment of these appropriations provides sufficient  
3 authority to the comptroller for the purpose of making payments for the  
4 purposes described herein until such time as appropriation bills 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. Section 2 of chapter 98 of the laws of 2026, 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, 2026.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for  
18 personal service, including liabilities  
19 incurred prior to April 1, 2026, on the  
20 payrolls scheduled to be paid during the  
21 period April 1 through April [~~7~~ 14, 2026  
22 to state officers and employees of the  
23 executive branch, including the governor,

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

LBD12027-01-6

1 lieutenant governor, comptroller, and  
 2 attorney general, and to employees of the  
 3 legislature. This appropriation also  
 4 includes payments for services performed  
 5 by mentally ill or developmentally disa-  
 6 bled persons who are employed in state-op-  
 7 erated special employment, work-for-pay or  
 8 sheltered workshop programs . [~~247,904,000~~] 545,352,000  
 9 -----

10 § 3. Section 3 of chapter 98 of the laws of 2026, 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, 2026.

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, and legislature,  
 23 incurred in the ordinary course of busi-  
 24 ness, during the period April 1 through  
 25 April [~~7~~] 14, 2026, pursuant to existing  
 26 state law and for purposes for which the  
 27 legislature authorized the expenditure of  
 28 moneys during the 2025-2026 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 2025-2026 state  
 40 fiscal year shall have ceased to have  
 41 force and effect .....  
 42 ..... [~~10,000,000~~] 22,000,000  
 43 -----

44 § 4. Section 4 of chapter 98 of the laws of 2026, relating to making  
 45 appropriations for the support of government, is amended to read as  
 46 follows:

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

1 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

2 GENERAL STATE CHARGES

3 STATE OPERATIONS

4 GENERAL STATE CHARGES ..... [~~22,525,000~~] 57,685,000  
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 ..... [~~22,525,000~~] 57,685,000

14 Project Schedule  
15 PROJECT AMOUNT  
16 -----

17 For the state's contribution  
18 to the social security  
19 contribution fund .....  
20 ..... [~~21,500,000~~] 55,000,000

21 For the payment of the metro-  
22 politan commuter transporta-  
23 tion mobility tax pursuant  
24 to article 23 of the tax  
25 law, as added by chapter 25  
26 of the laws of 2009, on  
27 behalf of the state employ-  
28 ees employed in the metro-  
29 politan commuter transporta-  
30 tion district ..... [~~675,000~~] 2,335,000

31 For the state's share of  
32 contributions to the volun-  
33 tary defined contribution  
34 plan made on behalf of  
35 eligible employees pursuant  
36 to chapter 18 of the laws of  
37 2012 who elect to partic-  
38 ipate in such plan and who  
39 are not otherwise eligible  
40 to participate in the SUNY  
41 optional retirement program ..... 350,000

42 -----  
43 Project schedule total ...  
44 ..... [~~22,525,000~~] 57,685,000  
45 -----

46 § 5. 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

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

3 JUDICIARY

4 For the purpose of making payments for  
5 personal service, including liabilities  
6 incurred prior to April 1, 2026, on the  
7 payrolls scheduled to be paid during the  
8 period April 1 through April 14, 2026 to  
9 officers and employees of the judiciary ..... 85,000,000

10 For the payment of state operations nonper-  
11 sonal service liabilities, the sum of  
12 thirteen million dollars (\$13,000,000), or  
13 so much thereof as shall be sufficient to  
14 accomplish the purpose designated, is  
15 hereby appropriated to the judiciary out  
16 of any moneys in the general fund or other  
17 funds to the credit of the state purposes  
18 account not otherwise appropriated. The  
19 comptroller is hereby authorized and  
20 directed to utilize this appropriation for  
21 the purpose of making payments for nonper-  
22 sonal service liabilities incurred by the  
23 judiciary from April 1 through April 14,  
24 2026 ..... 13,000,000

25 For the payment of aid to localities liabil-  
26 ities, the sum of eleven million dollars  
27 (\$11,000,000), or so much thereof as shall  
28 be sufficient to accomplish the purpose  
29 designated, is hereby appropriated to the  
30 judiciary out of any moneys in the general  
31 fund or other funds to the credit of the  
32 state purposes account not otherwise  
33 appropriated. The comptroller is hereby  
34 authorized and directed to utilize this  
35 appropriation for the purpose of making  
36 payments for aid to localities liabilities  
37 incurred by the judiciary from April 1  
38 through April 14, 2026 ..... 11,000,000

