

STATE OF NEW YORK

S. 3005

A. 3005

SENATE - ASSEMBLY

January 22, 2025

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means

AN ACT to amend chapter 887 of the laws of 1983, amending the correction law relating to the psychological testing of candidates, in relation to the effectiveness thereof; to amend chapter 428 of the laws of 1999, amending the executive law and the criminal procedure law relating to expanding the geographic area of employment of certain police officers, in relation to extending the expiration of such chapter; to amend chapter 886 of the laws of 1972, amending the correction law and the penal law relating to prisoner furloughs in certain cases and the crime of absconding therefrom, in relation to the effectiveness thereof; to amend chapter 261 of the laws of 1987, amending chapters 50, 53 and 54 of the laws of 1987, the correction law, the penal law and other chapters and laws relating to correctional facilities, in relation to the effectiveness thereof; to amend chapter 339 of the laws of 1972, amending the correction law and the penal law relating to inmate work release, furlough and leave, in relation to the effectiveness thereof; to amend chapter 60 of the laws of 1994 relating to certain provisions which impact upon expenditure of certain appropriations made by chapter 50 of the laws of 1994 enacting the state operations budget, in relation to the effectiveness thereof; to amend chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 907 of the laws of 1984, amending the correction law, the New York city criminal court act and the executive law relating to prison and jail housing and alternatives to detention and incarceration programs, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 166 of the laws of 1991, amending the tax law and other laws relating to taxes, in relation to extending the expiration of certain provisions of such chapter; to amend the vehicle and traffic law, in relation to extending the expi-

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

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ration of the mandatory surcharge and victim assistance fee; to amend chapter 713 of the laws of 1988, amending the vehicle and traffic law relating to the ignition interlock device program, in relation to extending the expiration thereof; to amend chapter 435 of the laws of 1997, amending the military law and other laws relating to various provisions, in relation to extending the expiration date of the merit provisions of the correction law and the penal law of such chapter; to amend chapter 412 of the laws of 1999, amending the civil practice law and rules and the court of claims act relating to prisoner litigation reform, in relation to extending the expiration of the inmate filing fee provisions of the civil practice law and rules and general filing fee provision and inmate property claims exhaustion requirement of the court of claims act of such chapter; to amend chapter 222 of the laws of 1994 constituting the family protection and domestic violence intervention act of 1994, in relation to extending the expiration of certain provisions of the criminal procedure law requiring the arrest of certain persons engaged in family violence; to amend chapter 505 of the laws of 1985, amending the criminal procedure law relating to the use of closed-circuit television and other protective measures for certain child witnesses, in relation to extending the expiration of the provisions thereof; to amend chapter 3 of the laws of 1995, enacting the sentencing reform act of 1995, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 689 of the laws of 1993 amending the criminal procedure law relating to electronic court appearance in certain counties, in relation to extending the expiration thereof; to amend chapter 688 of the laws of 2003, amending the executive law relating to enacting the interstate compact for adult offender supervision, in relation to the effectiveness thereof; to amend chapter 56 of the laws of 2009, amending the correction law relating to limiting the closing of certain correctional facilities, providing for the custody by the department of correctional services of inmates serving definite sentences, providing for custody of federal prisoners and requiring the closing of certain correctional facilities, in relation to the effectiveness of such chapter; to amend chapter 152 of the laws of 2001 amending the military law relating to military funds of the organized militia, in relation to the effectiveness thereof; to amend chapter 554 of the laws of 1986, amending the correction law and the penal law relating to providing for community treatment facilities and establishing the crime of absconding from the community treatment facility, in relation to the effectiveness thereof; and to amend chapter 55 of the laws of 2018, amending the criminal procedure law relating to the pre-criminal proceeding settlements in the City of New York, in relation to the effectiveness thereof (Part A); to amend the criminal procedure law, in relation to discovery reform (Part B); to amend the public officers law, in relation to residency requirements for certain positions as a correction officer; to amend the retirement and social security law, in relation to mandatory retirement for certain members or officers of the state police; to amend the executive law, in relation to eligibility for appointment as a sworn member of the state police; and to amend the civil service law, in relation to the requirements for appointment of police officers (Part C); to amend the penal law, in relation to establishing the crime of domestic violence (Part D); to amend the correction law, in relation to merit time allowance and limited credit time allowance (Part E); to amend criminal procedure law, civil practice law and rules, general municipal law, the court of

claims act, and the education law, in relation to eliminating the statute of limitations for sex trafficking cases (Part F); to amend the executive law, in relation to expanding support services for victims of financial abuse and homicide (Part G); to amend the executive law and the public health law, in relation to expanding protections and services to survivors of sexual assault (Part H); to amend the social services law, in relation to public assistance for survivors of gender-based violence; and to repeal subdivision four of section 349-a of the social services law relating thereto (Part I); to amend the state finance law and the executive law, in relation to a model gender-based violence and the workplace policy (Part J); to amend the general municipal law and the executive law, in relation to requiring municipal cybersecurity incident reporting and exempting such reports from freedom of information requirements (Part K); to amend the penal law, in relation to artificial intelligence-generated child sexual abuse material (Part L); to amend the penal law, in relation to including the patronization of a person who is mentally disabled in the offense of sex trafficking (Part M); to amend the penal law, in relation to transit crimes and prohibition orders relating to such crimes (Part N); to amend the penal law, in relation to the expanding the definition of building for the purpose of the offense of criminal trespass and burglary (Part O); to amend the penal law, in relation to establishing the crime of aggravated transportation offense (Part P); to amend chapter 396 of the laws of 2010 amending the alcoholic beverage control law relating to liquidator's permits and temporary retail permits, in relation to the effectiveness thereof (Part Q); to amend the public authorities law, in relation to the bonding limit of the New York city transitional finance authority (Part R); to amend the real property tax law and the administrative code of the city of New York, in relation to the industrial and commercial abatement program (Part S); to amend the civil practice law and rules and the state finance law, in relation to the rate of interest to be paid on judgment and accrued claims (Part T); to amend the civil service law, in relation to reimbursement for medicare premium charges (Part U); to amend the civil service law, in relation to extending the waiver of certain state civil service examination fees; and to amend part EE of chapter 55 of the laws of 2023, amending the civil service law relating to waiving state civil service examination fees between July 1, 2023 and December 31, 2025, in relation to the effectiveness thereof (Part V); to amend the state finance law, in relation to providing for an alternate payment election for certain employees (Part W); to amend the state technology law, in relation to cybersecurity awareness training for government employees (Part X); to amend chapter 60 of the laws of 2015, constituting the infrastructure investment act, in relation to construction manager as constructor contracts (Part Y); to amend the New York city public works investment act, in relation to authorizing the use of certain alternative project delivery methods (Part Z); to amend the workers' compensation law, in relation to medical providers entitled to render emergency care and treatment in cases of a workers' compensation injury (Part AA); to amend the workers' compensation law, in relation to specifying which providers are authorized to render certain medical care; and to repeal certain provisions of such law related thereto (Part BB); to amend the workers' compensation law, in relation to temporary payment of compensation for medical treatment and care (Part CC); to amend the workers' compensation law and the insurance law, in relation to payments for

covered medical and/or hospital services for or on behalf of an injured employee when the claim is controverted (Part DD); and in relation to providing for the administration of certain funds and accounts related to the 2025-2026 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to the administration of certain funds and accounts, in relation to the effectiveness thereof, and in relation to interest owed on outstanding balances of debt; to amend part XX of chapter 56 of the laws of 2024, amending the state finance law and other laws relating to providing for the administration of certain funds and accounts related to the 2023-2024 budget, in relation to the effectiveness thereof; authorizing the comptroller to transfer up to \$25,000,000 from various state bond funds to the general debt service fund for the purposes of redeeming or defeasing outstanding state bonds; to amend the private housing finance law, in relation to housing program bonds and notes; to amend the public authorities law, in relation to the issuance of bonds and notes by the dedicated highway and bridge trust fund; to amend the public authorities law, in relation to the issuance of bonds and notes for city university facilities; to amend the public authorities law, in relation to the issuance of bonds for library construction projects; to amend the public authorities law, in relation to the issuance of bonds for state university educational facilities; to amend the public authorities law, in relation to the issuance of bonds and notes for locally sponsored community colleges; to amend chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, in relation to the issuance of mental health services facilities improvement bonds and notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, in relation to the issuance of bonds and notes to finance capital costs related to homeland security; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes for purposes of funding office of information technology services project costs; to amend chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, in relation to the issuance of funds to the thruway authority; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes to fund costs for statewide equipment; to amend the public authorities law, in relation to the issuance of bonds for purposes of financing environmental infrastructure projects; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of bonds and notes for the youth facilities improvement fund; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing peace bridge projects and capital costs of state and local highways; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds for economic development initiatives; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of bonds and notes for the purpose of financing capital projects for the division of military and naval affairs and initiative of the state police; to amend the

public authorities law, in relation to the issuance of bonds and notes for the purpose of financing the construction of the New York state agriculture and markets food laboratory; to amend the public authorities law, in relation to authorization for the issuance of bonds for the capital restructuring financing program, the health care facility transformation programs, and the essential health care provider program; to amend the public authorities law, in relation to the issuance of bonds or notes for the purpose of assisting the metropolitan transportation authority in the financing of transportation facilities; to amend the public authorities law, in relation to bonds and notes for hazardous waste remediation; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of certain bonds and notes; to amend the public authorities law, in relation to funds for the department of health and financing through the dormitory authority; to amend the public health law, in relation to the department of health income fund; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of personal income tax revenue anticipation notes; to amend the state finance law, in relation to the issuance of bonds and notes for certain purposes; to amend the state finance law, in relation to refunding and redemption of bonds; to repeal certain provisions of the state finance law relating to the accident prevention course internet, and other technology pilot program fund, relating to the required contents of the budget and relating to the deposit of receipts derived from certain indirect cost assessments; and providing for the repeal of certain provisions upon expiration thereof (Part EE)

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

1 Section 1. This act enacts into law major components of legislation
2 necessary to implement the state public protection and general govern-
3 ment budget for the 2025-2026 state fiscal year. Each component is whol-
4 ly contained within a Part identified as Parts A through EE. The effec-
5 tive date for each particular provision contained within such Part is
6 set forth in the last section of such Part. Any provision in any section
7 contained within a Part, including the effective date of the Part, which
8 makes a reference to a section "of this act", when used in connection
9 with that particular component, shall be deemed to mean and refer to the
10 corresponding section of the Part in which it is found. Section three of
11 this act sets forth the general effective date of this act.

12 PART A

13 Section 1. Section 2 of chapter 887 of the laws of 1983, amending the
14 correction law relating to the psychological testing of candidates, as
15 amended by section 1 of part A of chapter 55 of the laws of 2023, is
16 amended to read as follows:

17 § 2. This act shall take effect on the one hundred eightieth day after
18 it shall have become a law and shall remain in effect until September 1,
19 ~~2025~~ 2027.

20 § 2. Section 3 of chapter 428 of the laws of 1999, amending the execu-
21 tive law and the criminal procedure law relating to expanding the

1 geographic area of employment of certain police officers, as amended by
2 section 2 of part A of chapter 55 of the laws of 2023, is amended to
3 read as follows:

4 § 3. This act shall take effect on the first day of November next
5 succeeding the date on which it shall have become a law, and shall
6 remain in effect until the first day of September, ~~[2025]~~ 2027, when it
7 shall expire and be deemed repealed.

8 § 3. Section 3 of chapter 886 of the laws of 1972, amending the
9 correction law and the penal law relating to prisoner furloughs in
10 certain cases and the crime of absconding therefrom, as amended by
11 section 3 of part A of chapter 55 of the laws of 2023, is amended to
12 read as follows:

13 § 3. This act shall take effect 60 days after it shall have become a
14 law and shall remain in effect until September 1, ~~[2025]~~ 2027.

15 § 4. Section 20 of chapter 261 of the laws of 1987, amending chapters
16 50, 53 and 54 of the laws of 1987, the correction law, the penal law and
17 other chapters and laws relating to correctional facilities, as amended
18 by section 4 of part A of chapter 55 of the laws of 2023, is amended to
19 read as follows:

20 § 20. This act shall take effect immediately except that section thir-
21 teen of this act shall expire and be of no further force or effect on
22 and after September 1, ~~[2025]~~ 2027 and shall not apply to persons
23 committed to the custody of the department after such date, and provided
24 further that the commissioner of corrections and community supervision
25 shall report each January first and July first during such time as the
26 earned eligibility program is in effect, to the ~~[chairmen]~~ chairs of the
27 senate crime victims, crime and correction committee, the senate codes
28 committee, the assembly correction committee, and the assembly codes
29 committee, the standards in effect for earned eligibility during the
30 prior six-month period, the number of ~~[inmates]~~ incarcerated individuals
31 subject to the provisions of earned eligibility, the number who actually
32 received certificates of earned eligibility during that period of time,
33 the number of ~~[inmates]~~ incarcerated individuals with certificates who
34 are granted parole upon their first consideration for parole, the number
35 with certificates who are denied parole upon their first consideration,
36 and the number of individuals granted and denied parole who did not have
37 earned eligibility certificates.

38 § 5. Subdivision (q) of section 427 of chapter 55 of the laws of 1992,
39 amending the tax law and other laws relating to taxes, surcharges, fees
40 and funding, as amended by section 5 of part A of chapter 55 of the laws
41 of 2023, is amended to read as follows:

42 (q) the provisions of section two hundred eighty-four of this act
43 shall remain in effect until September 1, ~~[2025]~~ 2027 and be applicable
44 to all persons entering the program on or before August 31, ~~[2025]~~ 2027.

45 § 6. Section 10 of chapter 339 of the laws of 1972, amending the
46 correction law and the penal law relating to inmate work release,
47 furlough and leave, as amended by section 6 of part A of chapter 55 of
48 the laws of 2023, is amended to read as follows:

49 § 10. This act shall take effect 30 days after it shall have become a
50 law and shall remain in effect until September 1, ~~[2025]~~ 2027, and
51 provided further that the commissioner of correctional services shall
52 report each January first, and July first, to the ~~[chairman]~~ chairs of
53 the senate crime victims, crime and correction committee, the senate
54 codes committee, the assembly correction committee, and the assembly
55 codes committee, the number of eligible ~~[inmates]~~ incarcerated individ-
56 uals in each facility under the custody and control of the commissioner

1 who have applied for participation in any program offered under the
2 provisions of work release, furlough, or leave, and the number of such
3 ~~inmates~~ incarcerated individuals who have been approved for partic-
4 ipation.

5 § 7. Subdivision (c) of section 46 of chapter 60 of the laws of 1994,
6 relating to certain provisions which impact upon expenditure of certain
7 appropriations made by chapter 50 of the laws of 1994, enacting the
8 state operations budget, as amended by section 7 of part A of chapter 55
9 of the laws of 2023, is amended to read as follows:

10 (c) sections forty-one and forty-two of this act shall expire Septem-
11 ber 1, ~~2025~~ 2027; provided, that the provisions of section forty-two
12 of this act shall apply to ~~inmates~~ incarcerated individuals entering
13 the work release program on or after such effective date; and

14 § 8. Subdivision (aa) of section 427 of chapter 55 of the laws of
15 1992, amending the tax law and other laws relating to taxes, surcharges,
16 fees and funding, as amended by section 8 of part A of chapter 55 of the
17 laws of 2023, is amended to read as follows:

18 (aa) the provisions of sections three hundred eighty-two, three
19 hundred eighty-three and three hundred eighty-four of this act shall
20 expire on September 1, ~~2025~~ 2027;

21 § 9. Section 12 of chapter 907 of the laws of 1984, amending the
22 correction law, the New York city criminal court act and the executive
23 law relating to prison and jail housing and alternatives to detention
24 and incarceration programs, as amended by section 9 of part A of chapter
25 55 of the laws of 2023, is amended to read as follows:

26 § 12. This act shall take effect immediately, except that the
27 provisions of sections one through ten of this act shall remain in full
28 force and effect until September 1, ~~2025~~ 2027 on which date those
29 provisions shall be deemed to be repealed.

30 § 10. Subdivision (p) of section 406 of chapter 166 of the laws of
31 1991, amending the tax law and other laws relating to taxes, as amended
32 by section 10 of part A of chapter 55 of the laws of 2023, is amended to
33 read as follows:

34 (p) The amendments to section 1809 of the vehicle and traffic law made
35 by sections three hundred thirty-seven and three hundred thirty-eight of
36 this act shall not apply to any offense committed prior to such effec-
37 tive date; provided, further, that section three hundred forty-one of
38 this act shall take effect immediately and shall expire November 1, 1993
39 at which time it shall be deemed repealed; sections three hundred
40 forty-five and three hundred forty-six of this act shall take effect
41 July 1, 1991; sections three hundred fifty-five, three hundred fifty-
42 six, three hundred fifty-seven and three hundred fifty-nine of this act
43 shall take effect immediately and shall expire June 30, 1995 and shall
44 revert to and be read as if this act had not been enacted; section three
45 hundred fifty-eight of this act shall take effect immediately and shall
46 expire June 30, 1998 and shall revert to and be read as if this act had
47 not been enacted; section three hundred sixty-four through three hundred
48 sixty-seven of this act shall apply to claims filed on or after such
49 effective date; sections three hundred sixty-nine, three hundred seven-
50 ty-two, three hundred seventy-three, three hundred seventy-four, three
51 hundred seventy-five and three hundred seventy-six of this act shall
52 remain in effect until September 1, ~~2025~~ 2027, at which time they
53 shall be deemed repealed; provided, however, that the mandatory
54 surcharge provided in section three hundred seventy-four of this act
55 shall apply to parking violations occurring on or after said effective
56 date; and provided further that the amendments made to section 235 of

1 the vehicle and traffic law by section three hundred seventy-two of this
2 act, the amendments made to section 1809 of the vehicle and traffic law
3 by sections three hundred thirty-seven and three hundred thirty-eight of
4 this act and the amendments made to section 215-a of the labor law by
5 section three hundred seventy-five of this act shall expire on September
6 1, ~~2025~~ 2027 and upon such date the provisions of such subdivisions
7 and sections shall revert to and be read as if the provisions of this
8 act had not been enacted; the amendments to subdivisions 2 and 3 of
9 section 400.05 of the penal law made by sections three hundred seventy-
10 seven and three hundred seventy-eight of this act shall expire on July
11 1, 1992 and upon such date the provisions of such subdivisions shall
12 revert and shall be read as if the provisions of this act had not been
13 enacted; the state board of law examiners shall take such action as is
14 necessary to assure that all applicants for examination for admission to
15 practice as an attorney and counsellor at law shall pay the increased
16 examination fee provided for by the amendment made to section 465 of the
17 judiciary law by section three hundred eighty of this act for any exam-
18 ination given on or after the effective date of this act notwithstanding
19 that an applicant for such examination may have prepaid a lesser fee for
20 such examination as required by the provisions of such section 465 as of
21 the date prior to the effective date of this act; the provisions of
22 section 306-a of the civil practice law and rules as added by section
23 three hundred eighty-one of this act shall apply to all actions pending
24 on or commenced on or after September 1, 1991, provided, however, that
25 for the purposes of this section service of such summons made prior to
26 such date shall be deemed to have been completed on September 1, 1991;
27 the provisions of section three hundred eighty-three of this act shall
28 apply to all money deposited in connection with a cash bail or a
29 partially secured bail bond on or after such effective date; and the
30 provisions of sections three hundred eighty-four and three hundred
31 eighty-five of this act shall apply only to jury service commenced
32 during a judicial term beginning on or after the effective date of this
33 act; provided, however, that nothing contained herein shall be deemed to
34 affect the application, qualification, expiration or repeal of any
35 provision of law amended by any section of this act and such provisions
36 shall be applied or qualified or shall expire or be deemed repealed in
37 the same manner, to the same extent and on the same date as the case may
38 be as otherwise provided by law;

39 § 11. Subdivision 8 of section 1809 of the vehicle and traffic law, as
40 amended by section 11 of part A of chapter 55 of the laws of 2023, is
41 amended to read as follows:

42 8. The provisions of this section shall only apply to offenses commit-
43 ted on or before September first, two thousand ~~twenty-five~~ twenty-sev-
44 en.

45 § 12. Section 6 of chapter 713 of the laws of 1988, amending the vehi-
46 cle and traffic law relating to the ignition interlock device program,
47 as amended by section 12 of part A of chapter 55 of the laws of 2023, is
48 amended to read as follows:

49 § 6. This act shall take effect on the first day of April next
50 succeeding the date on which it shall have become a law; provided,
51 however, that effective immediately, the addition, amendment or repeal
52 of any rule or regulation necessary for the implementation of the fore-
53 going sections of this act on their effective date is authorized and
54 directed to be made and completed on or before such effective date and
55 shall remain in full force and effect until the first day of September,

1 ~~[2025]~~ 2027 when upon such date the provisions of this act shall be
2 deemed repealed.

3 § 13. Paragraph a of subdivision 6 of section 76 of chapter 435 of the
4 laws of 1997, amending the military law and other laws relating to vari-
5 ous provisions, as amended by section 13 of part A of chapter 55 of the
6 laws of 2023, is amended to read as follows:

7 a. sections forty-three through forty-five of this act shall expire
8 and be deemed repealed on September 1, ~~[2025]~~ 2027;

9 § 14. Section 4 of part D of chapter 412 of the laws of 1999, amending
10 the civil practice law and rules and the court of claims act relating to
11 prisoner litigation reform, as amended by section 14 of part A of chap-
12 ter 55 of the laws of 2023, is amended to read as follows:

13 § 4. This act shall take effect 120 days after it shall have become a
14 law and shall remain in full force and effect until September 1, ~~[2025]~~
15 2027, when upon such date it shall expire.

16 § 15. Subdivision 2 of section 59 of chapter 222 of the laws of 1994,
17 constituting the family protection and domestic violence intervention
18 act of 1994, as amended by section 15 of part A of chapter 55 of the
19 laws of 2023, is amended to read as follows:

20 2. Subdivision 4 of section 140.10 of the criminal procedure law as
21 added by section thirty-two of this act shall take effect January 1,
22 1996 and shall expire and be deemed repealed on September 1, ~~[2025]~~
23 2027.

24 § 16. Section 5 of chapter 505 of the laws of 1985, amending the crim-
25 inal procedure law relating to the use of closed-circuit television and
26 other protective measures for certain child witnesses, as amended by
27 section 16 of part A of chapter 55 of the laws of 2023, is amended to
28 read as follows:

29 § 5. This act shall take effect immediately and shall apply to all
30 criminal actions and proceedings commenced prior to the effective date
31 of this act but still pending on such date as well as all criminal
32 actions and proceedings commenced on or after such effective date and
33 its provisions shall expire on September 1, ~~[2025]~~ 2027, when upon such
34 date the provisions of this act shall be deemed repealed.

35 § 17. Subdivision d of section 74 of chapter 3 of the laws of 1995,
36 enacting the sentencing reform act of 1995, as amended by section 17 of
37 part A of chapter 55 of the laws of 2023, is amended to read as follows:

38 d. Sections one-a through twenty, twenty-four through twenty-eight,
39 thirty through thirty-nine, forty-two and forty-four of this act shall
40 be deemed repealed on September 1, ~~[2025]~~ 2027;

41 § 18. Section 2 of chapter 689 of the laws of 1993, amending the crim-
42 inal procedure law relating to electronic court appearance in certain
43 counties, as amended by section 18 of part A of chapter 55 of the laws
44 of 2023, is amended to read as follows:

45 § 2. This act shall take effect immediately, except that the
46 provisions of this act shall be deemed to have been in full force and
47 effect since July 1, 1992 and the provisions of this act shall expire
48 September 1, ~~[2025]~~ 2027 when upon such date the provisions of this act
49 shall be deemed repealed.

50 § 19. Section 3 of chapter 688 of the laws of 2003, amending the exec-
51 utive law relating to enacting the interstate compact for adult offender
52 supervision, as amended by section 19 of part A of chapter 55 of the
53 laws of 2023, is amended to read as follows:

54 § 3. This act shall take effect immediately, except that section one
55 of this act shall take effect on the first of January next succeeding
56 the date on which it shall have become a law, and shall remain in effect

1 until the first of September, [~~2025~~] 2027, upon which date this act
2 shall be deemed repealed and have no further force and effect; provided
3 that section one of this act shall only take effect with respect to any
4 compacting state which has enacted an interstate compact entitled
5 "Interstate compact for adult offender supervision" and having an iden-
6 tical effect to that added by section one of this act and provided
7 further that with respect to any such compacting state, upon the effec-
8 tive date of section one of this act, section 259-m of the executive law
9 is hereby deemed REPEALED and section 259-mm of the executive law, as
10 added by section one of this act, shall take effect; and provided
11 further that with respect to any state which has not enacted an inter-
12 state compact entitled "Interstate compact for adult offender super-
13 vision" and having an identical effect to that added by section one of
14 this act, section 259-m of the executive law shall take effect and the
15 provisions of section one of this act, with respect to any such state,
16 shall have no force or effect until such time as such state shall adopt
17 an interstate compact entitled "Interstate compact for adult offender
18 supervision" and having an identical effect to that added by section one
19 of this act in which case, with respect to such state, effective imme-
20 diately, section 259-m of the executive law is deemed repealed and
21 section 259-mm of the executive law, as added by section one of this
22 act, shall take effect.

23 § 20. Section 8 of part H of chapter 56 of the laws of 2009, amending
24 the correction law relating to limiting the closing of certain correc-
25 tional facilities, providing for the custody by the department of
26 correctional services of inmates serving definite sentences, providing
27 for custody of federal prisoners and requiring the closing of certain
28 correctional facilities, as amended by section 20 of part A of chapter
29 55 of the laws of 2023, is amended to read as follows:

30 § 8. This act shall take effect immediately; provided, however that
31 sections five and six of this act shall expire and be deemed repealed
32 September 1, [~~2025~~] 2027.

33 § 21. Section 3 of part C of chapter 152 of the laws of 2001, amending
34 the military law relating to military funds of the organized militia, as
35 amended by section 21 of part A of chapter 55 of the laws of 2023, is
36 amended to read as follows:

37 § 3. This act shall take effect immediately; provided however that the
38 amendments made to subdivision 1 of section 221 of the military law by
39 section two of this act shall expire and be deemed repealed September 1,
40 [~~2025~~] 2027.

41 § 22. Section 5 of chapter 554 of the laws of 1986, amending the
42 correction law and the penal law relating to providing for community
43 treatment facilities and establishing the crime of absconding from the
44 community treatment facility, as amended by section 22 of part A of
45 chapter 55 of the laws of 2023, is amended to read as follows:

46 § 5. This act shall take effect immediately and shall remain in full
47 force and effect until September 1, [~~2025~~] 2027, and provided further
48 that the commissioner of correctional services shall report each January
49 first and July first during such time as this legislation is in effect,
50 to the [~~chairmen~~] chairs of the senate crime victims, crime and
51 correction committee, the senate codes committee, the assembly
52 correction committee, and the assembly codes committee, the number of
53 individuals who are released to community treatment facilities during
54 the previous six-month period, including the total number for each date
55 at each facility who are not residing within the facility, but who are
56 required to report to the facility on a daily or less frequent basis.

1 § 23. Section 2 of part F of chapter 55 of the laws of 2018, amending
2 the criminal procedure law relating to pre-criminal proceeding settle-
3 ments in the city of New York, as amended by section 23 of part A of
4 chapter 55 of the laws of 2023, is amended to read as follows:

5 § 2. This act shall take effect immediately and shall remain in full
6 force and effect until March 31, ~~[2025]~~ 2027, when it shall expire and
7 be deemed repealed.

8 § 24. This act shall take effect immediately.

9

PART B

10 Section 1. Paragraph (c) of subdivision 1 of section 245.10 of the
11 criminal procedure law, as added by section 2 of part LLL of chapter 59
12 of the laws of 2019, is amended to read as follows:

13 (c) The prosecution shall disclose statements of the defendant as
14 described in paragraph (a) of subdivision one of section 245.20 of this
15 article to any defendant who has been arraigned in a local criminal
16 court upon a currently undisposed of felony complaint charging an
17 offense which is a subject of a prospective or pending grand jury
18 proceeding, no later than ~~[forty-eight]~~ twenty-four hours before the
19 time scheduled for the defendant to testify at a grand jury proceeding
20 pursuant to subdivision five of section 190.50 of this part.