39 For the payment of employee fringe benefit  
40 programs including, but not limited to,  
41 the judiciary's contributions to the  
42 health insurance fund, the employees'  
43 retirement system pension accumulation  
44 fund, the social security contribution  
45 fund, employee benefit fund programs, the  
46 dental insurance plan, the vision care  
47 plan, the unemployment insurance fund, and  
48 for workers' compensation benefits, the  
49 sum of sixty-two million two hundred fifty  
50 thousand dollars (\$62,250,000), or so much  
51 thereof as shall be sufficient to accom-  
52 plish the purpose designated, is hereby  
53 appropriated to the judiciary out of any  
54 moneys in the general fund or other funds

1 to the credit of the state purposes  
 2 account not otherwise appropriated. The  
 3 comptroller is hereby authorized and  
 4 directed to utilize this appropriation for  
 5 the purpose of making payments for employ-  
 6 ee fringe benefit liabilities incurred by  
 7 the judiciary from April 1 through April  
 8 14, 2026 ..... 62,250,000  
 9 -----

10 § 6. Section 5 of chapter 98 of the laws of 2026, relating to making  
 11 appropriations for the support of government, is amended to read as  
 12 follows:

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

18 DEPARTMENT OF HEALTH

19 AID TO LOCALITIES

20 CENTER FOR COMMUNITY HEALTH PROGRAM ..... [~~6,420,000~~] 20,910,000  
 21 -----

22 General Fund  
 23 Local Assistance Account - 10000

24 For services and expenses related to the  
 25 Indian health program pursuant to a plan  
 26 prepared by the commissioner of health and  
 27 approved by the director of the budget.  
 28 The moneys hereby appropriated shall be  
 29 for payment of financial assistance here-  
 30 tofore accrued or hereafter to accrue  
 31 (26840)..... 7,000,000  
 32 -----

33 Special Revenue Funds - Federal  
 34 Federal USDA-Food and Nutrition Services Fund  
 35 Federal Food and Nutrition Services Account - 25022

36 For various federal food and nutritional  
 37 services. The moneys hereby appropriated  
 38 shall be available for payment of finan-  
 39 cial assistance heretofore accrued (26986)

40 ..... [~~6,420,000~~] 13,910,000  
 41 -----

42 MEDICAL ASSISTANCE PROGRAM ..... [~~609,931,000~~] 2,569,881,000  
 43 -----

44 General Fund  
 45 Local Assistance Account - 10000

1 For the medical assistance program, includ-  
2 ing administrative expenses, for local  
3 social services districts, and for medical  
4 care rates for authorized child care agen-  
5 cies.

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

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

1 budget and the commissioner of health,  
2 shall develop a medicaid savings allo-  
3 cation adjustment to limit such spending  
4 to the aggregate limit specified herein  
5 for such period.

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

1 shall be made in a manner that does not  
2 unnecessarily create administrative  
3 burdens to medicaid applicants and recipi-  
4 ents or providers.

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

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

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

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

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

1 to constitute an imminent threat to public  
2 health.

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

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

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

1 geographic region of the state. Each such  
2 quarterly report shall be provided to the  
3 chairs of the senate finance and the  
4 assembly ways and means committees and  
5 shall be posted on the department of  
6 health's website in a timely manner.

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

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

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

53 Notwithstanding any inconsistent provision  
54 of law, funding made available by these  
55 appropriations shall support direct salary  
56 costs and related fringe benefits within

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

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

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

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

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

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

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

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

9 Notwithstanding any provision of law to the  
 10 contrary, the portion of this appropri-  
 11 ation covering fiscal year 2026-27 shall  
 12 supersede and replace any duplicative (i)  
 13 reappropriation for this item covering  
 14 fiscal year 2026-27, and (ii) appropri-  
 15 ation for this item covering fiscal year  
 16 2026-27 set forth in chapter 53 of the  
 17 laws of 2025 (26947) ..... [~~24,238,000~~] 48,476,000

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

21 Notwithstanding any provision of law to the  
 22 contrary, the portion of this appropri-  
 23 ation covering fiscal year 2026-27 shall  
 24 supersede and replace any duplicative (i)  
 25 reappropriation for this item covering  
 26 fiscal year 2026-27, and (ii) appropri-  
 27 ation for this item covering fiscal year  
 28 2026-27 set forth in chapter 53 of the  
 29 laws of 2025 (26948) ..... [~~7,249,000~~] 14,498,000

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

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 (26949) ..... [~~14,198,000~~] 28,396,000

42 For services and expenses of the medical  
 43 assistance program including nursing home  
 44 services.

45 Notwithstanding any provision of law to the  
 46 contrary, the portion of this appropri-  
 47 ation covering fiscal year 2026-27 shall  
 48 supersede and replace any duplicative (i)  
 49 reappropriation for this item covering  
 50 fiscal year 2026-27, and (ii) appropri-  
 51 ation for this item covering fiscal year  
 52 2026-27 set forth in chapter 53 of the  
 53 laws of 2025 (26950) ..... [~~35,685,000~~] 71,370,000

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

1 Notwithstanding any provision of law to the  
 2 contrary, the portion of this appropri-  
 3 ation covering fiscal year 2026-27 shall  
 4 supersede and replace any duplicative (i)  
 5 reappropriation for this item covering  
 6 fiscal year 2026-27, and (ii) appropri-  
 7 ation for this item covering fiscal year  
 8 2026-27 set forth in chapter 53 of the  
 9 laws of 2025 (26951) ..... [~~169,986,000~~] 339,972,000

10 For services and expenses of the medical  
 11 assistance program including managed care  
 12 services including regional planning  
 13 activities of the finger lakes health  
 14 systems agency, including statewide coor-  
 15 dination and demonstration of best prac-  
 16 tices. The department shall make grants  
 17 within amounts appropriated therefor, to  
 18 assure high-quality and accessible primary  
 19 care, to provide technical assistance to  
 20 support financial and business planning  
 21 for integrated systems of care, and to  
 22 assist primary care providers in the  
 23 adoption, implementation, and meaningful  
 24 use of electronic health record technolo-  
 25 gy.

26 Notwithstanding any provision of law to the  
 27 contrary, the portion of this appropri-  
 28 ation covering fiscal year 2026-27 shall  
 29 supersede and replace any duplicative (i)  
 30 reappropriation for this item covering  
 31 fiscal year 2026-27, and (ii) appropri-  
 32 ation for this item covering fiscal year  
 33 2026-27 set forth in chapter 53 of the  
 34 laws of 2025 (26952) ..... [~~155,710,000~~] 311,420,000

35 For services and expenses for health homes  
 36 including grants to health homes.

37 Notwithstanding any provision of law to the  
 38 contrary, the portion of this appropri-  
 39 ation covering fiscal year 2026-27 shall  
 40 supersede and replace any duplicative (i)  
 41 reappropriation for this item covering  
 42 fiscal year 2026-27, and (ii) appropri-  
 43 ation for this item covering fiscal year  
 44 2026-27 set forth in chapter 53 of the  
 45 laws of 2025 (29548) ..... [~~3,770,000~~] 7,540,000

46 For services and expenses of the medical  
 47 assistance program including pharmacy  
 48 services provided, however, that no funds  
 49 shall be made available pursuant to this  
 50 appropriation for any drug not explicitly  
 51 authorized in any enacted law, rule, or  
 52 regulation without approval from the  
 53 director of the budget.

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

1 supersede and replace any duplicative (i)  
2 reappropriation for this item covering  
3 fiscal year 2026-27, and (ii) appropri-  
4 ation for this item covering fiscal year  
5 2026-27 set forth in chapter 53 of the  
6 laws of 2025 (26953) ..... [~~71,926,000~~] 143,852,000  
7 For services and expenses of the medical  
8 assistance program including transporta-  
9 tion services.

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 (26954) ..... [~~10,332,000~~] 20,664,000  
19 For services and expenses of the medical  
20 assistance program including dental  
21 services.

22 Notwithstanding any provision of law to the  
23 contrary, the portion of this appropri-  
24 ation covering fiscal year 2026-27 shall  
25 supersede and replace any duplicative (i)  
26 reappropriation for this item covering  
27 fiscal year 2026-27, and (ii) appropri-  
28 ation for this item covering fiscal year  
29 2026-27 set forth in chapter 53 of the  
30 laws of 2025 (26955) ..... [~~79,000~~] 158,000  
31 For services and expenses of the medical  
32 assistance program including non-institu-  
33 tional and other spending.

34 The money hereby appropriated is available  
35 for payment of liabilities heretofore  
36 accrued or hereafter accrued.

37 Notwithstanding any inconsistent provision  
38 of law, the money hereby appropriated may  
39 be available for payments to any county or  
40 public school districts associated with  
41 additional claims for school supportive  
42 health services.