21 § 2. The opening paragraph, paragraphs (h), (o) and subparagraph (i)
22 of paragraph (u) of subdivision 1, subdivisions 2 and 6 of section
23 245.20 of the criminal procedure law, as added by section 2 of part LLL
24 of chapter 59 of the laws of 2019, are amended to read as follows:

25 The prosecution shall disclose to the defendant, and permit the
26 defendant to discover, inspect, copy, photograph and test, all ~~[items
27 and information that relate to the subject matter of the case and]~~ mate-
28 rial and information relevant to the subject matter of the charges
29 against the defendant in the instant case which are in the possession,
30 custody or control of the prosecution or persons under the prosecution's
31 direction or control, including but not limited to:

32 (h) All photographs and drawings made or completed by a public servant
33 engaged in law enforcement activity, or which were made by a person whom
34 the prosecutor intends to call as a witness at trial or a pre-trial
35 hearing, or which ~~[relate to the subject matter of the case]~~ are rele-
36 vant to the subject matter of the charges against the defendant in the
37 instant case.

38 (o) All tangible property that ~~[relates to the subject matter of the
39 case]~~ is relevant to the subject matter of the charges against the
40 defendant in the instant case, along with a designation of which items
41 the prosecution intends to introduce in its case-in-chief at trial or a
42 pre-trial hearing. If in the exercise of reasonable diligence the prose-
43 cutor has not formed an intention within the time period specified in
44 subdivision one of section 245.10 of this article that an item under
45 this subdivision will be introduced at trial or a pre-trial hearing, the
46 prosecution shall notify the defendant in writing, and the time period
47 in which to designate items as exhibits shall be stayed without need for
48 a motion pursuant to subdivision two of section 245.70 of this article;
49 but the disclosure shall be made as soon as practicable and subject to
50 the continuing duty to disclose in section 245.60 of this article.

51 (i) A copy of all electronically created or stored information seized
52 or obtained by or on behalf of law enforcement from: (A) the defendant
53 as described in subparagraph (ii) of this paragraph; or (B) a source
54 other than the defendant which ~~[relates to the subject matter of the~~

1 ~~case]~~ are relevant to the subject matter of the charges against the
2 defendant in the instant case.

3 2. Duties of the prosecution. The prosecutor shall make a diligent,
4 good faith effort to ascertain the existence of material or information
5 discoverable under subdivision one of this section and to cause such
6 material or information to be made available for discovery where it
7 exists but is not within the prosecutor's possession, custody or
8 control[~~;~~ ~~provided that the prosecutor shall not be required to obtain~~
9 ~~by subpoena duces tecum material or information which the defendant may~~
10 ~~thereby obtain]~~. Material or information that requires a subpoena duces
11 tecum in order for the prosecutor to obtain, and in which the defendant
12 may obtain by subpoena duces tecum, are not within the scope of automat-
13 ic discovery for purposes of subdivision one of this section, and the
14 prosecutor shall not be required to obtain such material or information
15 before filing a certificate of compliance pursuant to subdivision one of
16 section 245.50 of this article. For purposes of subdivision one of this
17 section, [~~all items and information related to the prosecution of a~~
18 ~~charge]~~ all material or information relevant to the subject matter of
19 the charges against the defendant in the instant case which are in the
20 possession of any New York state or local police or law enforcement
21 agency shall be deemed to be in the constructive possession of the pros-
22 ecution. The prosecution shall also identify any laboratory having
23 contact with evidence [~~related~~] relevant to the prosecution of a charge.
24 This subdivision shall not require the prosecutor to ascertain the
25 existence of witnesses not known to the police or another law enforce-
26 ment agency, or the written or recorded statements thereof, under para-
27 graph (c) or (e) of subdivision one of this section.

28 6. Redactions permitted. Either party may redact social security
29 numbers [~~and~~], tax numbers, witnesses' physical addresses, other forms
30 of witnesses' contact information so long as the people have provided
31 one form of adequate contact information contained in material or infor-
32 mation disclosed pursuant to paragraph (c) of subdivision one of this
33 section, physical addresses and other forms of contact information for
34 any persons contained in material or information disclosed pursuant to
35 paragraph (k) of subdivision one of this section, and material or infor-
36 mation that is not relevant to the subject matter of the charges against
37 the defendant in the instant case from disclosures under this article
38 without the need to file a protective order pursuant to section 245.70
39 of this article.

40 § 3. Subdivisions 1 and 3 of section 245.30 of the criminal procedure
41 law, as added by section 2 of part LLL of chapter 59 of the laws of
42 2019, are amended to read as follows:

43 1. Order to preserve evidence. At any time, a party may move for a
44 court order to any individual, agency or other entity in possession,
45 custody or control of items which [~~relate to the subject matter of the~~
46 ~~case or are otherwise relevant~~] are relevant to the subject matter of
47 the charges against the defendant in the instant case, requiring that
48 such items be preserved for a specified period of time. The court shall
49 hear and rule upon such motions expeditiously. The court may modify or
50 vacate such an order upon a showing that preservation of particular
51 evidence will create significant hardship to such individual, agency or
52 entity, on condition that the probative value of that evidence is
53 preserved by a specified alternative means.

54 3. Discretionary discovery by order of the court. The court in its
55 discretion may, upon a showing by the defendant that the request is
56 reasonable and that the defendant is unable without undue hardship to

1 obtain the substantial equivalent by other means, order the prosecution,
2 or any individual, agency or other entity subject to the jurisdiction of
3 the court, to make available for disclosure to the defendant any materi-
4 al or information which [~~relates to the subject matter of the case~~] are
5 relevant to the subject matter of the charges against the defendant in
6 the instant case and is reasonably likely to be material. A motion under
7 this subdivision must be on notice to any person or entity affected by
8 the order. The court may, on its own, upon request of any person or
9 entity affected by the order, modify or vacate the order if compliance
10 would be unreasonable or will create significant hardship. For good
11 cause shown, the court may permit a party seeking or opposing a discre-
12 tionary order of discovery under this subdivision, or another affected
13 person or entity, to submit papers or testify on the record ex parte or
14 in camera. For good cause shown, any such papers and a transcript of
15 such testimony may be sealed and shall constitute a part of the record
16 on appeal.

17 § 4. Subdivisions 1, 1-a, 3 and 4 of section 245.50 of the criminal
18 procedure law, subdivisions 1 and 3 as amended by section 7 of part HHH
19 of chapter 56 of the laws of 2020, subdivision 1-a as added and subdivi-
20 sion 4 as amended by section 1 of subpart D of part UU of chapter 56 of
21 the laws of 2022, are amended and a new subdivision 5 is added to read
22 as follows:

23 1. By the prosecution. When the prosecution, after exercising good
24 faith and due diligence, has provided [~~the discovery required by subdi-~~
25 ~~vision one of section 245.20 of this article~~] all material and informa-
26 tion set forth in subdivision one of section 245.20 of this article that
27 are in the people's actual possession, except for discovery that is lost
28 or destroyed as provided by paragraph (b) of subdivision one of section
29 245.80 of this article and except for any [~~items~~] material or informa-
30 tion that [~~are~~] is the subject of an order pursuant to section 245.70 of
31 this article, it shall serve upon the defendant and file with the court
32 a certificate of compliance. The certificate of compliance shall state
33 that, after exercising due diligence and making reasonable inquiries to
34 ascertain the existence of material and information subject to discov-
35 ery, the prosecutor has disclosed and made available all known material
36 and information subject to discovery that is in its actual possession.
37 It shall also identify the items provided. [~~If additional discovery is~~
38 ~~subsequently provided~~] If the prosecution provides additional discovery
39 prior to trial pursuant to section 245.60 of this article, a supple-
40 mental certificate shall be served upon the defendant and filed with the
41 court identifying the additional material and information provided. [~~No~~
42 ~~adverse consequence to the prosecution or the prosecutor shall result~~
43 ~~from the filing of a certificate of compliance in good faith and reason-~~
44 ~~able under the circumstances; but the court may grant a remedy or sanc-~~
45 ~~tion for a discovery violation as provided in section 245.80 of this~~
46 ~~article.~~] The filing of a supplemental certificate of compliance shall
47 not impact the validity of the original certificate of compliance if
48 filed in good faith and after exercising due diligence pursuant to
49 section 245.20 of this article. Nothing in this subdivision shall
50 preclude the prosecution from continuing their investigation and obtain-
51 ing and disclosing new discoverable material and information after they
52 have filed a certificate of compliance.

53 [~~1-a. Any supplemental certificate of compliance shall detail the~~
54 ~~basis for the delayed disclosure so that the court may determine whether~~
55 ~~the delayed disclosure impacts the propriety of the certificate of~~
56 ~~compliance. The filing of a supplemental certificate of compliance shall~~

~~not impact the validity of the original certificate of compliance if filed in good faith and after exercising due diligence pursuant to section 245.20 of this article, or if the additional discovery did not exist at the time of the filing of the original certificate of compliance.]~~

3. Trial readiness. Notwithstanding the provisions of any other law, absent an individualized finding of special circumstances in the instant case by the court before which the charge is pending, the prosecution shall not be deemed ready for trial for purposes of section 30.30 of this chapter until it has filed a proper certificate pursuant to subdivision one of this section. ~~[A court may deem the prosecution ready for trial pursuant to section 30.30 of this chapter where information that might be considered discoverable under this article cannot be disclosed because it has been lost, destroyed, or otherwise unavailable as provided by paragraph (b) of subdivision one of section 245.80 of this article, despite diligent and good faith efforts, reasonable under the circumstances. Provided, however, that the court may grant a remedy or sanction for a discovery violation as provided by section 245.80 of this article.]~~

4. (a) Challenges to, or questions related to a certificate of compliance shall be addressed by motion.

(b) To the extent that the party is aware of a potential defect or deficiency related to a certificate of compliance or supplemental certificate of compliance, the party entitled to disclosure shall notify or alert the opposing party as soon as practicable.

(c) Challenges related to the sufficiency of a certificate of compliance or supplemental certificates of compliance filed pursuant to subdivision one of this section shall be addressed by motion ~~[as soon as practicable, provided that nothing in this section shall be construed to waive a party's right to make further challenges, including but not limited to a motion pursuant to section 30.30 of this chapter]~~ within thirty-five days of the filing of the certificate. Failure to challenge a certificate of compliance or supplemental certificate of compliance within that time period constitutes a waiver of that challenge, however, for good cause shown, the court may extend the time period beyond thirty-five days. Good cause includes, but is not limited to, voluminous discovery and the complexity of the case. Denial of a motion challenging the sufficiency of a certificate of compliance or supplemental certificate of compliance, or a waiver of such challenge, shall not preclude the imposition of any remedy or sanction authorized under section 245.80 of this article.

(d) A certificate of compliance or supplemental certificate of compliance shall not be invalidated where the people rely on a good faith interpretation of the disclosure requirements of this article, and there is no controlling precedent to the contrary from the intermediate appellate court to which an appeal from a judgment of conviction would be had or from the court of appeals.

5. Notwithstanding any other section of law to the contrary, no adverse consequence to the prosecution or the prosecutor, including the invalidation of a certificate of compliance or statement of readiness, shall result from the filing of a certificate of compliance or a supplemental certificate of compliance that was made in good faith and is reasonable under the circumstances. Belated or missing disclosures shall be cured by supplemental discovery pursuant to subdivisions one and two of this section. If the party entitled to the belated or missing disclosures shows that they have been prejudiced by the belated or non-disclo-

sure, the court shall grant an appropriate and proportionate remedy pursuant to section 245.80 of this article. A certificate of compliance or statement of readiness shall be invalidated only upon a showing that no other remedy, pursuant to section 245.80 of this article, can sufficiently cure any prejudice resulting from the belated or missing disclosure.

§ 5. Subdivision 2 of section 245.55 of the criminal procedure law, as added by section 2 of part LLL of chapter 59 of the laws of 2019, is amended to read as follows:

2. Provision of law enforcement agency files. Absent a court order or a requirement that defense counsel obtain a security clearance mandated by law or authorized government regulation, upon request by the prosecution, each New York state and local law enforcement agency shall make available to the prosecution a complete copy of its complete records and files ~~[related]~~ relevant to the investigation of the case or the prosecution of the defendant for compliance with this article.

§ 6. Subdivision 3 of section 245.80 of the criminal procedure law, as added by section 2 of part LLL of chapter 59 of the laws of 2019, is amended to read as follows:

3. Consequences of non-disclosure of statement of testifying prosecution witness. The failure of the prosecutor or any agent of the prosecutor to disclose any written or recorded statement made by a prosecution witness which ~~[relates]~~ is relevant to the subject matter of the witness's testimony shall not constitute grounds for any court to order a new pre-trial hearing or set aside a conviction, or reverse, modify or vacate a judgment of conviction, in the absence of a showing by the defendant that there is a reasonable possibility that the non-disclosure materially contributed to the result of the trial or other proceeding; provided, however, that nothing in this section shall affect or limit any right the defendant may have to a reopened pre-trial hearing when such statements were disclosed before the close of evidence at trial.

§ 7. Paragraph (a) of subdivision 4 of section 30.30 of the criminal procedure law, as amended by section 1 of part KKK of chapter 59 of the laws of 2019, is amended to read as follows:

(a) a reasonable period of delay resulting from other proceedings concerning the defendant, including but not limited to: proceedings for the determination of competency and the period during which defendant is incompetent to stand trial; demand to produce; request for a bill of particulars; pre-trial motions; appeals; trial of other charges; ~~[and]~~ the period during which such matters are under consideration by the court; and unless the defendant waives their right to file a challenge to the people's discovery certificate of compliance pursuant to section 245.50 of this chapter, the period between the filing of the people's certificate of compliance and the court's decision on the defendant's challenge to the certificate of compliance; or

§ 8. Subdivision 5 of section 30.30 of the criminal procedure law, as amended by section 1 of part KKK of chapter 59 of the laws of 2019, is amended to read as follows:

5. Whenever pursuant to this section a prosecutor states or otherwise provides notice that the people are ready for trial, the court shall make inquiry on the record as to their actual readiness. If, after conducting its inquiry, the court determines that the people are not ready to proceed to trial, the prosecutor's statement or notice of readiness shall not be valid for purposes of this section. Any statement of trial readiness must be accompanied or preceded by a certification of good faith compliance with the disclosure requirements of section 245.20

1 of this chapter and the defense shall be afforded an opportunity to be
2 heard on the record as to whether the disclosure requirements have been
3 met. The court may deem the people not ready for trial if it finds that
4 the people's certificate of compliance was invalid and the defense shows
5 that it was prejudiced as a result of the people's non-disclosure or
6 belated disclosure of discoverable material or information and no other
7 remedy, pursuant to section 245.80 of this chapter, sufficiently cures
8 the prejudice. This subdivision shall not apply to cases where the
9 defense has waived disclosure requirements.

10 § 9. This act shall take effect immediately and shall apply to all
11 criminal proceedings initiated on or before such date.

12 PART C

13 Section 1. Section 3 of the public officers law is amended by adding
14 a new subdivision 9-a to read as follows:

15 9-a. The provisions of this section requiring a person to be a resi-
16 dent of the state shall not apply to any person employed as a correction
17 officer trainee or correction officer who is employed at a state correc-
18 tional facility.

19 § 2. Subdivision e of section 381-b of the retirement and social
20 security law, as amended by chapter 97 of the laws of 2008, is amended
21 to read as follows:

22 e. Mandatory retirement. A member subject to the provisions of this
23 section shall be retired on December thirty-first of the year in which
24 ~~[he or she]~~ such member attains ~~[sixty]~~ sixty-three years of age.

25 Notwithstanding the foregoing, any member in service in the division
26 on August fifteenth, two thousand seven, and who on that date was enti-
27 tled to receive retirement benefits on the thirty-first day of December
28 in the year in which ~~[he or she]~~ such member attained fifty-seven years
29 of age as provided in paragraph three of subdivision b of this section,
30 may elect to retain such entitlement, provided the member remains in
31 service on the thirtieth day of December in the year in which ~~[he or~~
32 ~~she]~~ such member attains fifty-seven years of age, and any member in
33 service in the division on August thirty-first, two thousand twenty-
34 five, and who on that date was entitled to receive retirement benefits
35 on the thirty-first day of December in the year in which such member
36 attained sixty years of age as provided in paragraph three of subdivi-
37 sion b of this section, may elect to retain such entitlement, provided
38 the member remains in service on the thirtieth day of December in the
39 year in which such member attains sixty years of age. The provisions of
40 this subdivision shall not apply to the superintendent.

41 § 3. Subdivision 3 of section 215 of the executive law, as amended by
42 chapter 478 of the laws of 2004, is amended to read as follows:

43 3. The sworn members of the New York state police shall be appointed
44 by the superintendent and permanent appointees may be removed by the
45 superintendent only after a hearing. No person shall be appointed to the
46 New York state police force as a sworn member unless ~~[he or she]~~ such
47 person shall be a citizen of the United States~~[, between the ages of~~
48 ~~twenty-one and twenty-nine years except that in the superintendent's~~
49 ~~discretion, the maximum age may be extended to thirty five years.~~
50 ~~Notwithstanding any other provision of law or any general or special law~~
51 ~~to the contrary the time spent on military duty, not exceeding a total~~
52 ~~of six years, shall be subtracted from the age of any applicant who has~~
53 ~~passed his or her twenty-ninth birthday, solely for the purpose of~~
54 ~~permitting qualification as to age and for no other purpose. Such limi-~~

~~tations as to age however shall not apply to persons appointed to the positions of counsel, first assistant counsel, assistant counsel, and assistant deputy superintendent for employee relations nor to any person appointed to the bureau of criminal investigation pursuant to section two hundred sixteen of this article nor shall any person]~~ who is at least twenty-one years of age. No person shall be appointed unless ~~[he or she]~~ such person has fitness and good moral character and shall have passed a physical and mental examination based upon standards provided by the rules and regulations of the superintendent. Appointments shall be made for a probationary period which, in the case of appointees required to attend and complete a basic training program at the state police academy, shall include such time spent attending the basic school and terminate one year after successful completion thereof. All other sworn members shall be subject to a probationary period of one year from the date of appointment. Following satisfactory completion of the probationary period the member shall be a permanent appointee. Voluntary resignation or withdrawal from the New York state police during such appointment shall be submitted to the superintendent for approval. Reasonable time shall be required to account for all equipment issued or for debts or obligations to the state to be satisfied. Resignation or withdrawal from the division during a time of emergency, so declared by the governor, shall not be approved if contrary to the best interest of the state and shall be a misdemeanor. No sworn member removed from the New York state police shall be eligible for reappointment. The superintendent shall make rules and regulations subject to approval by the governor for the discipline and control of the New York state police and for the examination and qualifications of applicants for appointment as members thereto and such examinations shall be held and conducted by the superintendent subject to such rules and regulations. The superintendent is authorized to charge a fee of twenty dollars as an application fee for any person applying to take a competitive examination for the position of trooper, and a fee of five dollars for any competitive examination for a civilian position. The superintendent shall promulgate regulations subject to the approval of the director of the budget, to provide for a waiver of the application fee when the fee would cause an unreasonable hardship on the applicant and to establish a fee schedule and charge fees for the use of state police facilities.

§ 4. Section 58 of the civil service law, as amended by chapter 560 of the laws of 1978, subdivisions 1 and 2 as amended by chapter 244 of the laws of 2013, paragraphs (c) and (d) of subdivision 1 as amended by section 16 and subdivision 5 as amended by section 17 of part BBB of chapter 59 of the laws of 2021, subdivision 1-b as added by chapter 1016 of the laws of 1983, subdivision 1-c as added by chapter 840 of the laws of 1985, subdivision 3 as amended by chapter 561 of the laws of 2015, subdivision 4 as separately amended by chapters 375 and 397 of the laws of 1990, paragraphs (a) and (b) of subdivision 4 as amended by chapter 561 of the laws of 2015, paragraph (c) of subdivision 4 as amended by chapter 190 of the laws of 2008, subparagraphs (ii) and (iv) of paragraph (c) of subdivision 4 as amended by section 58 of subpart B of part C of chapter 62 of the laws of 2011 and subdivision 6 as added by chapter 558 of the laws of 1979, is amended to read as follows:

§ 58. Requirements for ~~[provisional or permanent]~~ appointment of certain police officers. 1. Notwithstanding any other provision of this law or any general, special or local law to the contrary, no person shall be eligible for ~~[provisional or permanent]~~ appointment ~~[in the competitive class of the civil service]~~ as a police officer of the

1 department of environmental conservation or of any police force or
2 police department of any county, city, town, village, housing authority
3 or police district unless ~~[he or she]~~ **they** shall satisfy the following
4 basic requirements:

5 (a) ~~[he or she is]~~ **they are** not less than twenty years of age as of
6 the date of appointment ~~[nor more than thirty five years of age as of~~
7 ~~the date when the applicant takes the written examination, provided that~~
8 ~~the maximum age requirement of thirty five years of age as set forth in~~
9 ~~this paragraph shall not apply to eligible lists finalized pursuant to~~
10 ~~an examination administered prior to May thirty-first, nineteen hundred~~
11 ~~ninety nine or a police officer in the department of environmental~~
12 ~~conservation, provided, however, that:~~

13 ~~(i) time spent on military duty or on terminal leave, not exceeding a~~
14 ~~total of six years, shall be subtracted from the age of any applicant~~
15 ~~who has passed his or her thirty-fifth birthday as provided in subdivi-~~
16 ~~sion ten-a of section two hundred forty three of the military law;~~

17 ~~(ii) such maximum age requirement of thirty five years shall not apply~~
18 ~~to any police officer as defined in subdivision thirty four of section~~
19 ~~1.20 of the criminal procedure law, who was continuously employed by the~~
20 ~~Buffalo municipal housing authority between January first, two thousand~~
21 ~~five and June thirtieth, two thousand five and who takes the next writ-~~
22 ~~ten exam offered after the effective date of this subparagraph by the~~
23 ~~city of Buffalo civil service commission for employment as a police~~
24 ~~officer in the city of Buffalo police department, or June thirtieth, two~~
25 ~~thousand six, whichever is later; and~~

26 ~~(iii) such maximum age requirement of thirty five years shall not~~
27 ~~apply to any police officer of any county, town, city or village police~~
28 ~~force not otherwise provided for in this section if the eligible list~~
29 ~~has been exhausted and there are no other eligible candidates; provided,~~
30 ~~however, the police officer themselves are on the eligible list of such~~
31 ~~county, town, city or village and meet all other requirements of merit~~
32 ~~and fitness set forth by this chapter and do not exceed the maximum age~~
33 ~~of thirty-nine];~~

34 (b) ~~[he or she is]~~ **they are** a high school graduate or a holder of a
35 high school equivalency diploma issued by an education department of any
36 of the states of the United States or a holder of a comparable diploma
37 issued by any commonwealth, territory or possession of the United States
38 or by the Canal Zone or a holder of a report from the United States
39 armed forces certifying ~~[his or her]~~ **their** successful completion of the
40 tests of general educational development, high school level;

41 (c) ~~[he or she satisfies]~~ **they satisfy** the height, weight, physical
42 and psychological fitness requirements prescribed by the municipal
43 police training council pursuant to the provisions of section eight
44 hundred forty of the executive law; and

45 (d) ~~[he or she is]~~ **they are** of good moral character as determined in
46 accordance with the background investigation standards of the municipal
47 police training council pursuant to the provisions of section eight
48 hundred forty of the executive law.

49 1-b. Notwithstanding the provisions of any other section of law,
50 general, special or local, in political subdivisions maintaining a
51 police department serving a population of one hundred fifty thousand or
52 less, no person shall be eligible for appointment nor shall ~~[he or she]~~
53 **they** be appointed to any rank above the rank of police officer unless
54 ~~[he or she has]~~ **they have** been appointed a police officer from an eligi-
55 ble list established according to merit and fitness as provided by

1 section six of article five of the constitution of the state of New York
2 or has previously served as a member of the New York state police.

3 1-c. Notwithstanding the provisions of any other section of law,
4 general, special or local, any political subdivision maintaining a
5 police department serving a population of one hundred fifty thousand or
6 less and with positions for more than four full-time police officers,
7 shall maintain the office of chief of police.

8 2. The provisions of this section shall not prevent any county, city,
9 town, village, housing authority, transit authority, police district or
10 the department of environmental conservation from setting more restric-
11 tive requirements of eligibility for its police officers[~~, except the~~
12 ~~maximum age to be a police officer as provided in paragraph (a) of~~
13 ~~subdivision one of this section~~].

14 3. As used in this section, the term "police officer" means a police
15 officer in the department of environmental conservation, the state
16 university police, a member of the regional state park police or a
17 police force, police department, or other organization of a county,
18 city, town, village, housing authority, transit authority or police
19 district, who is responsible for the prevention and detection of crime
20 and the enforcement of the general criminal laws of the state, but shall
21 not include any person serving as such solely by virtue of [~~his or her~~]
22 occupying any other office or position, nor shall such term include a
23 sheriff, under-sheriff, commissioner of police, deputy or assistant
24 commissioner of police, chief of police, deputy or assistant chief of
25 police or any person having an equivalent title who is appointed or
26 employed to exercise equivalent supervisory authority.

27 4. (a) [~~Any person who has received provisional or permanent appoint-~~
28 ~~ment in the competitive class of the civil service as a police officer~~
29 ~~of the regional state park police, the state university of New York~~
30 ~~police, the department of environmental conservation or any police force~~
31 ~~or police department of any county, city, town, village, housing author-~~
32 ~~ity, transit authority or police district shall be eligible to resign~~
33 ~~from any police force or police department, and to be appointed as a~~
34 ~~police officer in the same or any other police force or police depart-~~
35 ~~ment without satisfying the age requirements set forth in paragraph (a)~~
36 ~~of subdivision one of this section at the time of such second or subse-~~
37 ~~quent appointment, provided such second or subsequent appointment occurs~~
38 ~~within thirty days of the date of resignation.~~

39 (b) Any person who has received permanent appointment in the compet-
40 itive class of the civil service as a police officer of the regional
41 state park police, the state university of New York police, the depart-
42 ment of environmental conservation or any police force or police depart-
43 ment of any county, city, town, village, housing authority, transit
44 authority or police district shall be eligible to resign from any police
45 force or police department and, subject to such civil service rules as
46 may be applicable, shall be eligible for reinstatement in the same
47 police force or police department or in any other police force or police
48 department to which [~~he or she was~~] they were eligible for transfer,
49 without satisfying the age requirements set forth in paragraph (a) of
50 subdivision one of this section at the time of such reinstatement,
51 provided such reinstatement occurs within one year of the date of resig-
52 nation.

53 [(c)] (b) (i) Legislative findings and declaration. The legislature
54 hereby finds and declares that it is frequently impracticable to ascer-
55 tain fitness for the positions of detective and investigator within
56 various police or sheriffs departments around the state by means of a

1 competitive examination due to the unique nature of the duties assigned
2 and the intangible personal qualities needed to perform such duties. The
3 legislature further finds that competitive examination has never been
4 employed in many police, correction or sheriffs departments, to ascer-
5 tain fitness for the positions of detective and investigator within such
6 police, correction or sheriffs departments; such fitness has always been
7 determined by evaluation of the capabilities of an individual (who has
8 in any case received permanent appointment to the position of police
9 officer, correction officer of any rank or deputy sheriff) by superviso-
10 ry personnel. The legislature further finds that an individual who
11 performs in an investigatory position in a manner sufficiently satisfac-
12 tory to the appropriate supervisors to hold such an assignment for a
13 period of eighteen months, has demonstrated fitness for the position of
14 detective or investigator within such police, correction or sheriffs
15 department at least as sufficiently as could be ascertained by means of
16 a competitive examination.

17 (ii) Notwithstanding any other provision of law, in any jurisdiction,
18 other than a city with a population of one million or more or the state
19 department of corrections and community supervision, which does not
20 administer examinations for designation to detective or investigator,
21 any person who has received permanent appointment to the position of
22 police officer, correction officer of any rank or deputy sheriff and is
23 temporarily assigned to perform the duties of detective or investigator
24 shall, whenever such assignment to the duties of a detective or investi-
25 gator exceeds eighteen months, be permanently designated as a detective
26 or investigator and receive the compensation ordinarily paid to persons
27 in such designation.

28 (iii) Nothing contained in subparagraph (ii) of this paragraph shall
29 be construed to limit any jurisdiction's ability to administer examina-
30 tions for appointment to the positions of detective and investigator,
31 provided however that any person temporarily assigned to perform the
32 duties of detective or investigator within the period commencing Septem-
33 ber twenty-third, nineteen hundred ninety-three through and including
34 the date upon which this paragraph shall have become a law and who has
35 not been designated as a detective or investigator and who has not been
36 subject to an examination for which there is a certified eligible list,
37 shall be permanently designated as a detective or investigator whenever
38 such assignment to the duties of detective or investigator exceeds eigh-
39 teen months.

40 (iv) Detectives and investigators designated since September twenty-
41 third, nineteen hundred ninety and prior to February twenty-fourth,
42 nineteen hundred ninety-five by any state, county, town, village or city
43 (other than a city with a population of one million or more or the state
44 department of corrections and community supervision) police, correction
45 or sheriffs department, pursuant to the provisions of this paragraph in
46 effect during such period, who continue to serve in such positions,
47 shall retain their detective or investigator status without any right to
48 retroactive financial entitlement.