43 Notwithstanding any provision of law to the  
44 contrary, the portion of this appropri-  
45 ation covering fiscal year 2026-27 shall  
46 supersede and replace any duplicative (i)  
47 reappropriation for this item covering  
48 fiscal year 2026-27, and (ii) appropri-  
49 ation for this item covering fiscal year  
50 2026-27 set forth in chapter 53 of the  
51 laws of 2025 (26956) ..... [~~20,604,000~~] 41,208,000  
52 For services and expenses of the medical  
53 assistance program including medical  
54 services provided at state facilities  
55 operated by the office of mental health,  
56 the office for people with developmental

1 disabilities and the office of addiction  
 2 services and supports.  
 3 Notwithstanding any provision of law to the  
 4 contrary, the portion of this appropri-  
 5 ation covering fiscal year 2026-27 shall  
 6 supersede and replace any duplicative (i)  
 7 reappropriation for this item covering  
 8 fiscal year 2026-27, and (ii) appropri-  
 9 ation for this item covering fiscal year  
 10 2026-27 set forth in chapter 53 of the  
 11 laws of 2025 (26961) ..... [~~96,154,000~~] 192,308,000  
 12 -----

13 Special Revenue Funds - Federal  
 14 Federal Health and Human Services Fund  
 15 Medicaid Direct Account - 25106

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

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

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

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

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

52 Notwithstanding any inconsistent provision  
53 of law to the contrary, funds shall be  
54 made available to the commissioner of the  
55 office of mental health or the commission-  
56 er of the office of addiction services and

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

21 Notwithstanding any inconsistent provision  
 22 of law, the moneys hereby appropriated may  
 23 be available for payments associated with  
 24 the resolution by settlement agreement or  
 25 judgment of rate appeals and/or litigation  
 26 where the department of health is a party.

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

33 For services and expenses of the medical  
 34 assistance program including hospital  
 35 inpatient services.

36 Notwithstanding any provision of law to the  
 37 contrary, the portion of this appropri-  
 38 ation covering fiscal year 2026-27 shall  
 39 supersede and replace any duplicative (i)  
 40 reappropriation for this item covering  
 41 fiscal year 2026-27, and (ii) appropri-  
 42 ation for this item covering fiscal year  
 43 2026-27 set forth in chapter 53 of the  
 44 laws of 2025 (26947) . . . . . 75,885,000

45 For services and expenses of the medical  
 46 assistance program including hospital  
 47 outpatient and emergency room services.

48 Notwithstanding any provision of law to the  
 49 contrary, the portion of this appropri-  
 50 ation covering fiscal year 2026-27 shall  
 51 supersede and replace any duplicative (i)  
 52 reappropriation for this item covering  
 53 fiscal year 2026-27, and (ii) appropri-  
 54 ation for this item covering fiscal year  
 55 2026-27 set forth in chapter 53 of the  
 56 laws of 2025 (26948) . . . . . 13,524,000

1 For services and expenses of the medical  
2 assistance program including clinic  
3 services.  
4 Notwithstanding any provision of law to the  
5 contrary, the portion of this appropri-  
6 ation covering fiscal year 2026-27 shall  
7 supersede and replace any duplicative (i)  
8 reappropriation for this item covering  
9 fiscal year 2026-27, and (ii) appropri-  
10 ation for this item covering fiscal year  
11 2026-27 set forth in chapter 53 of the  
12 laws of 2025 (26949)..... 21,897,000  
13 For services and expenses of the medical  
14 assistance program including nursing home  
15 services.  
16 Notwithstanding any provision of law to the  
17 contrary, the portion of this appropri-  
18 ation covering fiscal year 2026-27 shall  
19 supersede and replace any duplicative (i)  
20 reappropriation for this item covering  
21 fiscal year 2026-27, and (ii) appropri-  
22 ation for this item covering fiscal year  
23 2026-27 set forth in chapter 53 of the  
24 laws of 2025 (26950)..... 112,740,000  
25 For services and expenses of the medical  
26 assistance program including other long  
27 term care services.  
28 Notwithstanding any provision of law to the  
29 contrary, the portion of this appropri-  
30 ation covering fiscal year 2026-27 shall  
31 supersede and replace any duplicative (i)  
32 reappropriation for this item covering  
33 fiscal year 2026-27, and (ii) appropri-  
34 ation for this item covering fiscal year  
35 2026-27 set forth in chapter 53 of the  
36 laws of 2025 (26951)..... 321,609,000  
37 For services and expenses of the medical  
38 assistance program including managed care  
39 services including regional planning  
40 activities of the finger lakes health  
41 systems agency, including statewide coor-  
42 ordination and demonstration of best prac-  
43 tices. The department shall make grants  
44 within amounts appropriated therefor, to  
45 assure high-quality and accessible primary  
46 care, to provide technical assistance to  
47 support financial and business planning  
48 for integrated systems of care, and to  
49 assist primary care providers in the  
50 adoption, implementation, and meaningful  
51 use of electronic health record technolo-  
52 gy.  
53 Notwithstanding any inconsistent provision  
54 of law, rule, or regulation to the contra-  
55 ry, funds appropriated herein shall not be

subject to article 6 of the financial services law.

Notwithstanding any inconsistent provision of law, rule, or regulation to the contrary, funds appropriated herein shall only be made available for applied behavior analysis services if such services are recommended by a health care or mental health care practitioner authorized under title eight of the education law who has been designated as an applied behavior analysis center of excellence provider by the commissioner of health.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2026-27 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2026-27, and (ii) appropriation for this item covering fiscal year 2026-27 set forth in chapter 53 of the laws of 2025 (26952) .....

392,468,000

For services and expenses of the medical assistance program including pharmacy services, provided, however, that no funds shall be made available pursuant to this appropriation for any drug not explicitly authorized in any heretofore enacted law, rule, or regulation without approval from the director of the budget.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2026-27 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2026-27, and (ii) appropriation for this item covering fiscal year 2026-27 set forth in chapter 53 of the laws of 2025 (26953) .....

118,219,000

For services and expenses of the medical assistance program including transportation services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2026-27 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2026-27, and (ii) appropriation for this item covering fiscal year 2026-27 set forth in chapter 53 of the laws of 2025 (26954) .....

15,882,000

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

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

1 ation covering fiscal year 2026-27 shall  
 2 supersede and replace any duplicative (i)  
 3 reappropriation for this item covering  
 4 fiscal year 2026-27, and (ii) appropri-  
 5 ation for this item covering fiscal year  
 6 2026-27 set forth in chapter 53 of the  
 7 laws of 2025 (26955)..... 1,836,000

8 For services and expenses of the medical  
 9 assistance program including noninstitu-  
 10 tional and other spending.

11 The money hereby appropriated is available  
 12 for payment of liabilities heretofore  
 13 accrued or hereafter accrued.

14 Notwithstanding any provision of law to the  
 15 contrary, the portion of this appropri-  
 16 ation covering fiscal year 2026-27 shall  
 17 supersede and replace any duplicative (i)  
 18 reappropriation for this item covering  
 19 fiscal year 2026-27, and (ii) appropri-  
 20 ation for this item covering fiscal year  
 21 2026-27 set forth in chapter 53 of the  
 22 laws of 2025 (26956)..... 179,805,000

23 Notwithstanding any inconsistent provision  
 24 of law, subject to the approval of the  
 25 director of the budget, upon submission of  
 26 an allocation adjustment from the commis-  
 27 sioner of health, the amount appropriated  
 28 herein, together with any available feder-  
 29 al matching funds, may be transferred or  
 30 suballocated to the office of mental  
 31 health, office of addiction services and  
 32 supports, office for people with develop-  
 33 mental disabilities, division of housing  
 34 and community renewal, New York state  
 35 housing trust fund corporation, and office  
 36 of temporary and disability assistance for  
 37 services and expenses related to providing  
 38 affordable housing. Any such spending  
 39 shall consider the geographical location  
 40 of the grants.

41 Notwithstanding any provision of law to the  
 42 contrary, the portion of this appropri-  
 43 ation covering fiscal year 2026-27 shall  
 44 supersede and replace any duplicative (i)  
 45 reappropriation for this item covering  
 46 fiscal year 2026-27, and (ii) appropri-  
 47 ation for this item covering fiscal year  
 48 2026-27 set forth in chapter 53 of the  
 49 laws of 2025 (29521)..... 96,154,000  
 50 -----

51 § 7. Section 6 of chapter 98 of the laws of 2026, relating to making  
 52 appropriations for the support of government, is amended to read as  
 53 follows:

54 § 6. The amounts specified in this section, or so much thereof as  
 55 shall be sufficient to accomplish the purposes designated, is hereby

1 appropriated and authorized to be paid as hereinafter provided, to the  
2 public officers and for the purposes specified, which amount shall be  
3 available for the state fiscal year beginning April 1, 2026.