49 5. The provisions of this section shall not apply to the investigatory
50 personnel of the office of the district attorney in any county, includ-
51 ing any county within the city of New York.

52 6. The provisions of this section shall not apply to any individual
53 holding the position of deputy sheriff in Westchester county prior to
54 July first, nineteen hundred seventy-nine upon the transfer of such
55 individual to service in the Westchester county department of public
56 safety services.

§ 5. This act shall take effect September 1, 2025.

PART D

Section 1. The penal law is amended by adding a new section 120.65 to read as follows:

§ 120.65 Domestic violence.

A person is guilty of domestic violence when such person:

1. commits a serious offense as defined in paragraph (c) of subdivision seventeen of section 265.00 of this part and the person against whom the offense is committed is a member of the same family or household as defined in subdivision one of section 530.11 of the criminal procedure law; or

2. commits the crime of assault in the third degree as defined in subdivisions one and two of section 120.00 of this article, or criminal obstruction of breathing or blood circulation as defined in section 121.11 of this title, forcible touching as defined in section 130.52 of this title, or sexual abuse in the second degree as defined in section 130.60 of this title, or sexual abuse in the third degree as defined in section 130.55 of this title, or unlawful imprisonment in the second degree as defined in section 135.05 of this title and the person against whom the offense is committed is a current or former spouse, parent, or guardian of the defendant, a person with whom the defendant shares a child in common, a person who is cohabiting with or has cohabited with the defendant as a spouse, parent, or guardian, or a person similarly situated to a spouse, parent, or guardian of the defendant.

Domestic violence is a class A misdemeanor.

§ 2. Subdivision 17 of section 265.00 of the penal law is amended by adding a new paragraph (d) to read as follows:

(d) domestic violence as defined by subdivision one of section 120.65 of the penal law.

§ 3. This act shall take effect on the one hundred eightieth day after it shall have become a law.

PART E

Section 1. Subparagraph (iv) of paragraph (d) of subdivision 1 of section 803 of the correction law, as separately amended by chapters 242 and 322 of the laws of 2021, is amended to read as follows:

(iv) Such merit time allowance may be granted when an incarcerated individual successfully participates in the work and treatment program assigned pursuant to section eight hundred five of this article and when such incarcerated individual obtains a general equivalency diploma, an alcohol and substance abuse treatment certificate, a vocational trade certificate following at least six months of vocational programming, at least eighteen credits in a program registered by the state education department from a degree-granting higher education institution or performs at least four hundred hours of service as part of a community work crew. The commissioner may designate additional programs and achievements for which merit time may be granted.

Such allowance shall be withheld for any serious disciplinary infraction or upon a judicial determination that the person, while an incarcerated individual, commenced or continued a civil action, proceeding or claim that was found to be frivolous as defined in subdivision (c) of section eight thousand three hundred three-a of the civil practice law and rules, or an order of a federal court pursuant to rule 11 of the

1 federal rules of civil procedure imposing sanctions in an action
2 commenced by a person, while an incarcerated individual, against a state
3 agency, officer or employee.

4 § 2. Subparagraph (xii) of paragraph (c) of subdivision 1 of section
5 803-b of the correction law, as amended by chapter 322 of the laws of
6 2021, is amended and a new subparagraph (xiii) is added to read as
7 follows:

8 (xii) receives a certificate from the food production center in an
9 assigned position following the completion of no less than eight hundred
10 hours of work in such position, and continues to work for an additional
11 eighteen months at the food production center[-]; or

12 (xiii) successfully completes a program of not less than eighteen
13 months as established by the commissioner.

14 § 3. This act shall take effect on the one hundred twentieth day
15 after it shall have become a law and shall apply to offenses committed
16 prior to, on or after the effective date of this act; provided that the
17 amendments to section 803 of the correction law made by section one of
18 this act shall be subject to the expiration and reversion of such
19 section pursuant to subdivision d of section 74 of chapter 3 of the laws
20 of 1995, as amended.

21

PART F

22 Section 1. Paragraph (a) of subdivision 2 of section 30.10 of the
23 criminal procedure law, as amended by chapter 315 of the laws of 2019,
24 is amended to read as follows:

25 (a) A prosecution for a class A felony, or rape in the first degree as
26 defined in section 130.35 of the penal law, or a crime defined or
27 formerly defined in section 130.50 of the penal law, or aggravated sexu-
28 al abuse in the first degree as defined in section 130.70 of the penal
29 law, or course of sexual conduct against a child in the first degree as
30 defined in section 130.75 of the penal law, or sex trafficking as
31 defined in section 230.34 of the penal law, or sex trafficking of a
32 child as defined in section 230.34-a of the penal law, or incest in the
33 first degree as defined in section 255.27 of the penal law may be
34 commenced at any time;

35 § 2. Subdivision (b) of section 208 of the civil practice law and
36 rules, as added by chapter 11 of the laws of 2019, is amended to read as
37 follows:

38 (b) Notwithstanding any provision of law which imposes a period of
39 limitation to the contrary and the provisions of any other law pertain-
40 ing to the filing of a notice of claim or a notice of intention to file
41 a claim as a condition precedent to commencement of an action or special
42 proceeding, with respect to all civil claims or causes of action brought
43 by any person for physical, psychological or other injury or condition
44 suffered by such person as a result of conduct which would constitute a
45 sexual offense as defined in article one hundred thirty of the penal law
46 committed against such person who was less than eighteen years of age,
47 sex trafficking as defined in section 230.34 of the penal law committed
48 against such person who was less than eighteen years of age, sex traf-
49 ficking of a child as defined in section 230.34-a of the penal law,
50 incest as defined in section 255.27, 255.26 or 255.25 of the penal law
51 committed against such person who was less than eighteen years of age,
52 or the use of such person in a sexual performance as defined in section
53 263.05 of the penal law, or a predecessor statute that prohibited such
54 conduct at the time of the act, which conduct was committed against such

1 person who was less than eighteen years of age, such action may be
2 commenced, against any party whose intentional or negligent acts or
3 omissions are alleged to have resulted in the commission of said
4 conduct, on or before the plaintiff or infant plaintiff reaches the age
5 of fifty-five years. In any such claim or action, in addition to any
6 other defense and affirmative defense that may be available in accord-
7 ance with law, rule or the common law, to the extent that the acts
8 alleged in such action are of the type described in subdivision one of
9 section 130.30 of the penal law or formerly defined in subdivision one
10 of section 130.45 of the penal law, the affirmative defenses set forth,
11 respectively, in the closing paragraph of such sections of the penal law
12 shall apply.

13 § 3. Section 213-c of the civil practice law and rules, as amended by
14 chapter 23 of the laws of 2024, is amended to read as follows:

15 § 213-c. Action by victim of conduct constituting certain sexual
16 offenses. Notwithstanding any other limitation set forth in this arti-
17 cle, except as provided in subdivision (b) of section two hundred eight
18 of this article, all civil claims or causes of action brought by any
19 person for physical, psychological or other injury or condition suffered
20 by such person as a result of conduct which would constitute rape in the
21 first degree as defined in section 130.35 of the penal law, or rape in
22 the second degree as defined in subdivision four, five or six of section
23 130.30 of the penal law, or rape in the second degree as defined in
24 former subdivision two of section 130.30 of the penal law, or rape in
25 the third degree as defined in subdivision one, two, three, seven, eight
26 or nine of section 130.25 of the penal law, or a crime formerly defined
27 in section 130.50 of the penal law, or a crime formerly defined in
28 subdivision two of section 130.45 of the penal law, or a crime formerly
29 defined in subdivision one or three of section 130.40 of the penal law,
30 or incest in the first degree as defined in section 255.27 of the penal
31 law, or incest in the second degree as defined in section 255.26 of the
32 penal law (where the crime committed is rape in the second degree as
33 defined in subdivision four, five or six of section 130.30 of the penal
34 law, or rape in the second degree as formerly defined in subdivision two
35 of section 130.30 of the penal law, or a crime formerly defined in
36 subdivision two of section 130.45 of the penal law), or aggravated sexu-
37 al abuse in the first degree as defined in section 130.70 of the penal
38 law, or course of sexual conduct against a child in the first degree as
39 defined in section 130.75 of the penal law, or sex trafficking as
40 defined in section 230.34 of the penal law, or sex trafficking of a
41 child as defined in section 230.34-a of the penal law may be brought
42 against any party whose intentional or negligent acts or omissions are
43 alleged to have resulted in the commission of the said conduct, within
44 twenty years. Nothing in this section shall be construed to require that
45 a criminal charge be brought or a criminal conviction be obtained as a
46 condition of bringing a civil cause of action or receiving a civil judg-
47 ment pursuant to this section or be construed to require that any of the
48 rules governing a criminal proceeding be applicable to any such civil
49 action.

50 § 4. Paragraph (b) of subdivision 8 of section 50-e of the general
51 municipal law, as amended by chapter 153 of the laws of 2024, is amended
52 to read as follows:

53 (b) This section shall not apply to: (i) any claim made for physical,
54 psychological, or other injury or condition suffered as a result of
55 conduct which would constitute a sexual offense as defined in article
56 one hundred thirty of the penal law committed against a child less than

eighteen years of age, sex trafficking as defined in section 230.34 of the penal law committed against a child less than eighteen years of age, sex trafficking of a child as defined in section 230.34-a of the penal law, incest as defined in section 255.27, 255.26 or 255.25 of the penal law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the penal law committed against a child less than eighteen years of age; or

(ii) any civil claim or cause of action revived pursuant to section two hundred fourteen-j of the civil practice law and rules.

§ 5. Subdivision 5 of section 50-i of the general municipal law, as added by chapter 11 of the laws of 2019, is amended to read as follows:

5. Notwithstanding any provision of law to the contrary, this section shall not apply to any claim made against a city, county, town, village, fire district or school district for physical, psychological, or other injury or condition suffered as a result of conduct which would constitute a sexual offense as defined in article one hundred thirty of the penal law committed against a child less than eighteen years of age, sex trafficking as defined in section 230.34 of the penal law committed against a child less than eighteen years of age, sex trafficking of a child as defined in section 230.34-a of the penal law, incest as defined in section 255.27, 255.26 or 255.25 of the penal law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the penal law committed against a child less than eighteen years of age.

§ 6. Subdivision 10 of section 10 of the court of claims act, as amended by chapter 153 of the laws of 2024, is amended to read as follows:

10. Notwithstanding any provision of law to the contrary, this section shall not apply to: (i) any claim to recover damages for physical, psychological, or other injury or condition suffered as a result of conduct which would constitute a sexual offense as defined in article one hundred thirty of the penal law committed against a child less than eighteen years of age, sex trafficking as defined in section 230.34 of the penal law committed against a child less than eighteen years of age, sex trafficking of a child as defined in section 230.34-a of the penal law, incest as defined in section 255.27, 255.26 or 255.25 of the penal law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the penal law committed against a child less than eighteen years of age; or

(ii) any civil claim or cause of action revived pursuant to section two hundred fourteen-j of the civil practice law and rules.

§ 7. Subdivision 2 of section 3813 of the education law, as amended by chapter 153 of the laws of 2024, is amended to read as follows.

2. Notwithstanding anything to the contrary hereinbefore contained in this section, no action or special proceeding founded upon tort shall be prosecuted or maintained against any of the parties named in this section or against any teacher or member of the supervisory or administrative staff or employee where the alleged tort was committed by such teacher or member or employee acting in the discharge of ~~his~~ their duties within the scope of ~~his~~ their employment and/or under the direction of the board of education, trustee or trustees, or governing body of the school unless a notice of claim shall have been made and served in compliance with section fifty-e of the general municipal law. Every such action shall be commenced pursuant to the provisions of

section fifty-i of the general municipal law; provided, however, that this section shall not apply to: (i) any claim to recover damages for physical, psychological, or other injury or condition suffered as a result of conduct which would constitute a sexual offense as defined in article one hundred thirty of the penal law committed against a child less than eighteen years of age, sex trafficking as defined in section 230.34 of the penal law committed against a child less than eighteen years of age, sex trafficking of a child as defined in section 230.34-a of the penal law, incest as defined in section 255.27, 255.26 or 255.25 of the penal law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the penal law committed against a child less than eighteen years of age; or

(ii) any civil claim or cause of action revived pursuant to section two hundred fourteen-j of the civil practice law and rules.

§ 8. Severability. If any clause, sentence, paragraph, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid and after exhaustion of all further judicial review, the judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part of this act directly involved in the controversy in which the judgment shall have been rendered.

§ 9. This act shall take effect immediately and shall apply to acts or omissions occurring on or after such effective date and to acts or omissions occurring prior to such effective date where the applicable statute of limitations in effect on the date of such act or omission has not yet expired.

PART G

Section 1. Paragraphs (i), (j) and (k) of subdivision 1 of section 624 of the executive law, paragraph (i) as amended by section 9 of part A-1 of chapter 56 of the laws of 2010, paragraph (j) as amended by chapter 427 of the laws of 1999, paragraph (k) as amended by chapter 117 of the laws of 2017, are amended and a new paragraph (l) is added to read as follows:

(i) a surviving spouse of a crime victim who died from causes not directly related to the crime when such victim died prior to filing a claim with the office or subsequent to filing a claim but prior to the rendering of a decision by the office. Such award shall be limited to out-of-pocket loss incurred as a direct result of the crime; ~~and~~

(j) a spouse, child or stepchild of a victim of a crime who has sustained personal physical injury as a direct result of a crime~~[-]~~;

(k) a surviving spouse, grandparent, parent, stepparent, guardian, ~~brother, sister, stepbrother, stepsister,~~ sibling, stepsibling, child, stepchild, or grandchild of a victim of a crime who died as a direct result of such crime and where such crime occurred in the residence shared by such family member or members and the victim~~[-]~~; and

(l) any person not otherwise eligible under this subdivision who has paid for or incurred the crime scene cleanup expenses, provided that such person shall only be eligible to receive an award under this article for crime scene cleanup.

§ 2. Subdivisions 2, 5, 9 and 18 of section 631 of the executive law, subdivision 2 as amended by chapter 233 of the laws of 2020, subdivision 5 as amended by section 22 of part A-1 of chapter 56 of the laws of 2010, paragraph (e) of subdivision 5 as amended by chapter 70 of the

1 laws of 2020, paragraph (f) of subdivision 5 as added by section 5 of
2 part H of chapter 55 of the laws of 2017, paragraph (g) of subdivision 5
3 as added by chapter 494 of the laws of 2018, subdivision 9 as amended by
4 section 1 of part I of chapter 55 of the laws of 2022, and subdivision
5 18 as added by chapter 119 of the laws of 2013, are amended to read as
6 follows:

7 2. Any award made pursuant to this article shall be in an amount not
8 exceeding out-of-pocket expenses, including indebtedness reasonably
9 incurred for medical or other services necessary as a result of the
10 injury upon which the claim is based; loss of earnings or support
11 resulting from such injury not to exceed thirty thousand dollars; loss
12 of savings not to exceed thirty thousand dollars; burial expenses not
13 exceeding ~~[six]~~ twelve thousand dollars of a victim who died on or after
14 November first, nineteen ninety-six as a direct result of a crime; the
15 costs of crime scene cleanup and securing of a crime scene not exceeding
16 twenty-five hundred dollars; reasonable relocation expenses not exceed-
17 ing twenty-five hundred dollars; reasonable employment-related transpor-
18 tation expenses, not exceeding twenty-five hundred dollars and the unre-
19 imburSED cost of repair or replacement of articles of essential personal
20 property lost, damaged or destroyed as a direct result of the crime. An
21 award for loss of earnings shall include earnings lost by a parent or
22 guardian as a result of the hospitalization of a child victim under age
23 eighteen for injuries sustained as a direct result of a crime. In addi-
24 tion to the medical or other services necessary as a result of the inju-
25 ry upon which the claim is based, an award may be made for rehabilita-
26 tive occupational training for the purpose of job retraining or similar
27 employment-oriented rehabilitative services based upon the claimant's
28 medical and employment history. For the purpose of this subdivision,
29 rehabilitative occupational training shall include but not be limited to
30 educational training and expenses. An award for rehabilitative occupa-
31 tional training may be made to a victim, or to a family member of a
32 victim where necessary as a direct result of a crime. An award for
33 employment-related transportation expenses shall be limited to the time
34 period necessary due to the personal physical injuries sustained as a
35 direct result of the crime upon which the claim is based, as determined
36 by the medical information collected during the investigation of the
37 claim.

38 5. (a) ~~[In]~~ Except as provided in paragraph (g) of this subdivision,
39 in determining the amount of an award, the office shall determine wheth-
40 er, because of ~~[his]~~ such victim's conduct, the victim of such crime
41 contributed to the infliction of ~~[his]~~ such victim's injury, and the
42 office shall reduce the amount of the award or reject the claim alto-
43 gether, in accordance with such determination.

44 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
45 sion, the office shall disregard for this purpose the responsibility of
46 the victim for ~~[his]~~ such victim's own injury where the record shows
47 that the person injured was acting as a good samaritan, as defined in
48 this article.

49 (c) Notwithstanding any inconsistent provision of this article, where
50 the person injured acted as a good samaritan, the office may, without
51 regard to the financial difficulty of the claimant, make an award for
52 out-of-pocket losses. Such award may also include compensation for any
53 loss of property up to five thousand dollars suffered by the victim
54 during the course of ~~[his]~~ such victim's actions as a good samaritan.

55 (d) Notwithstanding any inconsistent provision of this article, where
56 a person acted as a good samaritan, and was killed as a direct result of

1 the crime, the office may, without regard to the financial difficulty of
2 the claimant, make a lump sum award to such claimant for actual loss of
3 support not to exceed thirty thousand dollars.

4 (e) Notwithstanding any inconsistent provision of this article, where
5 a police officer or firefighter, both paid and volunteer, dies from
6 injuries received in the line of duty as a direct result of a crime, the
7 office may, without regard to the financial difficulty of the claimant,
8 make an award for the unreimbursed counseling expenses of the eligible
9 spouse, domestic partner, parents, [~~brothers, sisters~~] siblings or chil-
10 dren of such victim, and/or the reasonable burial expenses incurred by
11 the claimant.

12 (f) Notwithstanding the provisions of paragraph (a) of this subdivi-
13 sion, the office shall disregard for this purpose the responsibility of
14 the victim for [~~his or her~~] such victim's own loss of savings.

15 (g) Notwithstanding the provisions of paragraph (a) of this subdivi-
16 sion, when determining a claim made by a person eligible under paragraph
17 (b), (c) or (d) of subdivision one of section six hundred twenty-four of
18 this article, if the crime upon which the claim is based resulted in the
19 death of the victim, the office shall [~~determine~~] not consider whether,
20 because of [~~his or her~~] their conduct, the victim of such crime contrib-
21 uted to [~~the infliction of his or her injury, and the office may reduce~~
22 ~~the amount of the award by no more than fifty percent, in accordance~~
23 ~~with such determination~~] their death.

24 9. (a) Any award made for the cost of repair or replacement of essen-
25 tial personal property, including cash losses of essential personal
26 property, shall be limited to an amount of twenty-five hundred dollars,
27 except that all cash losses of essential personal property shall be
28 limited to the amount of one hundred dollars. In the case of medically
29 necessary life-sustaining equipment which was lost or damaged as the
30 direct result of a crime, the award shall be limited to the amount of
31 ten thousand dollars.

32 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
33 sion, in the case of cash losses which were the result of an act or
34 series of acts of larceny as defined in article one hundred fifty-five
35 of the penal law, perpetrated by the same actor indicated by a report or
36 reports obtained from a criminal justice agency as defined in subdivi-
37 sion one of this section, and a receipt, receipts or similar documenta-
38 tion is provided showing such cash loss or losses, a single claim may be
39 filed and an award may be made for cash losses of essential personal
40 property for each act up to a cumulative amount of no more than twenty-
41 five hundred dollars.

42 18. Notwithstanding any inconsistent provision of this article and
43 subject to any applicable maximum award limitations contained in this
44 section, where a victim has died as a direct result of the crime upon
45 which the claim is based and the crime occurred in the residence of a
46 person eligible pursuant to [~~paragraph~~] paragraphs (k) and (l) of subdivi-
47 sion one of section six hundred twenty-four of this article, the
48 office may make no more than one award for crime scene clean-up related
49 to such residence.

50 § 3. Subdivision 10 of section 621 of the executive law, as added by
51 chapter 688 of the laws of 1985, is amended to read as follows:

52 10. "Disabled victim" shall mean a person who has [~~(a)~~] a physical,
53 mental or medical impairment [~~from anatomical, physiological or neuro-~~
54 ~~logical conditions~~], as evidenced by medical records, which prevents the
55 exercise of a normal bodily function [~~or is demonstrable by medically~~
56 ~~accepted clinical or laboratory diagnostic techniques or (b) a record of~~

1 ~~such an impairment or (c) a condition regarded by others as such an~~
2 ~~impairment]~~ at the time of the crime.

3 § 4. Subdivision 2 of section 630 of the executive law, as amended by
4 chapter 494 of the laws of 2018, is amended to read as follows:

5 2. Notwithstanding the provisions of subdivision one of this section,
6 if the crime upon which the claim is based resulted in the death of the
7 victim, and it appears to the office that such claim is one with respect
8 to which an award probably will be made, and undue hardship will result
9 to the claimant if immediate payment is not made, the office may make
10 one or more emergency awards to the claimant for reasonable burial
11 expenses pending a final decision of the office or payment of an award
12 in the case; provided, however, that the total amount of an emergency
13 award or awards for reasonable burial expenses shall not exceed [~~three~~
14 six] thousand dollars. The amount of such emergency award or awards shall
15 be deducted from any final award made to the claimant, and the excess of
16 the amount of any such award or awards over the amount of the final
17 award, of the full amount of an emergency award or awards if no final
18 award is made, shall be repaid by the claimant to the office.

19 § 5. This act shall take effect on the one hundred eightieth day after
20 it shall have become a law and shall apply to all claims filed on or
21 after such effective date.

22 PART H

23 Section 1. Subdivision 13 of section 631 of the executive law, as
24 amended by section 3 of subpart S of part XX of chapter 55 of the laws
25 of 2020, is amended to read as follows:

26 13. (a) Notwithstanding any other provision of law, rule, or regu-
27 lation to the contrary, when any New York state accredited hospital,
28 accredited sexual assault examiner program, or licensed health care
29 provider furnishes services to any sexual assault survivor, including
30 but not limited to a health care forensic examination in accordance with
31 the sex offense evidence collection protocol and standards established
32 by the department of health, such hospital, sexual assault examiner
33 program, or licensed healthcare provider shall provide such services to
34 the person without charge and shall bill the office directly. The
35 office, in consultation with the department of health, shall define the
36 specific services to be covered by the sexual assault forensic exam
37 reimbursement fee, which must include at a minimum forensic examiner
38 services, hospital or healthcare facility services related to the exam,
39 and any necessary related laboratory tests or pharmaceuticals based upon
40 the department of health's Medicaid reimbursement rates; including but
41 not limited to HIV post-exposure prophylaxis provided by a hospital
42 emergency room at the time of the forensic rape examination pursuant to
43 paragraph (c) of subdivision one of section twenty-eight hundred five-i
44 of the public health law. [~~For a person eighteen years of age or older,~~
45 ~~follow-up HIV post-exposure prophylaxis costs shall continue to be reim-~~
46 ~~bursed according to established office procedure.~~] The office, in
47 consultation with the department of health, shall also generate the
48 necessary [~~regulations and~~] forms for the direct reimbursement procedure
49 and regulations setting the usual and customary rates for the itemized
50 charges related to an exam of a sexual assault survivor.

51 (b) The rate for reimbursement shall be the amount of itemized charg-
52 es, to be reimbursed at the [~~Medicaid rate and~~] usual and customary
53 rates as established pursuant to this subdivision and which shall
54 cumulatively not exceed (1) eight hundred dollars for an exam of a sexu-

1 al assault survivor where no sexual offense evidence collection kit is
2 used; (2) one thousand two hundred dollars for an exam of a sexual
3 assault survivor where a sexual offense evidence collection kit is used;
4 ~~and~~ (3) ~~[one thousand five hundred dollars for an exam of a sexual~~
5 ~~assault survivor who is eighteen years of age or older, with or without~~
6 ~~the use of a sexual offense evidence collection kit, and with the~~
7 ~~provision of a necessary HIV post-exposure prophylaxis seven day starter~~
8 ~~pack; and (4)]~~ two thousand five hundred dollars for an exam of a sexual
9 assault survivor ~~[who is less than eighteen years of age]~~, with or with-
10 out the use of a sexual offense evidence collection kit, and with the
11 provision of the full regimen of necessary HIV post-exposure prophylax-
12 is. The hospital, sexual assault examiner program, or licensed health
13 care provider must accept this fee as payment in full for these speci-
14 fied services. No additional billing of the survivor for said services
15 is permissible. A sexual assault survivor may voluntarily assign any
16 private insurance benefits to which ~~[she or he is]~~ they are entitled for
17 the healthcare forensic examination, in which case the hospital or
18 healthcare provider may not charge the office; provided, however, in the
19 event the sexual assault survivor assigns any private health insurance
20 benefit, such coverage shall not be subject to annual deductibles or
21 coinsurance or balance billing by the hospital, sexual assault examiner
22 program or licensed health care provider. A hospital, sexual assault
23 examiner program or licensed health care provider shall, at the time of
24 the initial visit, request assignment of any private health insurance
25 benefits to which the sexual assault survivor is entitled on a form
26 prescribed by the office; provided, however, such sexual assault survi-
27 vor shall be advised orally and in writing that ~~[he or she]~~ they may
28 decline to provide such information regarding private health insurance
29 benefits if ~~[he or she believes]~~ they believe that the provision of such
30 information would substantially interfere with ~~[his or her]~~ their
31 personal privacy or safety and in such event, the sexual assault foren-
32 sic exam fee shall be paid by the office. Such sexual assault survivor
33 shall also be advised that providing such information may provide addi-
34 tional resources to pay for services to other sexual assault victims.
35 Such sexual assault survivor shall also be advised that the direct
36 reimbursement program established by this subdivision does not automat-
37 ically make them eligible for any other compensation benefits available
38 from the office including, but not limited to, reimbursement for mental
39 health counseling expenses, relocation expenses, and loss of earnings,
40 and that such compensation benefits may only be made available to them
41 should the sexual assault survivor or other person eligible to file
42 pursuant to section six hundred twenty-four of this article, file a
43 compensation application with the office. If ~~[he or she]~~ such sexual
44 assault survivor declines to provide such health insurance information,
45 ~~[he or she]~~ they shall indicate such decision on the form provided by
46 the hospital, sexual assault examiner program or licensed health care
47 provider, which form shall be prescribed by the office.

48 § 2. Paragraph (c) of subdivision 1 of section 2805-i of the public
49 health law, as amended by section 1 of subpart S of part XX of chapter
50 55 of the laws of 2020, is amended to read as follows:

51 (c) offering and making available appropriate HIV post-exposure treat-
52 ment therapies; including ~~[a seven day starter pack of HIV post-exposure~~
53 ~~prophylaxis for a person eighteen years of age or older, or]~~ the full
54 regimen of HIV post-exposure prophylaxis ~~[for a person less than eigh-~~
55 ~~teen years of age,]~~ in cases where it has been determined, in accordance
56 with guidelines issued by the commissioner, that a significant exposure

1 to HIV has occurred, and informing the victim that payment assistance
2 for such therapies and other crime related expenses may be available
3 from the office of victim services pursuant to the provisions of article
4 twenty-two of the executive law. With the consent of the victim of a
5 sexual assault, the hospital emergency room department shall provide or
6 arrange for an appointment for medical follow-up related to HIV post-ex-
7 posure prophylaxis and other care as appropriate; and

8 § 3. This act shall take effect on the two hundred seventieth day
9 after it shall have become a law and apply to all exams performed on or
10 after such effective date. Effective immediately, the addition, amend-
11 ment and/or repeal of any rule or regulation necessary for the implemen-
12 tation of this act on its effective date are authorized to be made and
13 completed on or before such effective date.

14 PART I

15 Section 1. Subdivision 4 of section 349-a of the social services law
16 is REPEALED.

17 § 2. Subdivision 5 of section 349-a of the social services law, as
18 added by section 36 of part B of chapter 436 of the laws of 1997, is
19 amended to read as follows:

20 ~~[5. Upon a determination that the individual's allegation is credible]~~
21 4. Following referral to a domestic violence liaison, (a) the individual
22 shall be informed by the domestic violence liaison of services, which
23 shall be available on a voluntary basis; and (b) the domestic violence
24 liaison shall conduct an assessment to determine if and to what extent
25 domestic violence is a barrier to the individual's compliance with
26 public assistance requirements or to employment and such assessment
27 shall be based upon an attestation or the relevant information and
28 corroborating evidence provided by the individual alleging such abuse;
29 and (c) the domestic violence liaison shall ~~[assess the need for]~~ grant
30 any appropriate waivers of such program requirements based on such
31 assessment. Such waivers shall, to the extent permitted by federal law,
32 include, but not be limited to, residency requirements, child support
33 cooperation requirements and employment and training requirements;
34 provided, however, that exemptions from the sixty month limit on receipt
35 of benefits under the federal temporary assistance to needy families
36 block grant program shall be available only when the individual would
37 not be required to participate in work or training activities because of
38 an independently verified physical or mental impairment resulting from
39 domestic violence, anticipated to last for three months or longer, or if
40 the individual is unable to work because of the need to care for a
41 dependent child who is disabled as a result of domestic violence.
42 Provided, however, that pursuant to section one hundred forty-two of the
43 welfare reform act of 1997 victims of domestic violence may be exempted
44 from the application of subdivision two of section three hundred forty-
45 nine of this article on the basis of hardship.

46 § 3. Subdivisions 6 and 7 of section 349-a of the social services law
47 are renumbered subdivisions 5 and 6 and a new subdivision 7 is added to
48 read as follows:

49 7. When used in this section, the term statewide domestic violence
50 advocacy groups shall mean an organization designated by the federal
51 department of health and human services to coordinate statewide improve-
52 ments within local communities, social services systems, and programming
53 regarding the prevention and intervention of domestic violence in New
54 York state.

§ 4. This act shall take effect on the two hundred seventieth day after it shall have become a law.

PART J

Section 1. The state finance law is amended by adding a new section 139-m to read as follows:

§ 139-m. Statement on gender-based violence and the workplace, in bids. 1. (a) Every bid hereafter made to the state or any public department or agency thereof, where competitive bidding is required by statute, rule or regulation, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalty of perjury:

"By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing gender-based violence and the workplace and has provided such policy to all of its employees, directors and board members. Such policy shall, at a minimum, meet the requirements of subdivision 11 of section five hundred seventy-five of the executive law."

(b) Every bid hereafter made to the state or any public department or agency thereof, where competitive bidding is not required by statute, rule or regulation, for work or services performed or to be performed or goods sold or to be sold, may contain, at the discretion of the department, agency or official, the certification required pursuant to paragraph (a) of this subdivision.

2. Notwithstanding the foregoing, the statement required by paragraph (a) of subdivision one of this section may be submitted electronically in accordance with the provisions of subdivision seven of section one hundred sixty-three of this chapter.

3. A bid shall not be considered for award, nor shall any award be made to a bidder who has not complied with subdivision one of this section; provided, however, that if the bidder cannot make the foregoing certification, such bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor.

4. Any bid hereafter made to the state or any public department, agency or official thereof, by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where such bid contains the statement required by subdivision one of this section, shall be deemed to have been authorized by the board of directors of such bidder, and such authorization shall be deemed to include the signing and submission of such bid and the inclusion therein of such statement as the act and deed of the corporation.

§ 2. Subdivisions 7 and 7-a of section 163 of the state finance law, subdivision 7 as amended and subdivision 7-a as added by section 3 of part R of chapter 55 of the laws of 2023, are amended to read as follows:

7. Method of procurement. Consistent with the requirements of subdivisions three and four of this section, state agencies shall select among permissible methods of procurement including, but not limited to, an invitation for bid, request for proposals or other means of solicitation pursuant to guidelines issued by the state procurement council. State agencies may accept bids electronically including submission of the statement of non-collusion required by section one hundred thirty-nine-d

1 of this chapter, and the statement of certification required by section
2 one hundred thirty-nine-l and section one hundred thirty-nine-m of this
3 chapter. Except where otherwise provided by law, procurements shall be
4 competitive, and state agencies shall conduct formal competitive
5 procurements to the maximum extent practicable. State agencies shall
6 document the determination of the method of procurement and the basis of
7 award in the procurement record. Where the basis for award is the best
8 value offer, the state agency shall document, in the procurement record
9 and in advance of the initial receipt of offers, the determination of
10 the evaluation criteria, which whenever possible, shall be quantifiable,
11 and the process to be used in the determination of best value and the
12 manner in which the evaluation process and selection shall be conducted.

13 7-a. Notwithstanding the electronic bid provisions set forth in subdivi-
14 sion seven of this section, starting April first, two thousand twen-
15 ty-three, and ending March thirty-first, two thousand twenty-seven,
16 state agencies may require electronic submission as the sole method for
17 the submission of bids for commodity, service and technology contracts,
18 including submission of the statement of non-collusion required by
19 section one hundred thirty-nine-d of this chapter, and the statement of
20 certification required by section one hundred thirty-nine-l and section
21 one hundred thirty-nine-m of this chapter, and may require electronic
22 signatures on all documents required for submission of a bid, any
23 resulting contracts, and required submissions during the term of any
24 contract. Prior to requiring the electronic submission of bids, the
25 agency shall make a determination, which shall be documented in the
26 procurement record, that electronic submission affords a fair and equal
27 opportunity for offerers to submit responsive offers, and that the elec-
28 tronic signature complies with the provisions of article three of the
29 state technology law.

30 § 3. The executive law is amended by adding a new section 170-i to
31 read as follows:

32 § 170-i. Gender-based violence and the workplace. 1. Each state agen-
33 cy shall formulate and issue a gender-based violence and the workplace
34 policy for such agency. In formulating such policy, the state agency
35 shall refer to the model gender-based violence and the workplace policy
36 distributed by the office for the prevention of domestic violence pursu-
37 ant to subdivision eleven of section five hundred seventy-five of this
38 chapter, and adopt its provisions as appropriate.

39 2. Each state agency shall designate at least one domestic violence
40 agency liaison who shall ensure agency compliance with the domestic
41 violence provisions of the gender-based violence and the workplace poli-
42 cy, be trained to assist victimized employees, and serve as the primary
43 contact for the policy distributed by the agency.

44 3. Each state agency, in formulating or revising its gender-based
45 violence and the workplace policy, shall give due regard to the impor-
46 tance of increasing awareness of gender-based violence and informing
47 employees of available resources for assistance; clearly specifying how
48 to reach the domestic violence agency liaison; ensuring that personnel
49 policies and procedures are fair to domestic and gender-based violence
50 victims and survivors, and responsive to their needs; developing work-
51 place safety response plans; complying with state and federal law
52 including restrictions of possession of firearms by a person convicted
53 of a domestic violence related crime or subject to an order of
54 protection; encouraging and promoting gender-based violence education
55 and training for employees; and holding accountable employees who misuse
56 state resources or authority or violate their job duties in committing

1 an act of gender-based violence. Each state agency, when it issues its
2 gender-based violence and the workplace policy, shall provide a copy of
3 that policy and the information for its designated domestic violence
4 agency liaison to the office for the prevention of domestic violence,
5 and shall notify the office of any subsequent modifications of the poli-
6 cy or the contact information for the domestic violence agency liaison.

7 4. (a) Every covered employee shall participate in a gender-based
8 violence and the workplace training developed by the office for the
9 prevention of domestic violence and made available on the statewide
10 learning management system annually.

11 (b) As used in this subdivision, "covered employee" shall mean all
12 officers and employees working in the executive chamber in the office of
13 the governor and New York State agencies who supervise other officers
14 and employees, who serve as the domestic violence agency liaison, or who
15 are employed in a human resources position. "Officers and employees"
16 shall have the meaning given to "state officer or employee" in section
17 seventy-three of the public officers law.

18 5. Each state agency shall cooperate with the office for the
19 prevention of domestic violence and furnish such information, reporting,
20 and assistance as the office determines is reasonably necessary to
21 accomplish the purposes of this section.

22 § 4. Section 575 of the executive law is amended by adding a new
23 subdivision 11 to read as follows:

24 11. Gender-based violence and the workplace policies. The office shall
25 consult with the division of human rights, department of labor, an
26 organization designated by the federal department of health and human
27 services to coordinate statewide improvements within local communities,
28 social services systems, and programming regarding the prevention and
29 intervention of domestic violence in New York state, and an organization
30 designated by the federal department of justice to provide direct
31 support to member rape and crisis centers in New York state through
32 funding, training and technical assistance, public awareness, and public
33 policy advocacy to create and publish a model gender-based violence and
34 the workplace policy that employers may utilize in their adoption of a
35 gender-based violence and the workplace policy required by section one
36 hundred thirty-nine-m of the state finance law. The office shall also
37 publish a model gender-based violence and the workplace policy for exec-
38 utive agencies that such agencies may utilize in their adoption of a
39 gender-based violence and the workplace policy required by section one
40 hundred seventy-i of this chapter. Such model gender-based violence and
41 the workplace policy shall be publicly available and posted on the
42 websites of the office, the department of labor and the division of
43 human rights.

44 § 5. This act shall take effect on the one hundred eightieth day after
45 it shall have become a law; provided, however, that the amendments to
46 section 163 of the state finance law made by section two of this act
47 shall not affect the repeal of such section and shall be deemed repealed
48 therewith.

49 PART K

50 Section 1. The general municipal law is amended by adding a new arti-
51 cle 19-C to read as follows:

52 ARTICLE 19-C

53 CYBERSECURITY INCIDENT REPORTING REQUIREMENTS FOR MUNICIPAL CORPORATIONS
54 Section 995-a. Definitions.

995-b. Reporting of cybersecurity incidents.

995-c. Notice and explanation of ransom payment.

§ 995-a. Definitions. For the purposes of this article: 1. "Cybersecurity incident" means an event occurring on or conducted through a computer network that actually or imminently jeopardizes the integrity, confidentiality, or availability of computers, information or communications systems or networks, physical or virtual infrastructure controlled by computers or information systems, or information resident thereon.

2. "Cyber threat" means any circumstance or event with the potential to adversely impact organizational operations, organizational assets, or individuals through an information system via unauthorized access, destruction, disclosure, modification of information, and/or denial of service.

3. "Cyber threat indicator" means information that is necessary to describe or identify:

(a) malicious reconnaissance, including anomalous patterns of communications that appear to be transmitted for the purpose of gathering technical information related to a cybersecurity threat or security vulnerability;

(b) a method of defeating a security control or exploitation of a security vulnerability;

(c) a security vulnerability, including anomalous activity that appears to indicate the existence of a security vulnerability;

(d) a method of causing a user with legitimate access to an information system or information that is stored on, processed by, or transiting an information system to unwittingly enable the defeat of a security control or exploitation of a security vulnerability;

(e) malicious cyber command and control;

(f) the actual or potential harm caused by an incident, including a description of the information exfiltrated as a result of a particular cybersecurity threat;

(g) any other attribute of a cybersecurity threat, if disclosure of such attribute is not otherwise prohibited by law; or

(h) any combination thereof.

4. "Defensive measure" means an action, device, procedure, signature, technique, or other measure applied to an information system or information that is stored on, processed by, or transiting an information system that detects, prevents, or mitigates a known or suspected cybersecurity threat or security vulnerability. The term "defensive measure" does not include a measure that destroys, renders unusable, provides unauthorized access to, or substantially harms an information system or information stored on, processed by, or transiting such information system not owned by the municipal corporation operating the measure, or federal entity that is authorized to provide consent and has provided consent to that municipal corporation for operation of such measure.

5. "Information system" means a discrete set of information resources organized for the collection, processing, maintenance, use, sharing, dissemination, or disposition of information.

6. "Municipal corporation" means:

(a) A municipal corporation as defined in section one hundred nineteen-n of this chapter; or

(b) A district as defined in section one hundred nineteen-n of this chapter.

1 7. "Ransom payment" means the transmission of any money or other prop-
2 erty or asset, including virtual currency, or any portion thereof, which
3 has at any time been delivered as ransom in connection with a ransomware
4 attack.

5 8. "Ransomware attack":

6 (a) means an incident that includes the use or threat of use of unau-
7 thorized or malicious code on an information system, or the use or
8 threat of use of another digital mechanism such as a denial of service
9 attack, to interrupt or disrupt the operations of an information system
10 or compromise the confidentiality, availability, or integrity of elec-
11 tronic data stored on, processed by, or transiting an information system
12 to extort a demand for a ransom payment; and

13 (b) does not include any such event in which the demand for payment
14 is:

15 (i) not genuine; or

16 (ii) made in good faith by an entity in response to a specific request
17 by the owner or operator of the information system.

18 § 995-b. Reporting of cybersecurity incidents. 1. Notwithstanding any
19 other provision of law, all municipal corporations shall report cyberse-
20 curity incidents and when applicable, the demand of a ransom payment, to
21 the commissioner of the division of homeland security and emergency
22 services in the form and method prescribed by such commissioner.

23 2. All municipal corporations shall report cybersecurity incidents no
24 later than seventy-two hours after the municipality reasonably believes
25 the cybersecurity incident has occurred.

26 3. Any cybersecurity incident report and any records related to a
27 ransom payment submitted to the commissioner of the division of homeland
28 security and emergency services pursuant to the requirements of this
29 article shall be exempt from disclosure under article six of the public
30 officers law.

31 § 995-c. Notice and explanation of ransom payment. Notwithstanding any
32 other provision of law, each municipal corporation shall, in the event
33 of a ransom payment made in connection with a cybersecurity incident
34 involving the municipal corporation, provide the commissioner of the
35 division of homeland security and emergency services through means
36 prescribed by such commissioner with the following:

37 (a) within twenty-four hours of the ransom payment, notice of the
38 payment; and

39 (b) within thirty days of the ransom payment, a written description of
40 the reasons payment was necessary, the amount of the ransom payment, the
41 means by which the ransom payment was made, a description of alterna-
42 tives to payment considered, all diligence performed to find alterna-
43 tives to payment and all diligence performed to ensure compliance with
44 applicable state and federal rules and regulations including those of
45 the federal office of foreign assets control.

46 § 2. The executive law is amended by adding a new section 711-c to
47 read as follows:

48 § 711-c. Cybersecurity incident reviews. 1. The commissioner, or their
49 designee, shall review each cybersecurity incident report and notice and
50 explanation of ransom payment submitted pursuant to sections nine
51 hundred ninety-five-b and nine hundred ninety-five-c of the general
52 municipal law to assess potential impacts of cybersecurity incidents and
53 ransom payments on the health, safety, welfare or security of the state,
54 or its residents.

55 2. The commissioner, or their designee, may work with appropriate
56 state agencies, federal law enforcement, and federal homeland security

1 agencies to provide municipal corporations with reports of cybersecurity
2 incidents and trends, including but not limited to, to the maximum
3 extent practicable, related contextual information, cyber threat indica-
4 tors, and defensive measures. The commissioner may coordinate and share
5 such reported information with municipal corporations, state agencies,
6 and federal law enforcement and homeland security agencies to respond to
7 and mitigate cybersecurity threats.

8 3. Such reports, assessments, records, reviews, documents, recommenda-
9 tions, guidance and any information contained or used in its preparation
10 shall be exempt from disclosure under article six of the public officers
11 law.

12 § 3. This act shall take effect on the thirtieth day after it shall
13 have become a law.

14 PART L

15 Section 1. Section 263.10 of the penal law, as amended by chapter 1 of
16 the laws of 2000, is amended to read as follows:

17 § 263.10 Promoting an obscene sexual performance by a child.

18 A person is guilty of promoting an obscene sexual performance by a
19 child when, knowing the character and content thereof, [~~he~~] such person
20 produces, directs or promotes any obscene performance which includes
21 sexual conduct by a child less than seventeen years of age, including a
22 performance created or altered by digitization as defined in section
23 245.15 of this part.

24 Promoting an obscene sexual performance by a child is a class D felo-
25 ny.

26 § 2. Section 263.11 of the penal law, as amended by chapter 456 of the
27 laws of 2012, is amended to read as follows:

28 § 263.11 Possessing an obscene sexual performance by a child.

29 A person is guilty of possessing an obscene sexual performance by a
30 child when, knowing the character and content thereof, [~~he~~] such person
31 knowingly has in [~~his~~] such person's possession or control, or knowingly
32 accesses with intent to view, any obscene performance which includes
33 sexual conduct by a child less than sixteen years of age, including a
34 performance created or altered by digitization as defined in section
35 245.15 of this part.

36 Possessing an obscene sexual performance by a child is a class E felo-
37 ny.

38 § 3. Section 263.15 of the penal law, as amended by chapter 1 of the
39 laws of 2000, is amended to read as follows:

40 § 263.15 Promoting a sexual performance by a child.

41 A person is guilty of promoting a sexual performance by a child when,
42 knowing the character and content thereof, [~~he~~] such person produces,
43 directs or promotes any performance which includes sexual conduct by a
44 child less than seventeen years of age, including a performance created
45 or altered by digitization as defined in section 245.15 of this part.

46 Promoting a sexual performance by a child is a class D felony.

47 § 4. Section 263.16 of the penal law, as amended by chapter 456 of the
48 laws of 2012, is amended to read as follows:

49 § 263.16 Possessing a sexual performance by a child.

50 A person is guilty of possessing a sexual performance by a child when,
51 knowing the character and content thereof, [~~he~~] such person knowingly
52 has in [~~his~~] such person's possession or control, or knowingly accesses
53 with intent to view, any performance which includes sexual conduct by a

1 child less than sixteen years of age, including a performance created or
2 altered by digitization as defined in section 245.15 of this part.
3 Possessing a sexual performance by a child is a class E felony.
4 § 5. This act shall take effect on the sixtieth day after it shall
5 have become a law.

PART M

7 Section 1. Section 230.34 of the penal law, as added by chapter 74 of
8 the laws of 2007, is amended to read as follows:

9 § 230.34 Sex trafficking.

10 A person is guilty of sex trafficking if ~~[he or she]~~ such person
11 intentionally advances or profits from prostitution ~~[by]~~:

12 1. by unlawfully providing to a person who is patronized, with intent
13 to impair said person's judgment: (a) a narcotic drug or a narcotic
14 preparation; (b) concentrated cannabis as defined in ~~[paragraph (a) of]~~
15 subdivision ~~[four]~~ seventeen of section ~~[thirty-three hundred two]~~ three
16 of the ~~[public health]~~ cannabis law; (c) methadone; or (d) gamma-hydrox-
17 ybutyrate (GHB) or flunitrazepan, also known as Rohypnol;

18 2. by making material false statements, misstatements, or omissions to
19 induce or maintain the person being patronized to engage in or continue
20 to engage in prostitution activity;

21 3. by withholding, destroying, or confiscating any actual or purported
22 passport, immigration document, or any other actual or purported govern-
23 ment identification document of another person with intent to impair
24 said person's freedom of movement; provided, however, that this subdivi-
25 sion shall not apply to an attempt to correct a social security adminis-
26 tration record or immigration agency record in accordance with any
27 local, state, or federal agency requirement, where such attempt is not
28 made for the purpose of any express or implied threat;

29 4. by requiring that prostitution be performed to retire, repay, or
30 service a real or purported debt;

31 5. by using force or engaging in any scheme, plan or pattern to compel
32 or induce the person being patronized to engage in or continue to engage
33 in prostitution activity by means of instilling a fear in the person
34 being patronized that, if the demand is not complied with, the actor or
35 another will do one or more of the following:

36 (a) cause physical injury, serious physical injury, or death to a
37 person; or

38 (b) cause damage to property, other than the property of the actor; or

39 (c) engage in other conduct constituting a felony or unlawful impri-
40 sonment in the second degree in violation of section 135.05 of this
41 chapter; or

42 (d) accuse some person of a crime or cause criminal charges or depor-
43 tation proceedings to be instituted against some person; provided,
44 however, that it shall be an affirmative defense to this subdivision
45 that the ~~[defendant]~~ actor reasonably believed the threatened charge to
46 be true and that ~~[his or her]~~ the actor's sole purpose was to compel or
47 induce the victim to take reasonable action to make good the wrong which
48 was the subject of such threatened charge; or

49 (e) expose a secret or publicize an asserted fact, whether true or
50 false, tending to subject some person to hatred, contempt or ridicule;
51 or

52 (f) testify or provide information or withhold testimony or informa-
53 tion with respect to another's legal claim or defense; or

(g) use or abuse ~~[his or her]~~ the actor's position as a public servant by performing some act within or related to ~~[his or her]~~ the actor's official duties, or by failing or refusing to perform an official duty, in such manner as to affect some person adversely; or

(h) perform any other act which would not in itself materially benefit the actor but which is calculated to harm the person who is patronized materially with respect to ~~[his or her]~~ such person's health, safety, or immigration status; or

6. where the person being patronized is mentally disabled as defined in subdivision five of section 130.00 of this chapter.

Sex trafficking is a class B felony.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

PART N

Section 1. Paragraph (k-2) of subdivision 2 of section 65.10 of the penal law, as added by section 1 of part VV of chapter 56 of the laws of 2020, is amended to read as follows:

(k-2) (i) Refrain, upon sentencing for a crime involving unlawful sexual conduct or assault committed against either a metropolitan transportation authority system passenger~~[,]~~ or customer, or employee ~~[or a crime involving assault against a metropolitan transportation authority employee,]~~ of the metropolitan transportation authority system or any contractor then performing work for any entity of the system, if the offense was committed in or ~~[on]~~ adjacent to any facility or conveyance of the ~~[metropolitan transportation authority or a subsidiary thereof or the New York city transit authority or a subsidiary thereof]~~ authority's transportation system, from using or entering any of ~~[such]~~ the authority's subways, trains, buses, or other conveyances or facilities as specified by the court for a period of up to three years, or a specified period of such probation or conditional discharge, whichever is less. For purposes of this section, a crime involving assault shall mean an offense described in article one hundred twenty of this chapter which has as an element the causing of physical injury or serious physical injury to another as well as the attempt thereof. If the sentence imposed by the court includes a period of incarceration followed by a period of probation or conditional discharge, then the court may impose conditions under this paragraph to be operative only during the period of probation or conditional discharge. Orders under this paragraph may extend to any part of the metropolitan transportation authority system in the court's discretion, including parts of the system outside the county where the sentencing judge sits.

(ii) The court may, in its discretion, suspend, modify or cancel a condition imposed under this paragraph in the interest of justice at any time. If the person depends on the authority's subways, trains, buses, or other conveyances or facilities for trips of necessity, including, but not limited to, travel to or from medical or legal appointments, school or training classes or places of employment, obtaining food, clothing or necessary household items, or rendering care to family members, the court may modify such condition to allow for a trip or trips as in its discretion are necessary.

(iii) A person at liberty and subject to a condition under this paragraph who applies, within thirty days after the date such condition becomes effective, for a refund of any prepaid fare amounts rendered unusable in whole or in part by such condition including, but not limit-

ed to, a monthly pass, shall be issued a refund of the amounts so prepaid.

(iv) Any order issued pursuant to this paragraph, whether imposing a ban or modifying one, shall be served on the metropolitan transportation authority as directed by the court.

(v) The metropolitan transportation authority shall not use facial recognition technology to enforce any order issued pursuant to this paragraph.

§ 2. This act shall take effect immediately.

PART O

Section 1. Subdivision 2 of section 140.00 of the penal law, as amended by chapter 698 of the laws of 1979, is amended to read as follows:

2. "Building," in addition to its ordinary meaning, includes any structure, vehicle or watercraft used for overnight lodging of persons, or used by persons for carrying on business therein, or used for the business of transporting persons, or used as an elementary or secondary school, or an ~~[inclosed]~~ enclosed motor truck, or an ~~[inclosed]~~ enclosed motor truck trailer. Where a building consists of two or more units separately secured or occupied, each unit shall be deemed both a separate building in itself and a part of the main building.

§ 2. This act shall take effect immediately.

PART P

Section 1. The penal law is amended by adding a new section 240.80 to read as follows:

§ 240.80 Aggravated transportation offense.

1. A person is guilty of aggravated transportation offense when such person commits a specified offense, as defined in subdivision two of this section, and such person has been convicted of a specified offense within the preceding five years. For the purposes of this subdivision, in calculating the five year period, any period of time during which the defendant was incarcerated for any reason between the time of the commission of any of such previous offenses and the time of commission of the present crime shall be excluded and such five year period shall be extended by a period or periods equal to the time served under such incarceration.

2. A "specified offense" is an offense defined in section 120.00 (assault in the third degree); section 120.05 (assault in the second degree); section 120.10 (assault in the first degree); section 120.13 (menacing in the first degree); section 120.14 (menacing in the second degree); section 120.15 (menacing in the third degree); section 120.20 (reckless endangerment in the second degree); section 120.25 (reckless endangerment in the first degree); section 120.45 (stalking in the fourth degree); section 120.50 (stalking in the third degree); section 120.55 (stalking in the second degree); section 120.60 (stalking in the first degree); section 121.11 (criminal obstruction of breathing or blood circulation); section 121.12 (strangulation in the second degree); section 121.13 (strangulation in the first degree); subdivision one of section 125.15 (manslaughter in the second degree); subdivision one, two or four of section 125.20 (manslaughter in the first degree); section 125.25 (murder in the second degree); section 130.20 (sexual misconduct); section 130.30 (rape in the second degree); section 130.35 (rape

in the first degree); former section 130.40 (criminal sexual act in the third degree); former section 130.45 (criminal sexual act in the second degree); former section 130.50 (criminal sexual act in the first degree); section 130.52 (forcible touching); section 130.53 (persistent sexual abuse); section 130.55 (sexual abuse in the third degree); section 130.60 (sexual abuse in the second degree); section 130.65 (sexual abuse in the first degree); section 130.66 (aggravated sexual abuse in the third degree); section 130.67 (aggravated sexual abuse in the second degree); section 130.70 (aggravated sexual abuse in the first degree); section 130.91 (sexually motivated felony); section 130.95 (predatory sexual assault); section 130.96 (predatory sexual assault against a child); section 135.05 (unlawful imprisonment in the second degree); section 135.10 (unlawful imprisonment in the first degree); section 135.60 (coercion in the third degree); section 135.61 (coercion in the second degree); section 135.65 (coercion in the first degree); section 140.20 (burglary in the third degree); section 140.25 (burglary in the second degree); section 140.30 (burglary in the first degree); section 145.00 (criminal mischief in the fourth degree); section 145.05 (criminal mischief in the third degree); section 145.10 (criminal mischief in the second degree); section 145.12 (criminal mischief in the first degree); section 145.14 (criminal tampering in the third degree); section 215.50 (criminal contempt in the second degree); section 215.51 (criminal contempt in the first degree); section 215.52 (aggravated criminal contempt); section 240.25 (harassment in the first degree); subdivision one, two or four of section 240.30 (aggravated harassment in the second degree); section 245.00 (public lewdness); section 245.01 (exposure of a person); section 245.02 (promoting exposure of a person); section 245.03 (public lewdness in the first degree); section 245.05 (offensive exhibition); section 245.11 (public display of offensive sexual material); section 245.15 (unlawful dissemination or publication of an intimate image); section 250.45 (unlawful surveillance in the second degree); section 250.50 (unlawful surveillance in the first degree); aggravated transportation offense as defined in this section or any attempt or conspiracy to commit any of the foregoing offenses where the offense was committed in or adjacent to any facility or conveyance of the metropolitan transportation authority or a subsidiary thereof or the New York city transit authority or a subsidiary thereof.

3. The person against whom the current specified offense is committed may be different from the person against whom the previous specified offense was committed.

Aggravated transportation offense is a class C felony.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

PART Q

Section 1. Section 5 of chapter 396 of the laws of 2010 amending the alcoholic beverage control law relating to liquidator's permits and temporary retail permits, as amended by section 1 of part K of chapter 55 of the laws of 2024, is amended to read as follows:

§ 5. This act shall take effect on the sixtieth day after it shall have become a law, provided that paragraph (b) of subdivision 1 of section 97-a of the alcoholic beverage control law as added by section two of this act shall expire and be deemed repealed October 12, ~~2025~~ 2026.

§ 2. This act shall take effect immediately.

1

PART R

2 Section 1. Subdivision 1 of section 2799-gg of the public authorities
3 law, as amended by section 1 of part TT of chapter 56 of the laws of
4 2024, is amended to read as follows:

5 1. The authority shall have the power and is hereby authorized from
6 time to time to issue bonds, in conformity with applicable provisions of
7 the uniform commercial code, in such principal amounts as it may deter-
8 mine to be necessary pursuant to section twenty-seven hundred ninety-
9 nine-ff of this title to pay the cost of any project and to fund
10 reserves to secure such bonds, including incidental expenses in
11 connection therewith.