4 DEPARTMENT OF LABOR

5 AID TO LOCALITIES

6 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... [~~135,000,000~~] 360,000,000  
7 -----

- 8 Enterprise Funds
- 9 Unemployment Insurance Benefit Fund
- 10 Unemployment Insurance Benefit Account - 50650

11 For payment of unemployment insurance bene-  
 12 fits pursuant to article 18 of the labor  
 13 law or as authorized by the federal  
 14 government through the disaster unemploy-  
 15 ment assistance program, the emergency  
 16 unemployment compensation program, the  
 17 extended benefit program, the federal  
 18 additional compensation program or any  
 19 other federally funded unemployment bene-  
 20 fit program (34787) ..... [~~135,000,000~~] 360,000,000  
 21 -----

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

27 DEPARTMENT OF TRANSPORTATION

28 AID TO LOCALITIES

29 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM ..... 48,325,000  
30 -----

- 31 Special Revenue Funds - Other
- 32 Dedicated Mass Transportation Trust Fund
- 33 Railroad Account - 20852

34 To the metropolitan transportation authority  
 35 for deposit in the metropolitan transpor-  
 36 tation authority dedicated tax fund for  
 37 the expenses of the New York city transit  
 38 authority, the Manhattan and Bronx surface  
 39 transit operating authority, and the  
 40 Staten Island rapid transit operating  
 41 authority, the Long Island rail road  
 42 company and the Metro-North commuter rail-  
 43 road company which includes the New York  
 44 state portion of the Harlem, Hudson, Port  
 45 Jervis, Pascack, and the New Haven commu-

1 ter railroad service regardless of whether  
 2 the services are provided directly or  
 3 pursuant to joint service agreements. No  
 4 expenditure shall be made hereunder until  
 5 a certificate of approval has been issued  
 6 by the director of the budget and a copy  
 7 of such certificate filed with the state  
 8 comptroller, the chairperson of the senate  
 9 finance committee and the chairperson of  
 10 the assembly ways and means committee.  
 11 Moneys appropriated herein may be made  
 12 available at such times and upon such  
 13 conditions as may be deemed appropriate by  
 14 the commissioner of transportation and the  
 15 director of the budget in accordance with  
 16 the following:

17 To the metropolitan transportation authority  
 18 for the operating expenses of the Long  
 19 Island rail road company and the Metro-  
 20 North commuter railroad company which  
 21 include operating expenses for the New  
 22 York state portion of Harlem, Hudson, Port  
 23 Jervis, Pascack, and New Haven commuter  
 24 railroad services regardless of whether  
 25 such services are provided directly or  
 26 pursuant to joint service agreements  
 27 (54282) ..... 7,260,000  
 28 -----

29 Special Revenue Funds - Other  
 30 Dedicated Mass Transportation Trust Fund  
 31 Transit Authorities Account - 20851

32 To the metropolitan transportation authority  
 33 for deposit in the metropolitan transpor-  
 34 tation authority dedicated tax fund for  
 35 the expenses of the New York city transit  
 36 authority, the Manhattan and Bronx surface  
 37 transit operating authority, and the  
 38 Staten Island rapid transit operating  
 39 authority, the Long Island rail road  
 40 company and the Metro-North commuter rail-  
 41 road company which includes the New York  
 42 state portion of the Harlem, Hudson, Port  
 43 Jervis, Pascack, and the New Haven commu-  
 44 ter railroad service regardless of whether  
 45 the services are provided directly or  
 46 pursuant to joint service agreements. No  
 47 expenditure shall be made hereunder until  
 48 a certificate of approval has been issued  
 49 by the director of the budget and a copy  
 50 of such certificate filed with the state  
 51 comptroller, the chairperson of the senate  
 52 finance committee and the chairperson of  
 53 the assembly ways and means committee.  
 54 Moneys appropriated herein may be made

1 available at such times and upon such  
 2 conditions as may be deemed appropriate by  
 3 the commissioner of transportation and the  
 4 director of the budget in accordance with  
 5 the following:  
 6 To the metropolitan transportation authority  
 7 for the operating expenses of the New York  
 8 city transit authority, the Manhattan and  
 9 Bronx surface transit operating authority,  
 10 and the Staten Island rapid transit oper-  
 11 ating authority (53173) ..... 41,065,000  
 12 -----

13 § 9. Section 7 of chapter 98 of the laws of 2026, relating to making  
 14 appropriations for the support of government, is amended to read as  
 15 follows:

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

21 DEPARTMENT OF MENTAL HYGIENE  
 22 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES  
 23 AID TO LOCALITIES  
 24 COMMUNITY SERVICES PROGRAM ..... [~~10,098,000~~] 161,883,000  
 25 -----

26 General Fund  
 27 Local Assistance Account - 10000

28 For services and expenses of the community  
 29 services program, net of disallowances,  
 30 for community programs for people with  
 31 developmental disabilities pursuant to  
 32 article 41 of the mental hygiene law,  
 33 and/or chapter 620 of the laws of 1974,  
 34 chapter 660 of the laws of 1977, chapter  
 35 412 of the laws of 1981, chapter 27 of the  
 36 laws of 1987, chapter 729 of the laws of  
 37 1989, chapter 329 of the laws of 1993 and  
 38 other provisions of the mental hygiene  
 39 law. Notwithstanding any inconsistent  
 40 provision of law, the following appropri-  
 41 ation shall be net of prior and/or current  
 42 year refunds, rebates, reimbursements, and  
 43 credits.  
 44 Notwithstanding any other provision of law,  
 45 advances and reimbursement made pursuant  
 46 to subdivision (d) of section 41.15 and  
 47 section 41.18 of the mental hygiene law  
 48 shall be allocated pursuant to a plan and  
 49 in a manner prescribed by the agency head

1 and approved by the director of the budg-  
2 et. The moneys hereby appropriated are  
3 available to reimburse or advance locali-  
4 ties and voluntary non-profit agencies for  
5 expenditures made during local fiscal  
6 periods commencing January 1, 2026, April  
7 1, 2026 or July 1, 2026, and for advances  
8 for the 3 month period beginning January  
9 1, 2027.

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

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

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

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

51 Notwithstanding the provisions of subdivi-  
52 sion 12 of section 8 of the state finance  
53 law and any other inconsistent provision  
54 of law, moneys from this appropriation may  
55 be used for expenses of family care homes  
56 including payments to operators of certi-

1 fied family care homes for damages caused  
2 by clients to personal and real property  
3 in accordance with standards established  
4 by the commissioner and approved by the  
5 director of the budget.

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

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

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

51 Notwithstanding any other provision of law  
52 to the contrary, and consistent with  
53 section 33.07 of the mental hygiene law,  
54 the directors of facilities licensed but  
55 not operated by the office for people with  
56 developmental disabilities who act as

1 federally-appointed representative payees  
2 and who assume management responsibility  
3 over the funds of a resident may continue  
4 to use such funds for the cost of the  
5 resident's care and treatment, consistent  
6 with federal law and regulations.

7 Funds appropriated herein shall be available  
8 in accordance with the following:

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

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

24 Notwithstanding the provisions of section  
25 41.36 of the mental hygiene law and any  
26 other inconsistent provision of law,  
27 moneys from this appropriation may be used  
28 for payment up to \$250 per year per  
29 client, at such times and in such manner  
30 as determined by the commissioner on the  
31 basis of financial need for the personal  
32 needs of each client residing in voluntar-  
33 -operated community residences and volun-  
34 -tary-operated community residential alter-  
35 natives, including individualized  
36 residential alternatives under the home  
37 and community based services waiver. The  
38 commissioner shall, subject to the  
39 approval of the director of the budget,  
40 alter existing advance payment schedules  
41 for voluntary-operated community resi-  
42 dences established pursuant to section  
43 41.36 of the mental hygiene law.

44 Notwithstanding any inconsistent provision  
45 of law, moneys from this appropriation may  
46 be used for the operation of clinics  
47 licensed pursuant to article 16 of the  
48 mental hygiene law including, but not  
49 limited to, supportive and habilitative  
50 services consistent with the home and  
51 community based services waiver.

52 For the state and/or local share of medical  
53 assistance services expenses incurred by  
54 the department of health for the provision  
55 of medical assistance services to people  
56 with developmental disabilities (37835) . . . .

140,004,000

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

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

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

43 Notwithstanding any other provision of law,  
44 the money hereby appropriated may be  
45 transferred to state operations and/or any  
46 appropriation of the office for people  
47 with developmental disabilities with the  
48 approval of the director of the budget.

49 Notwithstanding any inconsistent provision  
50 of law, moneys from this appropriation may  
51 be used for state aid of up to 100 percent  
52 of the net deficit costs of day training  
53 programs and family support services.