12 The aggregate principal amount of such bonds, notes or other obli-
13 gations outstanding shall not exceed, beginning July first, two thousand
14 twenty-four, twenty-one billion five hundred million dollars
15 (\$21,500,000,000) and beginning July first, two thousand twenty-five,
16 [~~twenty-seven~~ thirty billion five hundred million dollars
17 [~~(\$27,500,000,000)~~ (\$30,500,000,000)], excluding bonds, notes or other
18 obligations issued pursuant to sections twenty-seven hundred ninety-
19 nine-ss and twenty-seven hundred ninety-nine-tt of this title; provided,
20 however, that upon any refunding or repayment of bonds (which term shall
21 not, for this purpose, include bond anticipation notes), the total
22 aggregate principal amount of outstanding bonds, notes or other obli-
23 gations may be greater than, beginning July first, two thousand twenty-
24 four, twenty-one billion five hundred million dollars (\$21,500,000,000),
25 and beginning July first, two thousand twenty-five, [~~twenty-seven~~ thir-
26 ty billion five hundred million dollars [~~(\$27,500,000,000)~~
27 (\$30,500,000,000)], only if the refunding or repayment bonds, notes or
28 other obligations were issued in accordance with the provisions of
29 subparagraph (a) of subdivision two of paragraph b of section 90.10 of
30 the local finance law, as amended from time to time. Notwithstanding the
31 foregoing, bonds, notes or other obligations issued by the authority may
32 be outstanding in an amount greater than the amount permitted by the
33 preceding sentence, provided that such additional amount at issuance,
34 together with the amount of indebtedness contracted by the city of New
35 York, shall not exceed the limit prescribed by section 104.00 of the
36 local finance law. The authority shall have the power from time to time
37 to refund any bonds of the authority by the issuance of new bonds wheth-
38 er the bonds to be refunded have or have not matured, and may issue
39 bonds partly to refund bonds of the authority then outstanding and part-
40 ly to pay the cost of any project pursuant to section twenty-seven
41 hundred ninety-nine-ff of this title. Bonds issued by the authority
42 shall be payable solely out of particular revenues or other moneys of
43 the authority as may be designated in the proceedings of the authority
44 under which the bonds shall be authorized to be issued, subject to any
45 agreements entered into between the authority and the city, and subject
46 to any agreements with the holders of outstanding bonds pledging any
47 particular revenues or moneys.

48 § 2. This act shall take effect immediately and shall be deemed to
49 have been in full force and effect on and after April 1, 2025.

50

PART S

51 Section 1. Subdivision 3 of section 489-cccccc of the real property
52 tax law is amended by adding a new paragraph (e) to read as follows:

1 (e) Parking facility. No benefits shall be granted pursuant to this
2 title for construction work on real property where any portion of such
3 property is to be used as a parking facility. For the purposes of this
4 title, "parking facility" means any real property or portion thereof in
5 a city on which exists a facility operated in a manner that requires a
6 license for the operation of a garage or parking lot issued by the
7 consumer and worker protection agency of such city.

8 § 2. Paragraph (a) of subdivision 1 of section 489-ddddddd of the real
9 property tax law, as amended by chapter 332 of the laws of 2024, is
10 amended to read as follows:

11 (a) Application for benefits pursuant to this title may be made imme-
12 diately following the effective date of a local law enacted pursuant to
13 this title and continuing until March first, two thousand thirty or,
14 with respect to an application for benefits for property defined as a
15 peaking unit authorized pursuant to paragraph (b-1) of subdivision three
16 of section four hundred eighty-nine-bbbbbbb of this title, until March
17 first, two thousand twenty-nine.

18 § 3. Subdivision 3 of section 489-ddddddd of the real property tax law,
19 as amended by chapter 332 of the laws of 2024, is amended to read as
20 follows:

21 3. (a) No benefits authorized pursuant to this title shall be granted
22 for construction work performed pursuant to a building permit issued
23 after April first, two thousand thirty, except that for property defined
24 as a peaking unit, no benefits authorized pursuant to paragraph (b-1) of
25 subdivision three of section four hundred eighty-nine-bbbbbbb of this
26 title shall be granted for construction work performed pursuant to a
27 building permit issued after April first, two thousand twenty-nine.

28 (b) If no building permit was required, then no benefits authorized
29 pursuant to this title shall be granted for construction work that is
30 commenced after April first, two thousand thirty, except that for prop-
31 erty defined as a peaking unit, no benefits authorized pursuant to para-
32 graph (b-1) of subdivision three of section four hundred eighty-nine-
33 bbbbbbb of this title shall be granted for construction work that is
34 commenced after April first, two thousand twenty-nine.

35 § 4. Subdivision 2 of section 489-ggggggg of the real property tax law
36 is amended by adding a new paragraph (a-1) to read as follows:

37 (a-1) Notwithstanding any provision of law to the contrary, beginning
38 January first, two thousand twenty-six, Governor's Island shall be
39 designated a special commercial abatement area for the purposes of this
40 title, provided that such designation may be modified in whole or in
41 part in accordance with the procedures set forth in this subdivision.

42 § 5. Paragraph (e) of subdivision 2 of section 489-ggggggg of the real
43 property tax law, as added by chapter 119 of the laws of 2008, is
44 amended to read as follows:

45 (e) In the city of New York, the commission may designate any area
46 other than the area lying south of the center line of 96th Street in the
47 borough of Manhattan not including Governor's Island, to be a special
48 commercial abatement area if it determines that market conditions in the
49 area are such that the availability of a special abatement is required
50 in order to encourage commercial construction work in such area. In
51 making such determination, the commission shall consider, among other
52 factors, the existence in such area of a special need for commercial and
53 job development, high unemployment, economic distress or unusually large
54 numbers of vacant, underutilized, unsuitable or substandard structures,
55 or other substandard, unsanitary, deteriorated or deteriorating condi-
56 tions, with or without tangible blight; provided that, however, in

making such determination with respect to Governor's Island, the commission shall consider, among other factors, the density of existing developments and the nature and purpose of planned developments on Governor's Island, and the development of emerging industries in the city.

§ 6. Paragraph (c) of subdivision 3 of section 489-gggggg of the real property tax law, as added by chapter 119 of the laws of 2008, is amended to read as follows:

(c) the area in the borough of Manhattan south of the center line of 59th street, other than: (i) the areas designated renovation areas by paragraphs (a) and (b) of this subdivision, or (ii) as of January first, two thousand twenty-six, Governor's Island.

§ 7. Subdivision 4 of section 489-gggggg of the real property tax law, as added by chapter 119 of the laws of 2008, is amended to read as follows:

4. Commercial exclusion area. Except as provided in paragraph (f) of subdivision three of section four hundred eighty-nine-bbbbbb of this title, any area in the borough of Manhattan lying south of the center line of 96th Street, other than: (a) the areas designated renovation areas by subdivision three of this section and (b) as of January first, two thousand twenty-six, Governor's Island, shall be a commercial exclusion area. Commercial construction projects in the commercial exclusion area shall not be eligible to receive tax abatements pursuant to this title.

§ 8. Section 11-268 of the administrative code of the city of New York is amended by adding two new subdivisions k-1 and o-1 to read as follows:

k-1. "Parking facility" means any real property or portion thereof on which exists a facility operated in a manner that requires a license for the operation of a garage or parking lot issued by the department of consumer and worker protection.

o-1. "Self-storage facility" shall mean any real property or a portion thereof that is designed and used for the purpose of occupying storage space by occupants who are to have access thereto for the purpose of storing and removing personal property, pursuant to subdivision one of section one hundred eighty-two of the lien law.

§ 9. Subdivision c of section 11-270 of the administrative code of the city of New York is amended by adding two new paragraphs 4 and 5 to read as follows:

(4) Self-storage facilities. No benefits shall be granted pursuant to this part for construction work on real property where any portion of such property is to be used as a self-storage facility.

(5) Parking facility. No benefits shall be granted pursuant to this part for construction work on real property where any portion of such property is to be used as a parking facility.

§ 10. Paragraph 1 of subdivision a of section 11-271 of the administrative code of the city of New York, as amended by chapter 332 of the laws of 2024, is amended to read as follows:

(1) Application for benefits pursuant to this part may be made immediately following the effective date of the local law that added this section and continuing until March first, two thousand thirty or, with respect to an application for benefits for property defined as a peaking unit authorized pursuant to paragraph (2-a) of subdivision c of section 11-269 of this part until March first, two thousand twenty-nine.

§ 11. Subdivision c of section 11-271 of the administrative code of the city of New York, as amended by chapter 332 of the laws of 2024, is amended to read as follows:

1 c. (1) No benefits authorized pursuant to this part shall be granted
2 for construction work performed pursuant to a building permit issued
3 after April first, two thousand thirty, except that for property defined
4 as a peaking unit, no benefits authorized pursuant to paragraph (2-a) of
5 subdivision c of section 11-269 of this part shall be granted for
6 construction work performed pursuant to a building permit issued after
7 April first, two thousand twenty-nine.

8 (2) If no building permit was required, then no benefits authorized
9 pursuant to this part shall be granted for construction work that is
10 commenced after April first, two thousand thirty, except that for prop-
11 erty defined as a peaking unit, no benefits authorized pursuant to para-
12 graph (2-a) of subdivision c of section 11-269 of this part shall be
13 granted for construction work that is commenced after April first, two
14 thousand twenty-nine.

15 § 12. Subdivision b of section 11-274 of the administrative code of
16 the city of New York is amended by adding a new paragraph 1-a to read as
17 follows:

18 (1-a) Notwithstanding any provision of law to the contrary, beginning
19 January first, two thousand twenty-six, Governor's Island shall be
20 designated a special commercial abatement area for the purposes of this
21 part, provided that such designation may be modified in whole or in part
22 in accordance with the procedures set forth in this subdivision.

23 § 13. Paragraph 5 of subdivision b of section 11-274 of the adminis-
24 trative code of the city of New York, as added by local law number 47 of
25 the city of New York for the year 2008, is amended to read as follows:

26 (5) The commission may designate any area other than the area lying
27 south of the center line of 96th Street in the borough of Manhattan not
28 including Governor's Island, to be a special commercial abatement area
29 if it determines that market conditions in the area are such that the
30 availability of a special abatement is required in order to encourage
31 commercial construction work in such area. In making such determination,
32 the commission shall consider, among other factors, the existence in
33 such area of a special need for commercial and job development, high
34 unemployment, economic distress or unusually large numbers of vacant,
35 underutilized, unsuitable or substandard structures, or other substand-
36 ard, unsanitary, deteriorated or deteriorating conditions, with or with-
37 out tangible blight; provided that, however, in making such determi-
38 nation with respect to Governor's Island, the temporary commercial
39 incentive area boundary commission shall only be required to consider,
40 among other factors, whether such designation continues to be necessary
41 to adequately promote commercial activity on Governor's Island the
42 density of existing developments and the nature and purpose of planned
43 developments on Governor's Island, and the development of emerging
44 industries in the city.

45 § 14. Paragraph 3 of subdivision c of section 11-274 of the adminis-
46 trative code of the city of New York, as added by local law number 47 of
47 the city of New York for the year 2008, is amended to read as follows:

48 (3) the area in the borough of Manhattan south of the center line of
49 59th street, other than the areas: (i) designated renovation areas by
50 paragraphs (1) and (2) of this subdivision, or (ii) as of January first,
51 two thousand twenty-six, Governor's Island.

52 § 15. Subdivision d of section 11-274 of the administrative code of
53 the city of New York, as added by local law number 47 of the city of New
54 York for the year 2008, is amended to read as follows:

55 d. Commercial exclusion area. Except as provided in paragraph (6) of
56 subdivision c of section 11-269 of this part, any area in the borough of

1 Manhattan lying south of the center line of 96th Street, other than: (1)
2 the areas designated renovation areas by subdivision c of this section
3 and (2) as of January first, two thousand twenty-six, Governor's Island,
4 shall be a commercial exclusion area. Commercial construction projects
5 in the commercial exclusion area shall not be eligible to receive tax
6 abatements pursuant to this part.

7 § 16. This act shall take effect immediately, provided that: (i) para-
8 graph 4 of subdivision c of section 11-270 of the administrative code of
9 the city of New York, as added by section nine of this act shall be
10 deemed to have been in full force and effect as of July 1, 2020, and
11 shall apply to projects for which the first building permit is issued
12 after July 1, 2020 or if no permit is required, for which construction
13 commences after July 1, 2020; and (ii) paragraph (e) of subdivision 3 of
14 section 489-cccccc of the real property tax law, as added by section one
15 of this act, and paragraph 5 of subdivision c of section 11-270 of the
16 administrative code of the city of New York, as added by section nine of
17 this act, shall only apply to a project for which the first building
18 permit is issued on or after 90 days after this act takes effect, or if
19 no permit is required, for which construction commences on or after such
20 date.

21 PART T

22 Section 1. Subdivision (a) of section 5004 of the civil practice law
23 and rules, as amended by chapter 831 of the laws of 2021, is amended to
24 read as follows:

25 (a) ~~Interest shall be at the rate of nine per centum per annum,~~
26 ~~except where otherwise provided by statute; provided~~ Notwithstanding
27 any other provision of law or regulation to the contrary, including any
28 law or regulation that limits the annual rate of interest to be paid on
29 a judgment or accrued claim, the annual rate of interest to be paid on a
30 judgment or accrued claim shall be calculated at the one-year United
31 States treasury bill rate. For purposes of this section, the "one-year
32 United States treasury bill rate" means the weekly average one-year
33 constant maturity treasury yield, as published by the board of governors
34 of the federal reserve system, for the calendar week preceding the date
35 of the entry of the judgment awarding damages; provided however, that
36 this section shall not apply to any provision of the tax law which
37 provides for the annual rate of interest to be paid on a judgment or
38 accrued claim. Provided, however, the annual rate of interest to be paid
39 in an action arising out of a consumer debt where a natural person is a
40 defendant shall be two per centum per annum (i) on a judgment or accrued
41 claim for judgments entered on or after the effective date of ~~[the]~~
42 chapter eight hundred thirty-one of the laws of two thousand twenty-one
43 ~~[which amended this section]~~, and (ii) for interest upon a judgment
44 pursuant to section five thousand three of this article from the date of
45 the entry of judgment on any part of a judgment entered before the
46 effective date of ~~[the]~~ chapter eight hundred thirty-one of the laws of
47 two thousand twenty-one ~~[which amended this section]~~ that is unpaid as
48 of such effective date.

49 § 2. Section 16 of the state finance law, as amended by chapter 681 of
50 the laws of 1982, is amended to read as follows:

51 § 16. Rate of interest on judgments and accrued claims against the
52 state. The rate of interest to be paid by the state upon any judgment
53 or accrued claim against the state shall ~~[not exceed nine per centum per~~
54 annum] be calculated at the one-year United States treasury bill rate.

For the purposes of this section, the "one-year United States treasury bill rate" means the weekly average one-year constant maturity treasury yield, as published by the board of governors of the federal reserve system, for the calendar week preceding the date of the entry of the judgment awarding damages. Provided however, that this section shall not apply to any provision of the tax law which provides for the annual rate of interest to be paid on a judgment or accrued claim.

§ 3. This act shall take effect immediately, and shall be deemed to have been in full force and effect on and after April 1, 2025.

PART U

Section 1. Section 167-a of the civil service law, as amended by section 1 of part I of chapter 55 of the laws of 2012, is amended to read as follows:

§ 167-a. Reimbursement for medicare premium charges. 1. Upon exclusion from the coverage of the health benefit plan of supplementary medical insurance benefits for which an active or retired employee or a dependent covered by the health benefit plan is or would be eligible under the federal old-age, survivors and disability insurance program, an amount equal to the standard medicare premium charge for such supplementary medical insurance benefits for such active or retired employee and ~~his or her~~ such employee's dependents, if any, shall be paid monthly or at other intervals to such active or retired employee from the health insurance fund. There shall be no payment for the income related monthly adjustment amount incurred on or after January first, two thousand twenty-five to any active or retired employee and such employee's dependents, if any. Where appropriate, such standard medicare premium amount may be deducted from contributions payable by the employee or retired employee; or where appropriate in the case of a retired employee receiving a retirement allowance, such standard medicare premium amount may be included with payments of ~~his or her~~ such employee's retirement allowance. All state employer, employee, retired employee and dependent contributions to the health insurance fund, including contributions from public authorities, public benefit corporations or other quasi-public organizations of the state eligible for participation in the health benefit plan as authorized by subdivision two of section one hundred sixty-three of this article, shall be adjusted as necessary to cover the cost of reimbursing federal old-age, survivors and disability insurance program premium charges under this section. This cost shall be included in the calculation of premium or subscription charges for health coverage provided to employees and retired employees of the state, public authorities, public benefit corporations or other quasi-public organizations of the state; provided, however, the state, public authorities, public benefit corporations or other quasi-public organizations of the state shall remain obligated to pay no less than its share of such increased cost consistent with its share of premium or subscription charges provided for by this article. All other employer contributions to the health insurance fund shall be adjusted as necessary to provide for such payments.

2. (a) On December first, two thousand twenty-six, the department shall provide a premium refund to eligible state retirees. For the purposes of this section, "eligible state retirees" shall be defined as retirees who retired:

(i) on or after January first, nineteen hundred eighty-three but prior to January first, two thousand twelve; and

(ii) on or after January first, two thousand twelve from a title allocated or equated to salary grade nine or below. The amount of the annual premium refund shall be fifty per centum of the amount reimbursed by the department to enrollees for income related monthly adjustment amounts for supplementary medical insurance for calendar year two thousand twenty-four divided by the number of eligible state retirees.

(b) On December first, two thousand twenty-seven and December first of each year thereafter, the department shall provide an annual premium refund to eligible state retirees. The amount of the refund shall be the premium refund provided in the prior year increased by the rate of change for the most recent twelve-month period ending in September of that year in the consumer price index for all urban consumers on a national and seasonally unadjusted basis (CPI-U), or a successor index as calculated by the United States department of labor.

§ 2. This act shall take effect immediately and shall apply on January 1, 2025 for the income related monthly adjustment amount incurred on or after January 1, 2025.

PART V

Section 1. Paragraph (b) of subdivision 5 of section 50 of the civil service law, as amended by section 1 of part EE of chapter 55 of the laws of 2023, is amended to read as follows:

(b) Notwithstanding the provisions of paragraph (a) of this subdivision, the state civil service department, subject to the approval of the director of the budget, a municipal commission, subject to the approval of the governing board or body of the city or county, as the case may be, or a regional commission or personnel officer, pursuant to governmental agreement, may elect to waive application fees, or to abolish fees for specific classes of positions or types of examinations or candidates, or to establish a uniform schedule of reasonable fees different from those prescribed in paragraph (a) of this subdivision, specifying in such schedule the classes of positions or types of examinations or candidates to which such fees shall apply; provided, however, that fees shall be waived for candidates who certify to the state civil service department, a municipal commission or a regional commission that they are unemployed and primarily responsible for the support of a household, or are receiving public assistance. Provided further, the state civil service department shall waive the state application fee for examinations for original appointment for all veterans. Provided further, the state civil service department shall, and a municipal commission may, subject to the approval of the governing board or body of the city or county, as the case may be, or a regional commission or personnel officer, pursuant to governmental agreement, waive application fees for all examinations held between July first, two thousand twenty-three and ~~December thirty-first, two thousand twenty-five~~ June thirtieth, two thousand twenty-six. Notwithstanding any other provision of law, for purposes of this section, the term "veteran" shall mean a person who has served in the armed forces of the United States or the reserves thereof, or in the army national guard, air national guard, New York guard, or the New York naval militia, and who (1) has been honorably discharged or released from such service under honorable conditions, or (2) has a qualifying condition, as defined in section one of the veterans' services law, and has received a discharge other than bad conduct or dishonorable from such service, or (3) is a discharged LGBT veteran, as defined in section one of the veterans' services law, and

1 has received a discharge other than bad conduct or dishonorable from
2 such service. The term "armed forces" shall mean the army, navy, air
3 force, marine corps, and coast guard.

4 § 2. Section 2 of part EE of chapter 55 of the laws of 2023, amending
5 the civil service law relating to waiving state civil service examina-
6 tion fees between July 1, 2023 and December 31, 2025, is amended to read
7 as follows:

8 § 2. This act shall take effect immediately and shall expire and be
9 deemed repealed on [~~December 31, 2025~~] June 30, 2026; provided that this
10 act shall be deemed to have been in full force and effect on and after
11 April 1, 2023.

12 § 3. This act shall take effect immediately; provided, however, that
13 the amendments to paragraph (b) of subdivision 5 of section 50 of the
14 civil service law made by section one of this act shall not affect the
15 expiration of such subdivision and shall expire and be deemed repealed
16 therewith.

17 PART W

18 Section 1. Subdivision 2 section 200 of the state finance law, as
19 amended by section 1 of part Q of chapter 55 of the laws of 2024, is
20 amended to read as follows:

21 2. Notwithstanding the provisions of subdivision one of this section,
22 where the state and an employee organization representing state officers
23 and employees who are in positions which are in collective negotiating
24 units established pursuant to article fourteen of the civil service law
25 enter into an agreement providing for an alternative procedure for the
26 payment of salaries to such employees or where the director of employee
27 relations shall authorize an alternative procedure for the payment of
28 salaries to state officers or employees in the executive branch who are
29 in positions which are not in collective negotiating units, such alter-
30 native procedure shall be implemented in lieu of the procedure specified
31 in subdivision one of this section. [~~Notwithstanding any other provision
32 of law to the contrary, where the state and an employee organization
33 representing officers and employees in the executive branch who are in
34 positions which are in collective negotiating units established pursuant
35 to article fourteen of the civil service law enter into an agreement, or
36 where the director of employee relations shall authorize for officers
37 and employees in the executive branch who are in positions which are not
38 in collective negotiating units, the alternate procedure specified here-
39 in shall be terminated for officers and employees hired on or after July
40 first, two thousand twenty five. The alternate procedure specified here-
41 in shall also be terminated for: (i) nonjudicial officers and employees
42 of the unified court system hired on or after July first, two thousand
43 twenty-five, if the chief administrator of the courts so elects; (ii)
44 employees of the senate hired on or after July first, two thousand twen-
45 ty-five, if the temporary president of the senate so elects; (iii)
46 employees of the assembly hired on or after July first, two thousand
47 twenty-five, if the speaker of the assembly so elects; and (iv) employ-
48 ees of joint legislative employers hired on or after July first, two
49 thousand twenty five, if the temporary president of the senate and the
50 speaker of the assembly mutually so elect for all such joint legislative
51 employers. Any election made pursuant to paragraph (i), (ii), (iii), or
52 (iv) of this subdivision shall be in writing and filed with the state
53 comptroller not later than thirty days after the enactment of this
54 legislation.~~]

§ 2. The state finance law is amended by adding a new section 210 to read as follows:

§ 210. Optional payment election. Notwithstanding any other provision of law to the contrary, where the state and an employee organization representing officers and employees in the executive branch who are in positions which are in collective negotiating units established pursuant to article fourteen of the civil service law enter into an agreement, or where the director of employee relations shall authorize for officers and employees in the executive branch who are in positions which are not in collective negotiating units, new employees hired on or after July first, two thousand twenty-six, may elect to receive an optional payment, which shall be in an amount determined by such agreement or for officers and employees in the executive branch who are in positions which are not in collective negotiating units, at a rate to be determined by the director of the division of the budget. Such payment shall not be considered basic annual salary and shall not be included as compensation for retirement purposes. Such payment shall be recovered to the state within the first fourteen pay periods after such payment. The payment specified herein shall also be implemented for: (a) nonjudicial officers and employees of the unified court system hired on or after July first, two thousand twenty-six, if the chief administrator of the courts so elects; (b) employees of the senate hired on or after July first, two thousand twenty-six, if the temporary president of the senate so elects; (c) employees of the assembly hired on or after July first, two thousand twenty-six, if the speaker of the assembly so elects; and (d) employees of joint legislative employers hired on or after July first, two thousand twenty-six, if the temporary president of the senate and the speaker of the assembly mutually so elect for all such joint legislative employers. Any election made pursuant to subdivision (a), (b), (c), or (d) of this section shall be in writing and filed with the state comptroller no later than September thirtieth, two thousand twenty-five.

§ 3. This act shall take effect July 1, 2025; provided however, that section one of this act shall take effect on the same date and in the same manner as section one of part Q of chapter 55 of the laws of 2024, takes effect.

PART X

Section 1. The state technology law is amended by adding a new section 103-e to read as follows:

§ 103-e. Cybersecurity awareness training. 1. (a) Employees of the state who use technology as a part of their official job duties shall take annual cybersecurity awareness training beginning January first, two thousand twenty-six. Employees of the state shall be required to complete the training provided by the office.

(b) For purposes of this section, "employees of the state" shall include employees of all state agencies and all public benefit corporations, the heads of which are appointed by the governor.

2. Employees of a county, a city, a town, or a village who use technology as a part of their official job duties shall take annual cybersecurity awareness training beginning January first, two thousand twenty-six. The office shall make a cybersecurity training available for use by a county, a city, a town, or a village at no charge, but such training shall not be the exclusive means for meeting the requirements of this section.

1 § 2. This act shall take effect immediately.

2 PART Y

3 Section 1. Section 2 of part F of chapter 60 of the laws of 2015,
4 constituting the infrastructure investment act, subdivision (a) as
5 amended and subdivision (g) as added by section 1 of part AA of chapter
6 58 the laws of 2022, is amended to read as follows:

7 § 2. For the purposes of this act: (a) (i) "authorized state entity"
8 shall mean the New York state thruway authority, the department of
9 transportation, the office of parks, recreation and historic preserva-
10 tion, the department of environmental conservation, the New York state
11 bridge authority, the office of general services, the dormitory authori-
12 ty, the urban development corporation, the state university construction
13 fund, the state university of New York as defined in subdivision 3 of
14 section 352 of the education law, the city university construction fund,
15 the New York state Olympic regional development authority and the
16 battery park city authority.

17 (ii) Notwithstanding the provisions of subdivision 26 of section 1678
18 of the public authorities law, section 8 of the public buildings law,
19 sections 8 and 9 of section 1 of chapter 359 of the laws of 1968 as
20 amended, section 103 of the general municipal law, and the provisions of
21 any other law to the contrary, the term "authorized state entity" shall
22 also refer to only those agencies or authorities identified below solely
23 in connection with the following authorized projects, provided that such
24 an authorized state entity may utilize the alternative delivery ~~[method]~~
25 methods referred to as design-build contracts or construction manager as
26 constructor contracts solely in connection with the following authorized
27 projects should the total cost of each such project not be less than
28 five million dollars(\$5,000,000):

29 Authorized Projects	Authorized State Entity
30 1. Frontier Town	Urban Development Corporation
31 2. Life Sciences Laboratory	Dormitory Authority & Urban
32	Development Corporation
33 3. Whiteface Transformative Projects	New York State Olympic Regional
34	Development Authority
35 4. Gore Transformative Projects	New York State Olympic Regional
36	Development Authority
37 5. Belleayre Transformative Projects	New York State Olympic Regional
38	Development Authority
39 6. Mt. Van Hoevenberg Transformative	New York State Olympic Regional
40 Projects	Development Authority
41 7. Olympic Training Center	New York State Olympic Regional
42	Development Authority
43 8. Olympic Arena and Convention	New York State Olympic Regional
44 Center Complex	Development Authority
45 9. State Fair Revitalization	Office of General
46 Projects	Services
47 10. State Police Forensic	Office of General
48 Laboratory	Services

1 Notwithstanding any provision of law to the contrary, all rights or
2 benefits, including terms and conditions of employment, and protection
3 of civil service and collective bargaining status of all existing
4 employees of authorized state entities shall be preserved and protected.
5 Nothing in this section shall result in the: (1) displacement of any
6 currently employed worker or loss of position (including partial
7 displacement such as a reduction in the hours of non-overtime work,
8 wages, or employment benefits) or result in the impairment of existing
9 collective bargaining agreements; (2) transfer of existing duties and
10 functions related to maintenance and operations currently performed by
11 existing employees of authorized state entities to a contracting entity;
12 or (3) transfer of future duties and functions ordinarily performed by
13 employees of authorized state entities to the contracting entity. Noth-
14 ing contained herein shall be construed to affect (A) the existing
15 rights of employees pursuant to an existing collective bargaining agree-
16 ment, and (B) the existing representational relationships among employee
17 organizations or the bargaining relationships between the employer and
18 an employee organization.

19 If otherwise applicable, authorized projects undertaken by the author-
20 ized state entities listed above solely in connection with the
21 provisions of this act shall be subject to section 135 of the state
22 finance law, section 101 of the general municipal law, and section 222
23 of the labor law; provided, however, that an authorized state entity may
24 fulfill its obligations under section 135 of the state finance law or
25 section 101 of the general municipal law by requiring the contractor to
26 prepare separate specifications in accordance with section 135 of the
27 state finance law or section 101 of the general municipal law, as the
28 case may be. Provided further, that authorized projects with a total
29 construction cost of not less than twenty-five million dollars
30 (\$25,000,000) undertaken by the authorized state entities listed above
31 solely in connection with the provisions of this act shall only be
32 undertaken pursuant to a project labor agreement in accordance with
33 section 222 of the labor law. If a project labor agreement is not
34 performed on the authorized project, the authorized state entity shall
35 not utilize a design-build or construction manager as constructor
36 contract for such project. Prior to utilizing the alternative delivery
37 ~~[method]~~ methods referred to as design-build or construction manager as
38 constructor contracts for the authorized projects listed in this subpar-
39 agraph with a total construction cost of less than twenty-five million
40 dollars (\$25,000,000), the authorized state entities listed above shall
41 conduct a feasibility study in accordance with section 222 of the labor
42 law.

43 (b) "best value" shall mean the basis for awarding contracts for
44 services to the offerer that optimize quality, cost and efficiency,
45 price and performance criteria, which may include, but is not limited
46 to:

- 47 1. The quality of the contractor's performance on previous projects;
- 48 2. The timeliness of the contractor's performance on previous
49 projects;
- 50 3. The level of customer satisfaction with the contractor's perform-
51 ance on previous projects;
- 52 4. The contractor's record of performing previous projects on budget
53 and ability to minimize cost overruns;
- 54 5. The contractor's ability to limit change orders;
- 55 6. The contractor's ability to prepare appropriate project plans;
- 56 7. The contractor's technical capacities;

1 8. The individual qualifications of the contractor's key personnel;
2 9. The contractor's ability to assess and manage risk and minimize
3 risk impact; and
4 10. The contractor's past record of compliance with article 15-A of
5 the executive law.

6 Such basis shall reflect, wherever possible, objective and quantifi-
7 able analysis.

8 (c) "capital project" shall have the same meaning as such term is
9 defined by subdivision 2-a of section 2 of the state finance law.

10 (d) "construction manager as constructor contract" means a contract
11 implementing a project delivery method whereby a construction manager:

12 (i) is retained by the owner at the time of the design phase and is
13 responsible for working collaboratively as part of a team in conjunction
14 with the owner and owner's separately retained design firm;

15 (ii) is responsible for developing and providing the owner with a
16 proposed guaranteed maximum price to construct the project in accordance
17 with the design and pursuant to subdivision (a) of section thirteen of
18 this part;

19 (iii) during the construction phase, is responsible for the services
20 of the construction manager and general contractor for agreed upon
21 compensation as set forth in the construction manager as constructor
22 contract; and

23 (iv) assumes the responsibility for construction, the period of time
24 for performance, and the costs exceeding an amount specified in the
25 construction manager as constructor contract.

26 (e) "cost plus" shall mean compensating a contractor for the cost to
27 complete a contract by reimbursing actual costs for labor, equipment and
28 materials plus an additional amount for overhead and profit.

29 ~~[(e)]~~ (f) "design-build contract" shall mean a contract for the design
30 and construction of a capital project with a single entity, including
31 progressive design-build, which may be a team comprised of separate
32 entities.

33 ~~[(f)]~~ (g) "procurement record" means documentation of the decisions
34 made and the approach taken in the procurement process.

35 ~~[(g)]~~ (h) "project labor agreement" shall have the meaning set forth
36 in subdivision 1 of section 222 of the labor law. A project labor agree-
37 ment shall require participation in apprentice training programs.

38 § 2. Section 3 of part F of chapter 60 of the laws of 2015, constitut-
39 ing the infrastructure investment act, as amended by section 2 of part
40 AA of chapter 58 of the laws of 2022, is amended to read as follows:

41 § 3. Notwithstanding the provisions of section 38 of the highway law,
42 ~~[section]~~ sections 136-a and 163 of the state finance law, sections 359,
43 1678, 1680 and 1680-a of the public authorities law, sections 376,
44 407-a, 6281 and 7210 of the education law, sections 8 and 9 of the
45 public buildings law, section 103 of the general municipal law, and the
46 provisions of any other law to the contrary, and in conformity with the
47 requirements of this act, an authorized state entity may utilize the
48 alternative delivery ~~[method]~~ methods referred to as design-build or
49 construction manager as constructor contracts, in consultation with
50 relevant local labor organizations and construction industry, unless
51 otherwise provided below, for capital projects located in the state
52 related to physical infrastructure, including, but not limited to, high-
53 ways, bridges, buildings and appurtenant structures, dams, flood control
54 projects, canals, and parks, including, but not limited to, to repair
55 damage caused by natural disaster, to correct health and safety defects,
56 to comply with federal and state laws, standards, and regulations, to

1 extend the useful life of or replace highways, bridges, buildings and
2 appurtenant structures, dams, flood control projects, canals, and parks
3 or to improve or add to highways, bridges, buildings and appurtenant
4 structures, dams, flood control projects, canals, and parks; provided
5 that for the contracts executed by the department of transportation, the
6 office of parks, recreation and historic preservation, or the department
7 of environmental conservation, the total cost of each such project shall
8 not be less than ten million dollars (\$10,000,000). Provided further
9 that authorized state entities may only utilize the alternative delivery
10 ~~[method]~~ methods referred to as design-build or construction manager as
11 constructor contracts on projects with a total construction cost of not
12 less than twenty-five million dollars (\$25,000,000) if undertaken pursu-
13 ant to a project labor agreement in accordance with section 222 of the
14 labor law. If a project labor agreement is not performed on ~~[the]~~ such
15 project, the authorized state entity shall not utilize a design-build or
16 construction manager as constructor contract for such project. The use
17 of a project labor agreement on a federal aid project shall not be
18 required where the federal government prohibits or disapproves of the
19 use of a project labor agreement on such a federal aided project. Prior
20 to utilizing the alternative delivery ~~[method]~~ methods referred to as
21 design-build or construction manager as constructor contracts for
22 projects with a total construction cost of less than twenty-five million
23 dollars (\$25,000,000), authorized state entities shall conduct a feasi-
24 bility study in accordance with section 222 of the labor law.

25 § 3. Section 4 of part F of chapter 60 of the laws of 2015, constitut-
26 ing the infrastructure investment act, as amended by section 4 of part
27 RRR of chapter 59 of the laws of 2017, the opening paragraph and subdivi-
28 sion (a) as amended by section 2 of part DD of chapter 58 of the laws
29 of 2020, is amended to read as follows:

30 § 4. An entity selected by an authorized state entity to enter into a
31 design-build or construction manager as constructor contract shall be
32 selected through a one or two-step method, as follows:

33 (a) Step one. Generation of a list of entities that have demonstrated
34 the general capability to perform the design-build or construction
35 manager as constructor contract. Such list shall consist of a specified
36 number of entities, as determined by an authorized state entity, and
37 shall be generated based upon the authorized state entity's review of
38 responses to a publicly advertised request for qualifications. The
39 authorized state entity's request for qualifications shall include a
40 general description of the project, the maximum number of entities to be
41 included on the list, the selection criteria to be used and the relative
42 weight of each criteria in generating the list. Such selection criteria
43 shall include the qualifications and experience, as applicable, of the
44 construction management, design ~~[and]~~ and/or construction ~~[team]~~ teams,
45 organization, demonstrated responsibility, ability of the team or of a
46 member or members of the team to comply with applicable requirements,
47 including the provisions of articles 145, 147 and 148 of the education
48 law, past record of compliance with the labor law, and such other quali-
49 fications the authorized state entity deems appropriate which may
50 include but are not limited to project understanding, financial capabil-
51 ity and record of past performance. The authorized state entity shall
52 evaluate and rate all entities responding to the request for qualifica-
53 tions. Based upon such ratings, the authorized state entity shall list
54 the entities that shall receive a request for proposals in accordance
55 with subdivision (b) of this section. To the extent consistent with
56 applicable federal law, the authorized state entity shall consider, when

1 awarding any contract pursuant to this section, the participation of:
2 (i) firms certified pursuant to article 15-A of the executive law as
3 minority or women-owned businesses and the ability of other businesses
4 under consideration to work with minority and women-owned businesses so
5 as to promote and assist participation by such businesses; ~~[and]~~ (ii)
6 small business concerns identified pursuant to subdivision (b) of
7 section 139-g of the state finance law and (iii) firms certified pursu-
8 ant to article 17-B of the executive law as service-disabled veteran-
9 owned businesses and the ability of other businesses under consideration
10 to work with service-disabled veteran-owned businesses so as to promote
11 and assist participation by such businesses.

12 (b) Step two. Selection of the proposal which is the best value to the
13 authorized state entity. The authorized state entity shall issue a
14 request for proposals to the entities listed pursuant to subdivision (a)
15 of this section. If such an entity consists of a team of separate enti-
16 ties, the entities that comprise such a team must remain unchanged from
17 the entity as listed pursuant to subdivision (a) of this section unless
18 otherwise approved by the authorized state entity. The request for
19 proposals shall set forth the project's scope of work, and other
20 requirements, as determined by the authorized state entity. The request
21 for proposals shall specify the criteria to be used to evaluate the
22 responses and the relative weight of each such criteria. Such criteria
23 shall include, as applicable, the proposal's cost, the quality of the
24 proposal's solution, the qualifications and experience of the design-
25 build or construction manager as constructor entity, and other factors
26 deemed pertinent by the authorized state entity, which may include, but
27 shall not be limited to, the proposal's project implementation, ability
28 to complete the work in a timely and satisfactory manner, maintenance
29 costs of the completed project, maintenance of traffic approach, and
30 community impact. Any contract awarded pursuant to this act shall be
31 awarded to a responsive and responsible entity that submits the
32 proposal, which, in consideration of these and other specified criteria
33 deemed pertinent to the project, offers the best value to the authorized
34 state entity, as determined by the authorized state entity. The request
35 for proposals shall include a statement that entities shall designate in
36 writing those portions of the proposal that contain trade secrets or
37 other proprietary information that are to remain confidential; that the
38 material designated as confidential shall be readily separable from the
39 entity's proposal. Nothing herein shall be construed to prohibit the
40 authorized entity from negotiating final contract terms and conditions
41 including cost. All proposals submitted shall be scored according to the
42 criteria listed in the request for proposals and such final scores shall
43 be published on the authorized state entity's website.

44 § 4. Section 11 of part F of chapter 60 of the laws of 2015, consti-
45 tuting the infrastructure investment act, is amended to read as follows:

46 § 11. The submission of a proposal or responses or the execution of a
47 design-build or construction manager as constructor contract pursuant to
48 this act shall not be construed to be a violation of section 6512 of the
49 education law.

50 § 5. Subdivision (a) of section 13 of part F of chapter 60 of the laws
51 of 2015, constituting the infrastructure investment act, as amended by
52 section 11 of part RRR of chapter 59 of the laws of 2017 and paragraph 3
53 as amended by section 4 of part DD of chapter 58 of the laws of 2020, is
54 amended to read as follows:

55 (a) Notwithstanding the provisions of any other law to the contrary,
56 the authorized state entity may award a ~~[construction]~~ contract[+]

1 ~~1. To~~ to the design-build contractor or construction manager as
2 constructor contractor ~~[offering]~~:

3 1. Offering the best value; or

4 2. Utilizing a cost-plus not to exceed guaranteed maximum price form
5 of contract in which the authorized state entity shall be entitled to
6 monitor and audit all project costs. In establishing the schedule and
7 process for determining a guaranteed maximum price, the contract between
8 the authorized state entity and the design-build contractor or
9 construction manager as constructor contractor shall:

10 (i) describe the scope of the work and the cost of performing such
11 work;

12 (ii) include a detailed line item cost breakdown;

13 (iii) include a list of all drawings, specifications and other infor-
14 mation on which the guaranteed maximum price is based;

15 (iv) include the dates for substantial and final completion on which
16 the guaranteed maximum price is based; and

17 (v) include a schedule of unit prices; or

18 3. ~~[(i)]~~ Utilizing a lump sum contract in which the design-build
19 contractor or construction manager as constructor contractor agrees to
20 accept a set dollar amount for a contract which comprises a single bid
21 without providing a cost breakdown for all costs such as for equipment,
22 labor, materials, as well as such contractor's profit for completing all
23 items of work comprising the project, which lump sum price may be nego-
24 tiated and established by the authorized state entity based on a
25 proposed guaranteed maximum price~~[-]; or~~

26 ~~[(ii) The design-build contract may include]~~ 4. utilizing a contract
27 that includes both lump sum elements and cost-plus not to exceed guaran-
28 teed maximum price elements ~~[and]~~, which contract may also provide for
29 professional services on a fee-for-service basis.

30 § 6. Section 14 of part F of chapter 60 of the laws of 2015, consti-
31 tuting the infrastructure investment act, is amended to read as follows:

32 § 14. Prequalified contractors. (a) Notwithstanding any other
33 provision of law, the authorized state entity ~~[may maintain a list of~~
34 ~~prequalified contractors who are eligible to submit a proposal pursuant~~
35 ~~to this act and entry into such list shall be continuously available]~~

36 when awarding any contract for public work may establish guidelines
37 governing the qualifications of contractors seeking to bid, propose or

38 enter into such contract. Prospective contractors may be prequalified as
39 contractors to provide particular types of construction, in accordance

40 with general criteria established by the authorized state entity which
41 may include, but shall not be limited to, the experience, past perform-

42 ance, ability to undertake the type and complexity of work, financial
43 capability, responsibility, compliance with equal employment opportunity

44 requirements and anti-discrimination laws, and reliability. Such
45 prequalification may be by categories designed by size, value,

46 geography, and other factors. If the authorized state entity maintains
47 an appropriate list of qualified contractors, the contract shall be

48 awarded consistent with guidelines established by the authorized state
49 entity.

50 (b) The authorized state entity shall, not less than annually, publish
51 in a newspaper of general circulation or post in the New York State

52 Contract Reporter an advertisement requesting prospective contractors to
53 submit qualification statements. Lists of pre-qualified contractors may

54 be established on a project-specific basis. Pre-qualified lists shall
55 include all contractors that qualify; provided, however, that any such

56 list shall have no less than five bidders. A contractor who is denied

1 prequalification or whose prequalification is revoked or suspended by
2 the authorized state entity may appeal such decision to the authorized
3 state entity. If such a suspension extends for more than three months,
4 it shall be deemed a revocation of the prequalification. The authorized
5 state entity may proceed with the contract award during any appeal.

6 § 7. Section 15-b of part F of chapter 60 of the laws of 2015, consti-
7 tuting the infrastructure investment act, as added by section 5 of part
8 DD of chapter 58 of the laws of 2020, is amended to read as follows:

9 § 15-b. Public employees as defined by paragraph (a) of subdivision 7
10 of section 201 of the civil service law and who are employed by author-
11 ized entities as defined in paragraph (i) of subdivision (a) of section
12 two of this act shall examine and review certifications provided by
13 contractors for conformance with material source testing, certifications
14 testing, surveying, monitoring of environmental compliance, independent
15 quality control testing and inspection and quality assurance audits.
16 Performance by authorized entities of any review described in this
17 subdivision shall not be construed to modify or limit contractors' obli-
18 gations to perform work in strict accordance with the applicable
19 design-build or construction manager as constructor contracts or the
20 contractors' or any subcontractors' obligations or liabilities under any
21 law.

22 § 8. Section 16 of part F of chapter 60 of the laws of 2015, consti-
23 tuting the infrastructure investment act, as amended by section 6 of
24 part DD of chapter 58 of the laws of 2020, is amended to read as
25 follows:

26 § 16. A report shall be submitted on or no later than June 30, 2021
27 and annually thereafter, to the governor, the temporary president of the
28 senate and the speaker of the assembly by the New York state office of
29 general services on behalf of authorized entities defined in paragraph
30 (i) of subdivision (a) of section two of this act containing information
31 on each authorized state entity that has entered into a design-build or
32 construction manager as constructor contract pursuant to this act, which
33 shall include, but not be limited to, a description of each such
34 design-build or construction manager as constructor contract, informa-
35 tion regarding the procurement process for each such design-build or
36 construction manager as constructor project, including the list of qual-
37 ified bidders, the total cost of each design-build or construction
38 manager as constructor project, an explanation of the estimated cost and
39 schedule savings of each project, an explanation of how the savings were
40 determined, the participation rate and total dollar value of minority-
41 and women-owned business enterprises and service-disabled veteran-owned
42 businesses, and whether a project labor agreement was used, and if
43 applicable, the justification for using a project labor agreement. Such
44 report shall also be posted on the website of the New York state office
45 of general services for public review.

46 § 9. This act shall take effect immediately; provided, however, that
47 the amendments to part F of chapter 60 of the laws of 2015 made by
48 sections one, two, three, four, five, six, seven and eight of this act
49 shall not affect the repeal of such part and shall be deemed repealed
50 therewith.

51 PART Z

52 Section 1. Section 13-a of chapter 749 of the laws of 2019, constitut-
53 ing the New York city public works investment act, as added by chapter
54 534 of the laws of 2024, is amended to read as follows:

§ 13-a. (a) For purposes of this section:

~~[(1)]~~ "Construction manager build" shall mean a project delivery method whereby a construction manager:

(i) serves as part of a team in conjunction with the owner in the design phase of the project;

(ii) under the oversight of the owner, acts as the single source of responsibility to bid, select and hold construction contracts on behalf of the owner during the construction phase; and

(iii) manages the construction project on behalf of the owner.

~~[(2) "Department" shall mean the New York city department of design and construction.]~~

(b) This section may only be applied to:

(1) Design-build contracts solicited by ~~[the department]~~ an authorized entity that have an estimated cost of not less than ten million dollars~~[,]~~ and are undertaken pursuant to a project labor agreement in accordance with section 222 of the labor law ~~[and in connection with a project that is primarily related to:~~

~~(i) water or sewer infrastructure, and primarily consists of the replacement of existing, or installation of new, water mains or sewers or the installation of assets to manage stormwater flow, or a combination of the foregoing; or~~

~~(ii) coastal resiliency, and primarily consists of flood walls, deployable gates, the relocation or protection of existing infrastructure from flooding, or a combination of the foregoing]; or~~

(2) Construction manager build contracts solicited by ~~[the department]~~ an authorized entity that have an estimated cost of not less than five million dollars~~[,]~~ and are undertaken pursuant to a project labor agreement in accordance with section 222 of the labor law ~~[and in connection with a project for the construction or renovation of a cultural institution located on publicly owned real property on behalf of the New York city department of cultural affairs or a public library in the city of New York].~~

(c) Notwithstanding any general, special, or local law, rule, or regulation to the contrary, a contractor selected by ~~[the department]~~ an authorized entity to enter into a construction manager build contract pursuant to this section shall be selected through the two-step method described in subdivision (a) of section four of this act. The ~~[department]~~ authorized entity may use the types of contracts identified in subdivision (b) of section four of this act for contracts procured using the construction manager build delivery method.

(d) Where ~~[the department]~~ an authorized entity determines in writing that it is in the best interest of the public to solicit proposals using the design-build contract delivery method in connection with a project that meets the criteria set forth in paragraph one of subdivision (b) of this section, without generating a list pursuant to the process set forth in paragraph one of subdivision (a) of section four of this act, ~~[the department]~~ such authorized entity shall release, evaluate and score a request for proposals pursuant to the procedure set forth in subdivision (e) of this section. To the extent consistent with applicable federal law, ~~[the department]~~ such authorized entity shall consider, when soliciting proposals and awarding any contract pursuant to this section, the participation of (i) entities that are certified as minority- or women-owned business enterprises pursuant to article fifteen-A of the executive law, or certified pursuant to local law as minority- or women-owned business enterprises, and (ii) small business concerns identified pursuant to subdivision (b) of section one hundred thirty-nine-g

1 of the state finance law. In addition, nothing in this section shall be
2 deemed to supersede any pre-qualification guidelines or requirements
3 otherwise authorized by law for ~~[the department]~~ such authorized entity.

4 (e) The request for proposals shall set forth the public work's scope
5 of work, and other requirements, as determined by the ~~[department]~~
6 authorized entity, which may include separate goals for work under the
7 contract to be performed by businesses certified as minority- or women-
8 owned business enterprises pursuant to article fifteen-A of the execu-
9 tive law or certified pursuant to local law as minority- or women-owned
10 business enterprises. The request for proposals shall also specify the
11 criteria to be used to evaluate the responses and the relative weight of
12 each of such criteria. Such criteria shall include the proposal's cost,
13 the quality of the proposal's solution, the qualifications and experi-
14 ence of the proposer, and other factors deemed pertinent by the ~~[depart-~~
15 ~~ment]~~ authorized entity, which may include, but shall not be limited to,
16 the proposal's manner and schedule of project implementation, the
17 proposer's ability to complete the work in a timely and satisfactory
18 manner, maintenance costs of the completed public work, maintenance of
19 traffic approach, and community impact. A contract awarded pursuant to
20 this section shall be awarded to a responsive and responsible proposer,
21 which, in consideration of these and other specified criteria deemed
22 pertinent, offers the best value, as determined by the ~~[department]~~
23 authorized entity. The ~~[department]~~ authorized entity may engage in
24 negotiations or other discussions with all qualified proposers that have
25 expressed interest in response to the request for proposals released
26 pursuant to subdivision (d) of this section, provided that such ~~[depart-~~
27 ~~ment]~~ authorized entity maintains a written record of the conduct of
28 negotiations or discussions and the basis for every determination to
29 continue or suspend negotiations, and, provided, further, that if such
30 ~~[department]~~ authorized entity determines for a particular contract or
31 for a particular type of contract that it is in the best interest of the
32 public to negotiate or enter into discussions with fewer proposers, it
33 shall make such a determination in writing. If such ~~[department]~~ author-
34 ized entity enters into such negotiations, such ~~[department]~~ authorized
35 entity shall allow all proposers to revise their proposals upon conclu-
36 sion of negotiations, and shall evaluate any such revised proposals
37 using the criteria included in the request for proposals. The request
38 for proposals shall include a statement that proposers shall designate
39 in writing those portions of the proposal that contain trade secrets or
40 other proprietary information that are to remain confidential; that the
41 material designated as confidential shall be readily separable from the
42 proposal. Nothing in this section shall be construed to prohibit the
43 authorized entity from negotiating final contract terms and conditions
44 including cost. All proposals submitted shall be scored according to
45 the criteria listed in the request for proposals and such final
46 scores shall be published on the authorized entity's website after
47 registration of such contract or the date upon which such contract may
48 be implemented, if registration requirements do not apply.

49 (f) The reporting requirement set forth in section thirteen of this
50 act shall apply to contracts procured pursuant to this section, provided
51 that the requirement that such report include a list of responding enti-
52 ties shall not apply to any contract where no such list was generated.
53 Such report shall include a description of the scope of work for each
54 project, whether the project used the design-build or construction
55 manager build method as described in subdivision (b) of this section,
56 the percentage of alternative project delivery contracts that used the

1 methods described in subdivision (b) of this section, the type of
2 contract described in subdivision (b) of section four of this act that
3 was used to procure the project, information regarding the total
4 contract price upon contract award, the total contract price upon final
5 completion of the project, the ~~[department's]~~ authorized entity's
6 initial projected estimate of the cost of the project and the partic-
7 ipation rate of and total dollar value of monies paid to minority- and
8 women-owned business enterprises and small business concerns under
9 alternative project delivery contracts.

10 § 2. This act shall take effect immediately; provided however, that
11 the amendments to chapter 749 of the laws of 2019 made by section one of
12 this act shall not affect the expiration and repeal of such chapter and
13 shall be deemed repealed therewith.

14 PART AA

15 Section 1. Subdivision 2 of section 13-b of the workers' compensation
16 law is amended by adding a new paragraph (b-2) to read as follows:

17 (b-2) Under the supervision of any authorized provider, any resident
18 or fellow who may practice medicine as an exempt person as provided for
19 in title eight of the education law, may render medical care under this
20 chapter so long as the supervisory requirements of the education law are
21 met and neither the supervising provider nor resident or fellow have
22 been prohibited from treating workers' compensation claimants pursuant
23 to section thirteen-d of this article.

24 § 2. This act shall take effect immediately.

25 PART BB

26 Section 1. Section 13-a of the workers' compensation law, as added by
27 chapter 258 of the laws of 1935, subdivision 1 as amended by chapter 363
28 of the laws of 1989, subdivision 2 as amended by chapter 113 of the laws
29 of 1946, subdivision 4 as amended by chapter 473 of the laws of 2000,
30 subdivisions 5 and 6 as amended by section 8 of part CC of chapter 55 of
31 the laws of 2019, and subdivision 7 as added by chapter 6 of the laws of
32 2007, is amended to read as follows:

33 § 13-a. Selection of authorized ~~[physician]~~ provider by employee. (1)
34 An injured employee may, when care is required, select to treat ~~[him-or-her]~~ them
35 any [physician] provider authorized by the chair to render
36 medical care, as hereafter provided. If for any reason during the period
37 when medical treatment and care is required, the employee wishes to
38 transfer ~~[his-or-her]~~ their treatment and care to another authorized
39 [physician] provider, ~~[he-or-she]~~ they may do so, in accordance with
40 rules prescribed by the chair. In such instance the remuneration of the
41 [physician] provider whose services are being dispensed with shall be
42 limited to the value of treatment rendered at fees as established in the
43 schedule for ~~[his-or-her]~~ their location, unless payment in higher
44 amounts has been approved as authorized in ~~[section thirteen, paragraph]~~
45 subdivision a of section thirteen of this article. If a claimant shall
46 receive treatment in any hospital or other institution operated in whole
47 or in part by the state of New York, the employer shall be liable for
48 food, clothing and maintenance furnished by the hospital or other insti-
49 tution to such employee. If the employee is unable due to the nature of
50 the injury to select such authorized [physician] provider and the emer-
51 gency nature of the injury requires immediate medical treatment and
52 care, or if ~~[he-or-she does]~~ they do not desire to select a ~~[physician]~~

1 provider, and in writing so advises the employer, the employer shall
2 promptly provide ~~[him or her]~~ them with the necessary medical care,
3 provided however, that nothing herein contained shall operate to prevent
4 such employee, when subsequently able to do so, from selecting for
5 continuance of any medical treatment or care required, any ~~[physician]~~
6 provider authorized by the chair to render medical care as hereinafter
7 provided.

8 (2) The ~~[chairman]~~ chair shall prescribe the form of a notice inform-
9 ing employees of their privilege under this chapter, and such notice
10 shall be posted and maintained by the employer in a conspicuous place or
11 places in and about ~~[his]~~ their place or places of business.

12 (3) The employer shall have the right to transfer the care of an
13 injured employee from the attending ~~[physician]~~ provider, whether chosen
14 originally by the employee or by the employer, to another authorized
15 ~~[physician]~~ provider (1) if the interest of the injured employee neces-
16 sitates the transfer or (2) if the ~~[physician has not been authorized to~~
17 ~~treat injured employees under this act or (3) if he has not been author-~~
18 ~~ized under this act to treat the particular injury or condition as~~
19 ~~provided by section thirteen-b (2)]~~ provider is currently placed on the
20 exclusion list. An authorized ~~[physician]~~ provider from whom the case
21 has been transferred shall have the right of appeal to an arbitration
22 committee as provided in subdivision two of section thirteen-g of this
23 article and if said arbitration committee finds that the transfer was
24 not authorized by this section, said employer shall pay to the ~~[physi-~~
25 ~~cian]~~ provider a sum equal to the total fee earned by the ~~[physician]~~
26 provider to whom the care of the injured employee has been transferred,
27 or such proportion of said fee as the arbitration committee shall deem
28 adequate.

29 (4) (a) No claim for medical or surgical treatment shall be valid and
30 enforceable, as against such employer, or employee, unless within
31 forty-eight hours following the first treatment the ~~[physician]~~ provider
32 giving such treatment furnishes to the employer and directly to the
33 chair a preliminary notice of such injury and treatment, within fifteen
34 days thereafter a more complete report and subsequent thereto progress
35 reports if requested in writing by the chair, board, employer or insur-
36 ance carrier at intervals of not less than three weeks apart or at less
37 frequent intervals if requested on forms prescribed by the chair. The
38 board may excuse failure to give such notices within the designated
39 periods when it finds it to be in the interest of justice to do so.

40 (b) Upon receipt of the notice provided for by paragraph (a) of this
41 subdivision, the employer, the carrier, and the claimant each shall be
42 entitled to have the claimant examined by a ~~[physician]~~ provider author-
43 ized by the chair in accordance with sections thirteen-b and one hundred
44 thirty-seven of this chapter, at a medical facility convenient to the
45 claimant and in the presence of the claimant's ~~[physician]~~ provider, and
46 refusal by the claimant to submit to such independent medical examina-
47 tion at such time or times as may reasonably be necessary in the opinion
48 of the board, shall bar the claimant from recovering compensation for
49 any period during which ~~[he or she]~~ the claimant has refused to submit
50 to such examination. No hospital shall be required to produce the
51 records of any claimant without receiving its customary fees or charges
52 for reproduction of such records.

53 (c) Where it would place an unreasonable burden upon the employer or
54 carrier to arrange for, or for the claimant to attend, an independent
55 medical examination by an authorized ~~[physician]~~ provider, the employer
56 or carrier shall arrange for such examination to be performed by a qual-

ified ~~physician~~ provider in a medical facility convenient to the claimant.

(d) The independent medical examiner shall provide such reports and shall submit to investigation as required by the chair.