54 Notwithstanding the provisions of section  
55 16.23 of the mental hygiene law and any  
56 other inconsistent provision of law, with

1 relation to the operation of certified  
2 family care homes, including family care  
3 homes sponsored by voluntary not-for-pro-  
4 fit agencies, moneys from this appropri-  
5 ation may be used for payments to purchase  
6 general services including but not limited  
7 to respite providers, up to a maximum of  
8 14 days, at rates to be established by the  
9 commissioner and approved by the director  
10 of the budget in consideration of factors  
11 including, but not limited to, geographic  
12 area and number of clients cared for in  
13 the home and for payment in an amount  
14 determined by the commissioner for the  
15 personal needs of each client residing in  
16 the family care home.

17 Notwithstanding the provisions of subdivi-  
18 sion 12 of section 8 of the state finance  
19 law and any other inconsistent provision  
20 of law, moneys from this appropriation may  
21 be used for expenses of family care homes  
22 including payments to operators of certi-  
23 fied family care homes for damages caused  
24 by clients to personal and real property  
25 in accordance with standards established  
26 by the commissioner and approved by the  
27 director of the budget.

28 Notwithstanding any inconsistent provision  
29 of law, moneys from this appropriation may  
30 be used for appropriate day program  
31 services and residential services includ-  
32 ing, but not limited to, direct housing  
33 subsidies to individuals, start-up  
34 expenses for family care providers, envi-  
35 ronmental modifications, adaptive technol-  
36 ogies, appraisals, property options,  
37 feasibility studies and preoperational  
38 expenses.

39 Notwithstanding any inconsistent provision  
40 of law, moneys from this appropriation may  
41 be used to fund continuity of care  
42 services, family reimbursed respite, other  
43 than personal services and direct housing  
44 subsidies for people who are enrolled in  
45 OPWDD's self-direction program, provided  
46 any or all such costs are identified in a  
47 self-direction budget approved by OPWDD.

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

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

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

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

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

40 Notwithstanding any other provision of law  
41 to the contrary, funds appropriated herein  
42 are available to reimburse in- and  
43 out-of-state private residential schools,  
44 pursuant to subdivision (c) of section  
45 13.37-a and subdivision (g) of section  
46 13.38 of the mental hygiene law, for costs  
47 of supporting the residential and day  
48 program services available to individuals  
49 who are over the age of 21 years of age,  
50 provided that the amount paid for residen-  
51 tial services and/or maintenance costs is  
52 net of any supplemental security income  
53 benefit to which the individual receiving  
54 services is eligible, and provided further  
55 that funding for nonresidential services  
56 will be in an amount not to exceed the

1 maximum reimbursement for appropriate day  
 2 services delivered by the office for  
 3 people with developmental disabilities  
 4 certified or approved providers other than  
 5 in- and out-of-state private residential  
 6 schools, unless otherwise authorized by  
 7 the director of the budget.

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

35 For services and expenses related to the  
 36 provision of residential services to  
 37 people with developmental disabilities  
 38 (37802) ..... [~~5,862,000~~] 12,701,000

39 For services and expenses related to the  
 40 provision of day program services to  
 41 people with developmental disabilities  
 42 (37803) ..... [~~1,440,000~~] 3,120,000

43 For services and expenses related to the  
 44 provision of family support services to  
 45 people with developmental disabilities  
 46 (37804) ..... [~~1,620,000~~] 3,510,000

47 For services and expenses related to the  
 48 provision of workshop, day training and  
 49 employment services to people with devel-  
 50 opmental disabilities. Notwithstanding any  
 51 other provision of law, up to [~~\$13,800~~]  
 52 \$29,900 of this appropriation may be  
 53 transferred to the New York State Educa-  
 54 tion Departments' Adult Career and Contin-  
 55 uing Education Services - Vocational Reha-



1 competent jurisdiction to be invalid, such judgment shall not affect,  
2 impair, or invalidate the remainder thereof, but shall be confined in  
3 its operation to the clause, sentence, paragraph, subdivision, section  
4 or part thereof directly involved in the controversy in which such judg-  
5 ment shall have been rendered. It is hereby declared to be the intent of  
6 the legislature that this act would have been enacted even if such  
7 invalid provisions had not been included herein.

8 § 14. This act shall take effect immediately and shall be deemed to  
9 have been in full force and effect on and after April 1, 2026; provided,  
10 however, that upon the transfer of expenditures and disbursements by the  
11 comptroller as provided in section twelve of this act, the appropri-  
12 ations made by this act and subject to such section shall be deemed  
13 repealed.