(e) In order to qualify as admissible medical evidence, for purposes of adjudicating any claim under this chapter, any report submitted to the board by an independent medical examiner licensed by the state of New York shall include the following:

(i) a signed statement certifying that the report is a full and truthful representation of the independent medical examiner's professional opinion with respect to the claimant's condition:

(ii) such examiner's board issued authorization number;

(iii) the name of the individual or entity requesting the examination;

(iv) if applicable, the registration number as required by section thirteen-n of this article; and

(v) such other information as the chair may require by regulation.

Any report by an independent medical examiner who is not authorized, and who performs an independent medical examination in accordance with paragraph (c) of this subdivision, which is to be used as medical evidence under this chapter, shall include in the report such information as the chair may require by regulation.

(5) No claim for specialist consultations, surgical operations, physiotherapeutic or occupational therapy procedures, x-ray examinations or special diagnostic laboratory tests costing more than one thousand dollars shall be valid and enforceable, as against such employer, unless such special services shall have been authorized by the employer or by the board, or unless such authorization has been unreasonably withheld, or withheld for a period of more than thirty calendar days from receipt of a request for authorization, or unless such special services are required in an emergency, provided, however, that the basis for a denial of such authorization by the employer must be based on a conflicting second opinion rendered by a ~~physician~~ provider authorized by the board. The board, with the approval of the superintendent of financial services, shall issue and maintain a list of pre-authorized procedures under this section. Such list of pre-authorized procedures shall be issued and maintained for the purpose of expediting authorization of treatment of injured workers. Such list of pre-authorized procedures shall not prohibit varied treatment when the treating provider demonstrates the appropriateness and medical necessity of such treatment.

(6) (a) Any interference by any person with the selection by an injured employee of an authorized ~~physician~~ provider to treat ~~him~~ such employee, except when the selection is made pursuant to article ten-A of this chapter, and the improper influencing or attempt by any person improperly to influence the medical opinion of any ~~physician~~ provider who has treated or examined an injured employee, shall be a misdemeanor; provided, however, that it shall not constitute interference or improper influence if, in the presence of such injured employee's ~~physician~~ provider, an employer, ~~his~~ the employer's carrier or agent should recommend or provide information concerning rehabilitation services or the availability thereof to an injured employee or ~~his~~ the employee's family.

(b) Except as otherwise permitted by law, an employer, carrier, or third-party administrator shall not interfere or attempt to interfere with the selection by an injured employee of, or treatment by, an authorized medical provider, including by directing or attempting to direct that the injured employee seek treatment from a specific provider

1 or type of provider selected by the employer, carrier, or third-party
2 administrator. It shall not constitute improper interference under this
3 paragraph if the direction or attempt to direct the injured employee to
4 receive treatment from a specific provider or type of provider origi-
5 nates from the authorized medical provider while in the course of
6 providing treatment to the injured employee.

7 (i) Notwithstanding any other provision in this chapter, the chair
8 shall by regulation establish a performance standard concerning the
9 subject of any penalty imposed under this paragraph against an employer,
10 carrier or third-party administrator. The performance standard estab-
11 lished by the chair shall be used to measure compliance with this para-
12 graph by employers, carriers and third-party administrators. The chair
13 shall apply the performance standard based on multiple factors, includ-
14 ing but not limited to, findings of improper interference submitted as
15 complaints to the board's monitoring unit, unreasonable objections to
16 medical care, unwarranted objections to variances, medical billing
17 disputes, case delays brought about by employers, carriers and third-
18 party administrators, and the unreasonable denial of medical care.

19 (ii) Upon validating an allegation that the employer, carrier or
20 third-party administrator has failed to meet the promulgated performance
21 standard, a penalty shall be assessed by the board upon notice to the
22 employer, carrier or third-party administrator. The board shall impose
23 such penalty against the carrier, employer or third-party administrator
24 in the amount of fifty dollars per violation identified in subparagraph
25 (i) of this paragraph. The penalties for violations identified in
26 subparagraph (i) of this paragraph, may be aggregated into a single
27 penalty upon a finding that an employer, carrier or third-party adminis-
28 trator has interfered with an injured employee's necessary medical
29 treatment and care. Such aggregate penalty or assessment shall be based
30 upon the number of violations as multiplied against the applicable
31 penalty or assessment, but may be negotiated by the chair's designee in
32 full satisfaction of the penalty or assessment. Any aggregate penalty or
33 assessment issued under this paragraph shall be issued administratively,
34 and the chair shall, by regulation, specify the method of review or
35 redetermination, and the presentment of evidence and objections shall
36 occur solely upon the documentation. Any final determination shall be
37 subject to review under section twenty-three of this article but penal-
38 ties may not be subject to a stay. A final determination that an employ-
39 er, carrier or third-party administrator has engaged in a pattern of
40 interference with an injured worker's access to medically necessary
41 medical care shall result in the imposition of an aggregate penalty and
42 publication of notice of such finding on the board's web page.

43 (7)(a) Notwithstanding any other provision of this chapter to the
44 contrary, any insurance carrier authorized to transact the business of
45 workers' compensation insurance in this state, self-insurer or the state
46 insurance fund may contract with a network or networks, legally and
47 properly organized, to perform diagnostic tests, x-ray examinations,
48 magnetic resonance imaging, or other radiological examinations or tests
49 of claimants and may require claimant to obtain or undergo such diagnos-
50 tic test, x-ray examinations, magnetic resonance imaging or other radio-
51 logical examinations or tests with a provider or at a facility that is
52 affiliated with the network or networks with which the carrier
53 contracts, except if a medical emergency occurs requiring an immediate
54 diagnostic test, x-ray examination, magnetic resonance imaging or other
55 radiological examination or test or if the network with which the insur-
56 ance carrier, self-insurer or the state insurance fund contracts does

1 not have a provider or facility able to perform the examination or test
2 within a reasonable distance from the claimant's residence or place of
3 employment, as defined by regulation of the board.

4 (b) Any insurance carrier, self-insurer or the state insurance fund
5 which requires claimants to obtain or undergo diagnostic tests, x-ray
6 examinations, magnetic resonance imaging or other radiological examina-
7 tions or tests with a provider or at a facility affiliated with a
8 network or networks with which it contracts, must notify the claimant of
9 the name and contact information for the network or networks at the same
10 time the written statement of the claimant's rights as required by
11 subdivision two of section one hundred ten of this chapter or immedi-
12 ately after imposing such requirement if the time period within which the
13 written statement of the claimant's rights as required by subdivision
14 two of section one hundred ten of this chapter has expired.

15 (c) At the time a request for authorization for special diagnostic
16 tests, x-ray examinations, magnetic resonance imaging or other radiolog-
17 ical examinations or tests costing more than one thousand dollars as
18 required by subdivision five of this section is approved, the insurance
19 carrier, self-insurer or state insurance fund, or if so delegated the
20 network with which the insurance carrier, self-insurer or state insur-
21 ance fund has contracted, shall notify the [physician] provider request-
22 ing authorization of the requirement that the claimant obtain or undergo
23 the special diagnostic test, x-ray examination, magnetic resonance imag-
24 ing or other radiological examination or test with a provider or at a
25 facility affiliated with the network or networks with which it has
26 contracted, the contact information for the network and a list of the
27 providers and facilities within the claimant's geographic location, as
28 defined by regulation of the board. The claimant, in consultation with
29 the provider who requested the special diagnostic test, x-ray examina-
30 tion, magnetic resonance imaging or other radiological test or exam,
31 will determine the provider or facility from within the network which
32 will perform such diagnostic test, x-ray examination, magnetic resonance
33 imaging or other radiological examination or test.

34 (d) The results of the special diagnostic test, x-ray examination,
35 magnetic resonance imaging or other radiological test or exam must be
36 sent to the [physician] provider who requested the test or exam imme-
37 diately upon completion of the report detailing the results.

38 § 2. Section 13-b of the workers' compensation law, as amended by
39 section 1 of part CC of chapter 55 of the laws of 2019, and paragraphs
40 (p) and (q) of subdivision 1 and paragraph (b-1) of subdivision 2 as
41 added by chapter 335 of the laws of 2024, is amended to read as follows:

42 § 13-b. Authorization of providers, medical bureaus and laboratories
43 by the chair. 1. ~~[No person shall render medical care or conduct inde-~~
44 ~~pendent medical examinations under this chapter without such authori-~~
45 ~~zation by the chair.]~~ Any provider as defined in this section shall be
46 authorized to render medical care under this chapter unless they are
47 currently excluded pursuant to section thirteen-d of this article. Inde-
48 pendent medical examinations may only be performed by a physician,
49 podiatrist, chiropractor, or psychologist authorized to perform such
50 examinations by the chair, or as specified in regulations, when quali-
51 fied by the board. No provider may conduct independent medical examina-
52 tions unless performed in accordance with paragraph (b) of subdivision
53 four of section thirteen-a and section one hundred thirty-seven of this
54 chapter. As used in this title, the following definitions shall have the
55 following meanings unless their context requires otherwise:

1 (a) "Acupuncturist" shall mean licensed as having completed a formal
2 course of study and having passed an examination in accordance with the
3 education law, the regulations of the commissioner of education, and the
4 requirements of the board of regents. Acupuncturists are required by the
5 education law to advise, in writing, each patient of the importance of
6 consulting with a physician for the condition or conditions necessitat-
7 ing acupuncture care, as prescribed by the education law.

8 (b) "Chair" of the board shall mean either the chair or the chair's
9 designee.

10 (c) "Chiropractor" shall mean licensed and having completed two years
11 of preprofessional college study and a four-year resident program in
12 chiropractic in accordance with the education law, and consistent with
13 the licensing requirements of the commissioner of education.

14 (d) "Dentist" shall mean licensed and having completed a four-year
15 course of study leading to a D.D.S. or D.D.M. degree, or an equivalent
16 degree, in accordance with the education law and the licensing require-
17 ments of the commissioner of education.

18 (e) "Employer" shall mean a self-insured employer or, if insured, the
19 insurance carrier.

20 (f) "Independent medical examination" shall mean an examination
21 performed by a physician, podiatrist, chiropractor or psychologist,
22 authorized under this section to perform such examination, for the
23 purpose of examining or evaluating injury or illness pursuant to para-
24 graph (b) of subdivision four of section thirteen-a and section one
25 hundred thirty-seven of this chapter and as more fully set forth in
26 regulation.

27 (g) "Nurse practitioner" shall mean a licensed registered professional
28 nurse certified pursuant to section sixty-nine hundred ten of the educa-
29 tion law acting within their lawful scope of practice.

30 (h) "Occupational therapist" shall mean licensed as having at least a
31 bachelor's or master's degree in occupational therapy from a registered
32 program with the education department or receipt of a diploma or degree
33 resulting from completion of not less than four years of postsecondary
34 study, which includes the professional study of occupational therapy in
35 accordance with the education law and the regulations of the commis-
36 sioner of education.

37 (i) "Physical therapist" shall mean licensed in accordance with the
38 education law and the licensing requirements of the commissioner of
39 education.

40 (j) "Physician" shall mean licensed with a degree of doctor of medi-
41 cine, M.D., or doctor of osteopathic medicine, D.O., or an equivalent
42 degree in accordance with the education law and the licensing require-
43 ments of the state board of medicine and the regulations of the commis-
44 sioner of education.

45 (k) "Physician assistant" shall mean a licensed provider who is
46 licensed as a physician assistant pursuant to section sixty-five hundred
47 forty-one of the education law.

48 (l) "Podiatrist" shall mean a doctor of podiatric medicine licensed as
49 having received a doctoral degree in podiatric medicine in accordance
50 with the regulations of the commissioner of education and the education
51 law, and must satisfactorily meet all other requirements of the state
52 board for podiatric medicine.

53 (m) [~~"Provider"~~] "Authorized provider" or "provider" shall mean a duly
54 licensed acupuncturist, chiropractor, nurse practitioner, occupational
55 therapist, physical therapist, physician, physician assistant, podia-
56 trist, psychologist, or social worker [~~authorized by the chair~~] as

1 defined in this section who is not currently excluded pursuant to
2 section thirteen-d of this article.

3 (n) "Psychologist" shall mean licensed as having received a doctoral
4 degree in psychology from a program of psychology registered with the
5 state education department or the substantial equivalent thereof in
6 accordance with the education law, the requirements of the state board
7 for psychology, and the regulations of the commissioner of education.

8 (o) "Social worker" shall mean a licensed clinical social worker. A
9 licensed clinical social worker has completed a master's degree of
10 social work that includes completion of a core curriculum of at least
11 twelve credit hours of clinical courses or the equivalent post-graduate
12 clinical coursework, in accordance with the education law and the regu-
13 lations of the commissioner of education.

14 (p) "Physical therapist assistant" shall mean licensed in accordance
15 with the education law and the licensing requirements of the commission-
16 er of education.

17 (q) "Occupational therapy assistant" shall mean licensed in accordance
18 with the education law and the licensing requirements of the commission-
19 er of education.

20 (r) "Exclusion list" means the list published and maintained by the
21 board in accordance with section thirteen-d of this article listing
22 providers who are currently disqualified from rendering care or from
23 performing independent medical examinations under this chapter.

24 2. Any provider [~~licensed pursuant to the education law to provide~~
25 ~~medical care and treatment in the state of New York may render emergency~~
26 ~~care and treatment in an emergency hospital or urgent care setting~~
27 ~~providing emergency treatment under this chapter without authorization~~
28 ~~by the chair under this section;~~ rendering medical care under this
29 chapter must comply with all applicable laws, regulations and guidance,
30 including any applicable New York Medical Treatment Guidelines and the
31 Official New York Medical Fee Schedule(s).

32 (a) Such licensed provider as identified in this subdivision who is on
33 staff at any hospital or urgent care center providing emergency treat-
34 ment may continue such medical care under this chapter while an injured
35 employee remains a patient in such hospital or urgent care setting; and

36 (b) Under the direct supervision of an authorized provider, medical
37 care may be rendered by a registered nurse or other person trained in
38 laboratory or diagnostic techniques within the scope of such person's
39 specialized training and qualifications. This supervision shall be
40 evidenced by signed records of instructions for treatment and signed
41 records of the patient's condition and progress. Reports of such treat-
42 ment and supervision shall be made by such provider to the chair in the
43 format prescribed by the chair at such times as the chair may require.

44 (b-1) Under the direction and supervision of an authorized occupa-
45 tional therapist, occupational therapy services may be rendered by an
46 occupational therapy assistant. Under the direction and supervision of
47 an authorized physical therapist, physical therapy services may be
48 rendered by a physical therapist assistant. Where any such care or
49 treatment is rendered, records of the patient's condition and progress,
50 together with records of instruction for treatment, if any, shall be
51 maintained by the physical therapist or occupational therapist and by
52 the referring physician, physician assistant, podiatrist, or nurse prac-
53 titioner. Said records shall be submitted to the chair on forms and at
54 such times as the chair may require.

55 (c) Where it would place an unreasonable burden upon the employer or
56 carrier to arrange for, or for the claimant to attend, an independent

1 medical examination by an authorized provider, the employer or carrier
2 shall arrange for such examination to be performed by a qualified
3 provider in a medical facility convenient to the claimant.

4 (d) Upon the prescription or referral of an authorized physician,
5 physician assistant, podiatrist, or nurse practitioner acting within the
6 scope of ~~[his or her]~~ such person's practice, care or treatment may be
7 rendered to an injured employee by an authorized physical therapist,
8 occupational therapist or acupuncturist provided the conditions and the
9 treatment performed are among the conditions that the physical thera-
10 pist, occupational therapist or acupuncturist is authorized to treat
11 pursuant to the education law or the regulations of the commissioner of
12 education. Where any such care or treatment is rendered, records of the
13 patient's condition and progress, together with records of instruction
14 for treatment, if any, shall be maintained by the physical therapist,
15 occupational therapist or acupuncturist rendering treatment and by the
16 referring physician, physician assistant, podiatrist, or nurse practi-
17 tioner. Said records shall be submitted to the chair on forms and at
18 such times as the chair may require.

19 (e) A record, report or opinion of a physical therapist, occupational
20 therapist, acupuncturist or physician assistant shall not be considered
21 as evidence of the causal relationship of any condition to a work
22 related accident or occupational disease under this chapter. Nor may a
23 record, report or opinion of a physical therapist, occupational thera-
24 pist or acupuncturist be considered evidence of disability. Nor may a
25 record, report or opinion of a physician assistant be considered
26 evidence of the presence of a permanent or initial disability or the
27 degree thereof.

28 (f) An independent medical examination performed in accordance with
29 section one hundred thirty-seven of this chapter, may only be performed
30 by a physician, podiatrist, chiropractor or psychologist authorized to
31 perform such examinations by the chair, or as specified in regulation,
32 when qualified by the board.

33 3. ~~[A provider]~~ In order to perform independent medical examinations
34 in accordance with paragraph (b) of subdivision four of section thir-
35 teen-a and section one hundred thirty-seven of this chapter, a physi-
36 cian, podiatrist, chiropractor, or psychologist properly licensed or
37 certified pursuant to the regulations of the commissioner of education
38 and the requirements of the education law ~~[desirous of being authorized~~
39 ~~to render medical care under this chapter and/or to conduct independent~~
40 ~~medical examinations in accordance with paragraph (b) of subdivision~~
41 ~~four of section thirteen-a and section one hundred thirty seven of this~~
42 ~~chapter]~~ shall file an application for authorization under this chapter
43 with the chair or chair's designee as provided for in the applicable
44 regulations, currently section 300.2 of Title 12 NYCRR. ~~[Prior to~~
45 ~~receiving authorization, a physician must, together with submission of~~
46 ~~an application to the chair, submit such application to the medical~~
47 ~~society of the county in which the physician's office is located or of a~~
48 ~~board designated by such county society or of a board representing duly~~
49 ~~licensed physicians of any other school of medical practice in such~~
50 ~~county, and such medical society shall submit the recommendation to the~~
51 ~~board. In the event such county society or board fails to take action~~
52 ~~upon a physician's completed and signed application within forty five~~
53 ~~days, the chair may complete review of the application without such~~
54 ~~approval. Upon approval of the application by the chair or the chair's~~
55 ~~designee, the applicant shall further agree to refrain from subsequently~~
56 ~~treating for remuneration, as a private patient, any person seeking~~

~~1 medical treatment, or submitting to an independent medical examination,
2 in connection with, or as a result of, any injury compensable under this
3 chapter, if he or she has been removed from the list of providers
4 authorized to render medical care or to conduct independent medical
5 examinations under this chapter, or if the person seeking such treat-
6 ment, or submitting to an independent medical examination, has been
7 transferred from his or her care in accordance with the provisions of
8 this chapter. This agreement shall run to the benefit of the injured
9 person so treated or examined, and shall be available to him or her as a
10 defense in any action by such provider for payment for treatment
11 rendered by a provider after he or she has been removed from the list of
12 providers authorized to render medical care or to conduct independent
13 medical examinations under this chapter, or after the injured person was
14 transferred from his or her care in accordance with the provisions of
15 this chapter.]~~

16 4. Laboratories and bureaus engaged in x-ray diagnosis or treatment or
17 in physiotherapy or other therapeutic procedures and which participate
18 in the diagnosis or treatment of injured workers under this chapter
19 shall be operated or supervised by providers authorized under this chap-
20 ter and shall be subject to the provisions of section thirteen-c of this
21 article. The person in charge of diagnostic clinical laboratories duly
22 authorized under this chapter shall possess the qualifications estab-
23 lished by the public health and health planning council for approval by
24 the state commissioner of health or, in the city of New York, the quali-
25 fications approved by the board of health of said city and shall main-
26 tain the standards of work required for such approval.

27 § 3. Section 13-d of the workers' compensation law, as amended by
28 section 2 of part CC of chapter 55 of the laws of 2019, is amended to
29 read as follows:

30 § 13-d. ~~[Removal of providers from lists of those authorized to render~~
31 ~~medical care or to conduct independent medical examinations]~~ Placement
32 of providers on the exclusion list. 1. ~~[The medical society of the coun-~~
33 ~~ty in which the physician's office is located at the time or a board~~
34 ~~designated by such county society or a board representing duly licensed~~
35 ~~physicians of any other school of medical practice in such county shall~~
36 ~~investigate, hear and make findings with respect to all charges as to~~
37 ~~professional or other misconduct of any authorized physician as herein~~
38 ~~provided under rules and procedure to be prescribed by the medical~~
39 ~~appeals unit, and shall report evidence of such misconduct, with their~~
40 ~~findings and recommendation with respect thereto, to the chair. Failure~~
41 ~~to commence such investigation within sixty days from the date the~~
42 ~~charges are referred to the society by the chair or submit findings and~~
43 ~~recommendations relating to the charges within one hundred eighty days~~
44 ~~from the date the charges are referred shall empower the chair to~~
45 ~~appoint, as a hearing officer, a member of the board, employee, or other~~
46 ~~qualified hearing officer to hear and report on the charges to the~~
47 ~~chair. A qualified hearing officer, who is neither a member of the~~
48 ~~board, or employee thereof shall be paid at a reasonable per diem rate~~
49 ~~to be fixed by the chair.~~

50 ~~Such investigation, hearing, findings, recommendation and report may~~
51 ~~be made by the society or board of an adjoining county upon the request~~
52 ~~of the medical society of the county in which the alleged misconduct or~~
53 ~~infraction of this chapter occurred, subject to the time limit and~~
54 ~~conditions set forth herein. The medical appeals unit shall review the~~
55 ~~findings and recommendation of such medical society or board, or hearing~~
56 ~~officer appointed by the chair upon application of the accused physician~~

~~and may reopen the matter and receive further evidence. The findings, decision and recommendation of such society, board or hearing officer appointed by the chair or medical appeals unit shall be advisory to the chair only, and shall not be binding or conclusive upon him or her.]~~ In accordance with this section, the chair shall publish and maintain an exclusion list of providers currently disqualified from rendering medical care under this chapter or to conduct independent medical examinations in accordance with paragraph (b) of subdivision four of section thirteen-a of this article.

2. ~~[The chair shall remove from the list of providers authorized to render medical care under this chapter, or to conduct independent medical examinations in accordance with paragraph (b) of subdivision four of section thirteen-a of this article,]~~ The exclusion list shall publish the name of any provider who ~~[he or she shall find]~~ is found after reasonable investigation ~~[is]~~ to be disqualified because such provider:

(a) has been guilty of professional or other misconduct or incompetency in connection with rendering medical services under the law; or

(b) has exceeded the limits of ~~[his or her]~~ their professional competence in rendering medical care or in conducting independent medical examinations under the law, or has, as applicable, made materially false statements regarding ~~[his or her]~~ their qualifications in ~~[his or her]~~ their application ~~[for the recommendation of the medical society or board as provided in section thirteen-b of this article]~~; or

(c) has failed to transmit copies of medical reports to claimant's attorney or licensed representative as provided in subdivision (f) of section thirteen of this article; or has failed to submit full and truthful medical reports of all ~~[his or her]~~ their findings to the employer, and directly to the chair or the board within the time limits provided in subdivision four of section thirteen-a of this article with the exception of injuries which do not require (1) more than ordinary first aid or more than two treatments by a provider or person rendering first aid, or (2) loss of time from regular duties of one day beyond the working day or shift; or

(d) knowingly made a false statement or representation as to a material fact in any medical report or in any submission to the board, made pursuant to this chapter or in testifying or otherwise providing information for the purposes of this chapter; or

(e) has solicited, or has employed another to solicit for ~~[himself or herself]~~ themselves or for another, professional treatment, examination or care of an injured employee in connection with any claim under this chapter; or

(f) has refused to appear before, to testify, to submit to a deposition, or to answer upon request of, the chair, board, ~~[medical appeals unit]~~ or any duly authorized officer of the state, any legal question, or to produce any relevant book or paper concerning ~~[his or her]~~ their conduct ~~[under any authorization granted to him or her]~~ in rendering medical care or in the performance of an independent medical examination under this chapter, including when a provider has accepted payments from both the health insurer and employer or carrier and failed to reimburse the health insurer after they are given notice; or

(g) has directly or indirectly requested, received or participated in the division, transference, assignment, rebating, splitting or refunding of a fee for, or has directly or indirectly requested, received or profited by means of a credit or other valuable consideration as a commission, discount or gratuity in connection with the furnishing of medical

1 or surgical care, an independent medical examination, diagnosis or
2 treatment or service, including X-ray examination and treatment, or for
3 or in connection with the sale, rental, supplying or furnishing of clin-
4 ical laboratory services or supplies, X-ray laboratory services or
5 supplies, inhalation therapy service or equipment, ambulance service,
6 hospital or medical supplies, physiotherapy or other therapeutic service
7 or equipment, artificial limbs, teeth or eyes, orthopedic or surgical
8 appliances or supplies, optical appliances, supplies or equipment,
9 devices for aid of hearing, drugs, medication or medical supplies, or
10 any other goods, services or supplies prescribed for medical diagnosis,
11 care or treatment, under this chapter; except that reasonable payment,
12 not exceeding the technical component fee permitted in the medical fee
13 schedule, established under this chapter for X-ray examinations, diagno-
14 sis or treatment, may be made by a provider duly authorized as a roent-
15 genologist to any hospital furnishing facilities and equipment for such
16 examination, diagnosis or treatment, provided such hospital does not
17 also submit a charge for the same services. Nothing contained in this
18 paragraph shall prohibit such providers who practice as partners, in
19 groups or as a professional corporation or as a university faculty prac-
20 tice corporation from pooling fees and moneys received, either by the
21 partnership, professional corporation, university faculty practice
22 corporation or group by the individual members thereof, for professional
23 services furnished by any individual professional member, or employee of
24 such partnership, corporation or group, nor shall the professionals
25 constituting the partnerships, corporations, or groups be prohibited
26 from sharing, dividing or apportioning the fees and moneys received by
27 them or by the partnership, corporation or group in accordance with a
28 partnership or other agreement~~[-]; or~~

29 (h) has demonstrated a repeated failure to follow the laws of this
30 chapter and applicable laws, regulations, and guidance, including any
31 applicable New York medical treatment guidelines and the official New
32 York medical fee schedule(s); or

33 (i) has misrepresented their credentials.

34 3. Any person who violates or attempts to violate, and any person who
35 aids another to violate or attempts to induce ~~[him or her]~~ them to
36 violate the provisions of paragraph (g) of subdivision two of this
37 section shall be guilty of a misdemeanor.

38 4. Nothing in this section shall be construed as limiting in any
39 respect the power or duty of the chair to investigate instances of
40 misconduct, either before or after investigation by a medical society or
41 board as herein provided, or to temporarily ~~[suspend the authorization~~
42 ~~of]~~ add any provider to the exclusion list that ~~[he or she]~~ the chair or
43 the chair's designee may believe to be guilty of such misconduct.

44 5. Whenever the department of health or the department of education
45 shall conduct an investigation with respect to charges of professional
46 or other misconduct by a provider which results in a report, determi-
47 nation or consent order that includes a finding of professional or other
48 misconduct or incompetency by such provider, the chair shall have full
49 power and authority to temporarily ~~[suspend, revoke or otherwise limit~~
50 ~~the authorization under this chapter of]~~ add any provider to the exclu-
51 sion list upon such finding by the department of health or the depart-
52 ment of education that the provider has been guilty of professional or
53 other misconduct. The recommendations of the department of health or the
54 department of education shall be advisory to the chair only and shall
55 not be binding or conclusive upon the chair.

§ 4. Subdivision 1 of section 13-f of the workers' compensation law, as amended by chapter 353 of the laws of 1990, is amended to read as follows:

(1) Fees for medical services shall be payable only to a physician or other qualified person permitted by ~~[sections]~~ section thirteen-b~~[, thirteen-k, thirteen-l and thirteen-m]~~ of this ~~[chapter]~~ article or other authorized provider of health care under the education law or the public health law permitted to render medical care or treatment under this chapter, or to the agent, executor or administrator of the estate of such ~~[physician]~~ provider or such other qualified person. Except as provided in section thirteen-d of this ~~[chapter]~~ article, no provider of health care rendering medical care or treatment to a compensation claimant, shall collect or receive a fee from such claimant within this state, but shall have recourse for payment of services rendered only to the employer under the provisions of this chapter. Any compensation claimant who pays a fee to a provider of health care for medical care or treatment under this chapter shall have a cause of action against such provider of health care for the recovery of the money paid, which cause of action may be assigned to the chair in trust for the assigning claimant. All such assignments shall run to the chair. The chair may sue the physician, or other authorized provider of health care as herein described on the assigned cause of action with the benefits and subject to the provisions of existing law applying to such actions by the claimant ~~[himself or herself]~~ themselves. Hospitals shall not be entitled to receive the remuneration paid to physicians on their staff for medical and surgical services.

§ 5. Section 13-g of the workers' compensation law is amended by adding a new subdivision 5 to read as follows:

(5) When a provider or supplier has knowledge that an employer has controverted or denied a claim, or receives a denial of a medical bill and the basis of denial is that the claim is controverted, the provider may submit the bill to the patient's health insurance. The provider may not require a copayment or coinsurance from the patient, and may not otherwise bill the patient, while the determination of responsibility for the claim is pending. If the patient does not have health insurance, the provider may not bill the patient directly while determination of responsibility for the claim is pending.

§ 6. Section 13-k of the workers' compensation law is REPEALED.

§ 7. Section 13-l of the workers' compensation law is REPEALED.

§ 8. Section 13-m of the workers' compensation law is REPEALED.

§ 9. Section 141 of the workers' compensation law, as amended by chapter 6 of the laws of 2007, is amended to read as follows:

§ 141. General powers and duties of the chair. The chair shall be the administrative head of the workers' compensation board and shall exercise the powers and perform the duties in relation to the administration of this chapter heretofore vested in the commissioner of labor by chapter fifty of the laws of nineteen hundred twenty-one, and acts amendatory thereof, and by this chapter excepting article six thereof, and except in so far as such powers and duties are vested by this chapter in the workers' compensation board. The chair shall preside at all meetings of the board and shall appoint all committees and panels of the board; shall designate the times and places for the hearing of claims under this chapter and shall perform all administrative functions of the board as in this chapter set forth. The chair, in the name of the board, shall enforce all the provisions of this chapter, and may make administrative regulations and orders providing for the receipt, indexing and examining

1 of all notices, claims and reports, for the giving of notice of hearings
2 and of decisions, for certifying of records, for the fixing of the times
3 and places for the hearing of claims, and for providing for the conduct
4 of hearings and establishing of calendar practice to the extent not
5 inconsistent with the rules of the board. The chair shall ~~[issue and may~~
6 ~~revoke certificates of authorization of physicians, chiropractors and~~
7 ~~podiatrists as provided in sections thirteen-a, thirteen-k and thir-~~
8 ~~teen-1 of this chapter]~~ publish and maintain an exclusion list, in
9 accordance with section thirteen-d of this chapter, for providers as
10 defined in section thirteen-b of this chapter currently disqualified
11 from providing medical care or from performing independent medical exam-
12 inations in accordance with paragraph (b) of subdivision four of section
13 thirteen-a of this chapter, and licenses for medical bureaus and x-ray
14 and other laboratories under the provisions of section thirteen-c of
15 this chapter, issue stop work orders as provided in section one hundred
16 forty-one-a of this article, and shall have and exercise all powers not
17 otherwise provided for herein in relation to the administration of this
18 chapter heretofore expressly conferred upon the commissioner of labor by
19 any of the provisions of this chapter, or of the labor law. The chair,
20 on behalf of the workers' compensation board, shall enter into the
21 agreement provided for in section one hundred seventy-one-h of the tax
22 law, and shall take such other actions as may be necessary to carry out
23 the agreement provided for in such section for matching beneficiary
24 records of workers' compensation with information provided by employers
25 to the state directory of new hires for the purposes of verifying eligi-
26 bility for such benefits and for administering workers' compensation.
27 § 10. This act shall take effect January 1, 2027.

PART CC

29 Section 1. Subdivisions 1, 2 and 3 of section 21-a of the workers'
30 compensation law, as amended by chapter 6 of the laws of 2007, are
31 amended to read as follows:

32 1. Notwithstanding any other provision of this chapter to the contra-
33 ry, in any instance in which an employer is unsure of the extent of its
34 liability for a claim for compensation by an injured employee pursuant
35 to this chapter, such employer may initiate compensation payments and
36 payments for medical treatment and care, including prescribed medicine
37 and continue such payments for one year, without prejudice and without
38 admitting liability, in accordance with a notice of temporary payment of
39 compensation, on a form prescribed by the board.

40 2. The notice of temporary payment of compensation authorized by
41 subdivision one of this section shall be delivered to the injured
42 employee and the board. Such notice shall notify the injured employee
43 that the temporary payment of compensation and medical treatment and
44 care, including prescribed medicine shall not be deemed to be an admis-
45 sion of liability by the employer for the injury or injuries to the
46 employee. The board, upon receipt of a notice of temporary payment of
47 compensation, shall send a notice to the injured employee stating that:

48 (a) the board has received a notice of temporary payment of compen-
49 sation relating to such injured employee;

50 (b) the payment of temporary compensation and medical treatment and
51 care, including prescribed medicine and the injured employee's accept-
52 ance of such temporary compensation and medical treatment and care,
53 including prescribed medicine shall not be an admission of liability by
54 the employer, nor prejudice the claim of the injured employee;

(c) the payment of temporary compensation and medical treatment and care, including prescribed medicine shall terminate on the elapse of: one year, or the employer's contesting of the injured employee's claim for compensation and medical treatment and care, including prescribed medicine, or the board determination of the injured employee's claim, whichever is first; and

(d) the injured employee may be required to enter into an agreement with the employer to ensure the continuation of payments of temporary compensation and medical treatment and care, including prescribed medicine.

3. An employer may cease making temporary payments of compensation and medical treatment and care, including prescribed medicine if such employer delivers within five days after the last payment, to the injured employee and the board, a notice of termination of temporary payments of compensation on a form prescribed by the board. Such notice shall inform the injured employee that the employer is ceasing temporary payment of compensation and medical treatment and care, including prescribed medicine. Upon the cessation of temporary payments of compensation and medical treatment and care, including prescribed medicine, all parties to any action pursuant to this chapter shall retain all rights, defenses and obligations they would otherwise have pursuant to this chapter without regard for the temporary payment of compensation and medical treatment and care, including prescribed medicine.

§ 2. This act shall take effect January 1, 2027.

PART DD

Section 1. Paragraph 1 of subdivision (d) of section 13 of the workers' compensation law, as amended by chapter 419 of the laws of 2000, is amended to read as follows:

(1) ~~[In]~~ An insurer or health benefits plan shall make payments for otherwise covered medical and/or hospital services for or on behalf of an injured employee when the claim is controverted and the insurer or health benefits plan receives from the provider of the medical and/or hospital services who is treating the injured employee a written notice from the carrier or employer that the carrier or employer denied payment for the medical and/or hospital services. The insurer or health benefits plan shall be entitled to be reimbursed for such payments by the carrier or employer within the limits of the medical and hospital fee schedules adopted by the chair if the board determines that the claim is compensable. Additionally, in the event that an insurer or health benefits plan makes payments for medical and/or hospital services for or on behalf of an injured employee when the claim is not controverted, they shall be entitled to be reimbursed for such payments by the carrier or employer within the limits of the medical and hospital fee schedules adopted by the chair if the board determines that the claim is compensable. For the purposes of this section, an insurer or health benefits plan includes a medical expense indemnity corporation, a health or hospital service corporation, a commercial insurance company licensed to write accident and health insurance in the state of New York, an institution of higher education certified under section eleven hundred twenty-four of the insurance law, as added by chapter two hundred forty-six of the laws of two thousand twelve a municipal cooperative health benefit plan under article forty-seven of the insurance law, a health maintenance organization operating in accordance with article forty-three of the insurance law or article forty-four of the public health law, or a self-insured or

1 self-funded health care benefits plan operated by, or on behalf of, any
2 business, municipality or other entity (including an employee welfare
3 fund as defined in article forty-four of the insurance law or any other
4 union trust fund or union health benefits plan). Notwithstanding any
5 other provision of law, in no event shall the carrier or employer be
6 required to reimburse the insurer or health benefits plan in an amount
7 greater than the amount paid for medical and hospital services for or on
8 behalf of the injured ~~[employer]~~ employee by such ~~[corporation]~~ insurer
9 or ~~[company]~~ health benefits plan; provided, however, if the carrier or
10 employer does not reimburse the insurer or health benefits plan within
11 thirty days after the board determines that the claim is compensable,
12 the carrier or employer shall reimburse the insurer or health benefits
13 plan at the amount the carrier or employer would be obligated to reim-
14 burse the hospital or other provider of medical services if the carrier
15 or employer made payment directly to the provider of medical and/or
16 hospital services pursuant to this chapter (or, in the case of inpatient
17 hospital services, pursuant to paragraphs (b) and (b-1) of subdivision
18 one of section twenty-eight hundred seven-c of the public health law).
19 Upon reimbursement to the insurer or health benefits plan pursuant to
20 this subdivision, the carrier or employer shall be relieved of liability
21 for the medical and/or hospital services for which payment has been made
22 by the insurer or health benefits plan.

23 § 2. The insurance law is amended by adding new section 3224-e to read
24 as follows:

25 § 3224-e. Payment of controverted workers' compensation insurance
26 claims. (a) Pursuant to paragraph one of subdivision (d) of section
27 thirteen of the workers' compensation law, an insurer shall make
28 payments for otherwise covered medical or hospital services when the
29 workers' compensation insurance claim is controverted and the insurer
30 receives from the provider of the medical or hospital services who is
31 treating the injured employee a written notice from the workers' compen-
32 sation insurer or employer that the workers' compensation insurer or
33 employer denied payment for the medical or hospital services. The insur-
34 er shall be entitled to be reimbursed for such payments by the workers'
35 compensation insurer or employer within the limits of the medical and
36 hospital fee schedules of the chair of the workers' compensation board
37 if the workers' compensation board determines that the claim is compens-
38 able.

39 (b) For the purpose of this section, "insurer" shall mean an insurer
40 authorized to write accident and health insurance in this state, an
41 organization or corporation licensed or certified pursuant to article
42 forty-three or forty-seven of this chapter or article forty-four of the
43 public health law, or an institution of higher education certified under
44 section eleven hundred twenty-four of this chapter, as added by chapter
45 two hundred forty-six of the laws of two thousand twelve.

46 § 3. This act shall take effect January 1, 2026 and shall apply to all
47 policies and contracts issued or renewed on or after such date.

48 PART EE

49 Section 1. The state comptroller is hereby authorized and directed to
50 loan money in accordance with the provisions set forth in subdivision 5
51 of section 4 of the state finance law to the following funds and/or
52 accounts:

- 53 1. DOL-Child performer protection account (20401).
- 54 2. Local government records management account (20501).

- 1 3. Child health plus program account (20810).
- 2 4. EPIC premium account (20818).
- 3 5. Education - New (20901).
- 4 6. VLT - Sound basic education fund (20904).
- 5 7. Sewage treatment program management and administration fund
- 6 (21000).
- 7 8. Hazardous bulk storage account (21061).
- 8 9. Utility environmental regulatory account (21064).
- 9 10. Federal grants indirect cost recovery account (21065).
- 10 11. Low level radioactive waste account (21066).
- 11 12. Recreation account (21067).
- 12 13. Public safety recovery account (21077).
- 13 14. Environmental regulatory account (21081).
- 14 15. Natural resource account (21082).
- 15 16. Mined land reclamation program account (21084).
- 16 17. Great lakes restoration initiative account (21087).
- 17 18. Environmental protection and oil spill compensation fund (21200).
- 18 19. Public transportation systems account (21401).
- 19 20. Metropolitan mass transportation (21402).
- 20 21. Operating permit program account (21451).
- 21 22. Mobile source account (21452).
- 22 23. Statewide planning and research cooperative system account
- 23 (21902).
- 24 24. New York state thruway authority account (21905).
- 25 25. Financial control board account (21911).
- 26 26. Regulation of racing account (21912).
- 27 27. State university dormitory income reimbursable account (21937).
- 28 28. Criminal justice improvement account (21945).
- 29 29. Environmental laboratory reference fee account (21959).
- 30 30. Training, management and evaluation account (21961).
- 31 31. Clinical laboratory reference system assessment account (21962).
- 32 32. Indirect cost recovery account (21978).
- 33 33. Multi-agency training account (21989).
- 34 34. Bell jar collection account (22003).
- 35 35. Industry and utility service account (22004).
- 36 36. Real property disposition account (22006).
- 37 37. Parking account (22007).
- 38 38. Courts special grants (22008).
- 39 39. Asbestos safety training program account (22009).
- 40 40. Batavia school for the blind account (22032).
- 41 41. Investment services account (22034).
- 42 42. Surplus property account (22036).
- 43 43. Financial oversight account (22039).
- 44 44. Regulation of Indian gaming account (22046).
- 45 45. Rome school for the deaf account (22053).
- 46 46. Seized assets account (22054).
- 47 47. Administrative adjudication account (22055).
- 48 48. New York City assessment account (22062).
- 49 49. Cultural education account (22063).
- 50 50. Local services account (22078).
- 51 51. DHCR mortgage servicing account (22085).
- 52 52. Housing indirect cost recovery account (22090).
- 53 53. Voting Machine Examinations account (22099).
- 54 54. DHCR-HCA application fee account (22100).
- 55 55. Low income housing monitoring account (22130).
- 56 56. Restitution account (22134).

- 1 57. Corporation administration account (22135).
- 2 58. New York State Home for Veterans in the Lower-Hudson Valley
- 3 account (22144).
- 4 59. Deferred compensation administration account (22151).
- 5 60. Rent revenue other New York City account (22156).
- 6 61. Rent revenue account (22158).
- 7 62. Transportation aviation account (22165).
- 8 63. Tax revenue arrearage account (22168).
- 9 64. New York State Campaign Finance Fund account (22211).
- 10 65. New York state medical indemnity fund account (22240).
- 11 66. Behavioral health parity compliance fund (22246).
- 12 67. Pharmacy benefit manager regulatory fund (22255).
- 13 68. Virtual currency assessments account (22262).
- 14 69. State university general income offset account (22654).
- 15 70. Lake George park trust fund account (22751).
- 16 71. Highway safety program account (23001).
- 17 72. DOH drinking water program account (23102).
- 18 73. NYCCC operating offset account (23151).
- 19 74. Commercial gaming revenue account (23701).
- 20 75. Commercial gaming regulation account (23702).
- 21 76. Highway use tax administration account (23801).
- 22 77. New York state secure choice administrative account (23806).
- 23 78. New York state cannabis revenue fund (24800).
- 24 79. Cannabis education account (24801).
- 25 80. Fantasy sports administration account (24951).
- 26 81. Mobile sports wagering fund (24955).
- 27 82. Highway and bridge capital account (30051).
- 28 83. State university residence hall rehabilitation fund (30100).
- 29 84. State parks infrastructure account (30351).
- 30 85. Clean water/clean air implementation fund (30500).
- 31 86. Hazardous waste remedial cleanup account (31506).
- 32 87. Youth facilities improvement account (31701).
- 33 88. Housing assistance fund (31800).
- 34 89. Housing program fund (31850).
- 35 90. Highway facility purpose account (31951).
- 36 91. New York racing account (32213).
- 37 92. Capital miscellaneous gifts account (32214).
- 38 93. Information technology capital financing account (32215).
- 39 94. New York environmental protection and spill remediation account
- 40 (32219).
- 41 95. Department of financial services IT modernization capital account
- 42 (32230).
- 43 96. Mental hygiene facilities capital improvement fund (32300).
- 44 97. Correctional facilities capital improvement fund (32350).
- 45 98. New York State Storm Recovery Capital Fund (33000).
- 46 99. OGS convention center account (50318).
- 47 100. Empire Plaza Gift Shop (50327).
- 48 101. Unemployment Insurance Benefit Fund, Interest Assessment Account
- 49 (50651).
- 50 102. Centralized services fund (55000).
- 51 103. Archives records management account (55052).
- 52 104. Federal single audit account (55053).
- 53 105. Civil service administration account (55055).
- 54 106. Civil service EHS occupational health program account (55056).
- 55 107. Banking services account (55057).
- 56 108. Cultural resources survey account (55058).

1 109. Neighborhood work project account (55059).
2 110. Automation & printing chargeback account (55060).
3 111. OFT NYT account (55061).
4 112. Data center account (55062).
5 113. Intrusion detection account (55066).
6 114. Domestic violence grant account (55067).
7 115. Centralized technology services account (55069).
8 116. Labor contact center account (55071).
9 117. Human services contact center account (55072).
10 118. Tax contact center account (55073).
11 119. Department of law civil recoveries account (55074).
12 120. Executive direction internal audit account (55251).
13 121. CIO Information technology centralized services account (55252).
14 122. Health insurance internal service account (55300).
15 123. Civil service employee benefits division administrative account
16 (55301).
17 124. Correctional industries revolving fund (55350).
18 125. Employees health insurance account (60201).
19 126. Medicaid management information system escrow fund (60900).
20 127. Animal shelter regulation account.
21 128. Climate initiative account.
22 129. Employers Assessment account.
23 § 2. The state comptroller is hereby authorized and directed to loan
24 money in accordance with the provisions set forth in subdivision 5 of
25 section 4 of the state finance law to any account within the following
26 federal funds, provided the comptroller has made a determination that
27 sufficient federal grant award authority is available to reimburse such
28 loans:
29 1. Federal USDA-food and nutrition services fund (25000).
30 2. Federal health and human services fund (25100).
31 3. Federal education fund (25200).
32 4. Federal block grant fund (25250).
33 5. Federal miscellaneous operating grants fund (25300).
34 6. Federal unemployment insurance administration fund (25900).
35 7. Federal unemployment insurance occupational training fund (25950).
36 8. Federal emergency employment act fund (26000).
37 9. Federal capital projects fund (31350).
38 § 3. Notwithstanding any law to the contrary, and in accordance with
39 section 4 of the state finance law, the comptroller is hereby authorized
40 and directed to transfer, upon request of the director of the budget, on
41 or before March 31, 2026, up to the unencumbered balance or the follow-
42 ing amounts:
43 Economic Development and Public Authorities:
44 1. An amount up to the unencumbered balance from the miscellaneous
45 special revenue fund, underground facilities safety training account
46 (22172), to the general fund.
47 2. An amount up to the unencumbered balance from the miscellaneous
48 special revenue fund, business and licensing services account (21977),
49 to the general fund.
50 3. \$19,810,000 from the miscellaneous special revenue fund, code
51 enforcement account (21904), to the general fund.
52 4. \$3,000,000 from the general fund to the miscellaneous special
53 revenue fund, tax revenue arrearage account (22168).
54 Education:
55 1. \$2,590,856,000 from the general fund to the state lottery fund,
56 education account (20901), as reimbursement for disbursements made from

1 such fund for supplemental aid to education pursuant to section 92-c of
2 the state finance law that are in excess of the amounts deposited in
3 such fund for such purposes pursuant to section 1612 of the tax law.

4 2. \$1,135,000,000 from the general fund to the state lottery fund, VLT
5 education account (20904), as reimbursement for disbursements made from
6 such fund for supplemental aid to education pursuant to section 92-c of
7 the state finance law that are in excess of the amounts deposited in
8 such fund for such purposes pursuant to section 1612 of the tax law.

9 3. \$132,800,000 from the general fund to the New York state commercial
10 gaming fund, commercial gaming revenue account (23701), as reimbursement
11 for disbursements made from such fund for supplemental aid to education
12 pursuant to section 97-nnnn of the state finance law that are in excess
13 of the amounts deposited in such fund for purposes pursuant to section
14 1352 of the racing, pari-mutuel wagering and breeding law.

15 4. \$1,418,000,000 from the general fund to the mobile sports wagering
16 fund, education account (24955), as reimbursement for disbursements made
17 from such fund for supplemental aid to education pursuant to section
18 92-c of the state finance law that are in excess of the amounts deposit-
19 ed in such fund for such purposes pursuant to section 1367 of the
20 racing, pari-mutuel wagering and breeding law.

21 5. \$5,000,000 from the interactive fantasy sports fund, fantasy sports
22 education account (24950), to the state lottery fund, education account
23 (20901), as reimbursement for disbursements made from such fund for
24 supplemental aid to education pursuant to section 92-c of the state
25 finance law.

26 6. \$4,856,000 from the cannabis revenue fund cannabis education
27 account (24801), to the state lottery fund, education account (20901),
28 as reimbursement for disbursements made from such fund for supplemental
29 aid to education pursuant to section 99-ii of the state finance law.

30 7. An amount up to the unencumbered balance in the fund on March 31,
31 2025 from the charitable gifts trust fund, elementary and secondary
32 education account (24901), to the general fund, for payment of general
33 support for public schools pursuant to section 3609-a of the education
34 law.

35 8. Moneys from the state lottery fund (20900) up to an amount deposit-
36 ed in such fund pursuant to section 1612 of the tax law in excess of the
37 current year appropriation for supplemental aid to education pursuant to
38 section 92-c of the state finance law.

39 9. \$300,000 from the New York state local government records manage-
40 ment improvement fund, local government records management account
41 (20501), to the New York state archives partnership trust fund, archives
42 partnership trust maintenance account (20351).

43 10. \$900,000 from the general fund to the miscellaneous special reven-
44 ue fund, Batavia school for the blind account (22032).

45 11. \$900,000 from the general fund to the miscellaneous special reven-
46 ue fund, Rome school for the deaf account (22053).

47 12. \$343,400,000 from the state university dormitory income fund
48 (40350) to the miscellaneous special revenue fund, state university
49 dormitory income reimbursable account (21937).

50 13. \$70,000,000 from the state university income fund, state universi-
51 ty hospitals income reimbursable account (22656) to the general fund for
52 hospital debt service.

53 14. \$24,000,000 from any of the state education department's special
54 revenue and internal service funds to the miscellaneous special revenue
55 fund, indirect cost recovery account (21978).

1 15. \$4,200,000 from any of the state education department's special
2 revenue or internal service funds to the capital projects fund (30000).
3 16. \$30,013,000 from the general fund to the miscellaneous special
4 revenue fund, HESC-insurance premium payments account (21960).
5 17. \$312,000,000 from the State University Income Fund, Long Island
6 veterans' home account (22652), state university income fund, state
7 university general income reimbursable account (22653), state university
8 income fund, state university general revenue offset account (22655),
9 state university income fund, state university hospitals income reim-
10 bursable account (22656), state university income fund, SUNY stabiliza-
11 tion account (22657), state university income fund, state university-
12 wide hospital reimbursable account (22658), and/or state university
13 income fund, SUNY tuition reimbursable account (22659) to the General
14 Fund for the payment of SUNY Hospitals Health Insurance premiums on or
15 before March 31, 2026.
16 18. \$25,000,000 from the general fund to the miscellaneous capital
17 projects fund, state university of New York green loan energy fund.
18 Environmental Affairs:
19 1. \$16,000,000 from any of the department of environmental conserva-
20 tion's special revenue federal funds, and/or federal capital funds, to
21 the environmental conservation special revenue fund, federal indirect
22 recovery account (21065).
23 2. \$5,000,000 from any of the department of environmental conserva-
24 tion's special revenue federal funds, and/or federal capital funds, to
25 the conservation fund (21150) or Marine Resources Account (21151) as
26 necessary to avoid diversion of conservation funds.
27 3. \$3,000,000 from any of the office of parks, recreation and historic
28 preservation capital projects federal funds and special revenue federal
29 funds to the miscellaneous special revenue fund, federal grant indirect
30 cost recovery account (22188).
31 4. \$100,000,000 from the general fund to the environmental protection
32 fund, environmental protection fund transfer account (30451).
33 5. \$10,000,000 from the general fund to the hazardous waste remedial
34 fund, hazardous waste cleanup account (31506).
35 6. An amount up to or equal to the cash balance within the special
36 revenue-other waste management & cleanup account (21053) to the capital
37 projects fund (30000) for services and capital expenses related to the
38 management and cleanup program as put forth in section 27-1915 of the
39 environmental conservation law.
40 7. \$1,800,000 from the miscellaneous special revenue fund, public
41 service account (22011) to the miscellaneous special revenue fund, util-
42 ity environmental regulatory account (21064).
43 8. \$7,000,000 from the general fund to the enterprise fund, state fair
44 account (50051).
45 9. \$3,000,000 from the waste management & cleanup account (21053) to
46 the general fund.
47 10. \$3,000,000 from the waste management & cleanup account (21053) to
48 the environmental protection fund transfer account (30451).
49 11. \$14,000,000 from the general fund to the miscellaneous special
50 revenue fund, patron services account (22163).
51 12. \$15,000,000 from the enterprise fund, golf account (50332) to the
52 state park infrastructure fund, state park infrastructure account
53 (30351).
54 13. \$10,000,000 from the general fund to the environmental protection
55 and oil spill compensation fund (21203).

1 14. \$5,000,000 from the general fund to the enterprise fund, golf
2 account (50332).

3 Family Assistance:

4 1. \$7,000,000 from any of the office of children and family services,
5 office of temporary and disability assistance, or department of health
6 special revenue federal funds and the general fund, in accordance with
7 agreements with social services districts, to the miscellaneous special
8 revenue fund, office of human resources development state match account
9 (21967).

10 2. \$4,000,000 from any of the office of children and family services
11 or office of temporary and disability assistance special revenue federal
12 funds to the miscellaneous special revenue fund, family preservation and
13 support services and family violence services account (22082).

14 3. \$18,670,000 from any of the office of children and family services,
15 office of temporary and disability assistance, or department of health
16 special revenue federal funds and any other miscellaneous revenues
17 generated from the operation of office of children and family services
18 programs to the general fund.

19 4. \$205,000,000 from any of the office of temporary and disability
20 assistance or department of health special revenue funds to the general
21 fund.

22 5. \$2,500,000 from any of the office of temporary and disability
23 assistance special revenue funds to the miscellaneous special revenue
24 fund, office of temporary and disability assistance program account
25 (21980).

26 6. \$35,000,000 from any of the office of children and family services,
27 office of temporary and disability assistance, department of labor, and
28 department of health special revenue federal funds to the office of
29 children and family services miscellaneous special revenue fund, multi-
30 agency training contract account (21989).

31 7. \$205,000,000 from the miscellaneous special revenue fund, youth
32 facility per diem account (22186), to the general fund.

33 8. \$621,850 from the general fund to the combined gifts, grants, and
34 bequests fund, WB Hoyt Memorial account (20128).

35 9. \$5,000,000 from the miscellaneous special revenue fund, state
36 central registry (22028), to the general fund.

37 10. \$900,000 from the general fund to the Veterans' Remembrance and
38 Cemetery Maintenance and Operation account (20201).

39 11. \$5,000,000 from the general fund to the housing program fund
40 (31850).

41 12. \$15,000,000 from any of the office of children and family services
42 special revenue federal funds to the office of court administration
43 special revenue other federal iv-e funds account.

44 13. \$10,000,000 from any of the office of children and family services
45 special revenue federal funds to the office of indigent legal services
46 special revenue other federal iv-e funds account.

47 General Government:

48 1. \$9,000,000 from the general fund to the health insurance revolving
49 fund (55300).

50 2. \$292,400,000 from the health insurance reserve receipts fund
51 (60550) to the general fund.

52 3. \$150,000 from the general fund to the not-for-profit revolving loan
53 fund (20650).

54 4. \$150,000 from the not-for-profit revolving loan fund (20650) to the
55 general fund.

- 1 5. \$3,000,000 from the miscellaneous special revenue fund, surplus
2 property account (22036), to the general fund.
- 3 6. \$19,000,000 from the miscellaneous special revenue fund, revenue
4 arrearage account (22024), to the general fund.
- 5 7. \$3,828,000 from the miscellaneous special revenue fund, revenue
6 arrearage account (22024), to the miscellaneous special revenue fund,
7 authority budget office account (22138).
- 8 8. \$1,000,000 from the miscellaneous special revenue fund, parking
9 account (22007), to the general fund, for the purpose of reimbursing the
10 costs of debt service related to state parking facilities.
- 11 9. \$11,460,000 from the general fund to the agencies internal service
12 fund, central technology services account (55069), for the purpose of
13 enterprise technology projects.
- 14 10. \$10,000,000 from the general fund to the agencies internal service
15 fund, state data center account (55062).
- 16 11. \$12,000,000 from the miscellaneous special revenue fund, parking
17 account (22007), to the centralized services, building support services
18 account (55018).
- 19 12. \$33,000,000 from the general fund to the internal service fund,
20 business services center account (55022).
- 21 13. \$9,500,000 from the general fund to the internal service fund,
22 building support services account (55018).
- 23 14. \$1,500,000 from the combined expendable trust fund, plaza special
24 events account (20120), to the general fund.
- 25 15. \$50,000,000 from the New York State cannabis revenue fund (24800)
26 to the general fund.
- 27 16. A transfer from the general fund to the miscellaneous special
28 revenue fund, New York State Campaign Finance Fund Account (22211), up
29 to an amount equal to total reimbursements due to qualified candidates.
- 30 17. \$6,000,000 from the miscellaneous special revenue fund, standards
31 and purchasing account (22019), to the general fund.
- 32 18. \$12,400,000 from the banking department special revenue fund
33 (21970) funded by the assessment to defray operating expenses authorized
34 by section 206 of the financial services law to the IT Modernization
35 Capital Fund.
- 36 19. \$12,400,000 from the insurance department special revenue fund
37 (21994) funded by the assessment to defray operating expenses authorized
38 by section 206 of the financial services law to the IT Modernization
39 Capital Fund.
- 40 20. \$1,550,000 from the pharmacy benefits bureau special revenue fund
41 (22255) funded by the assessment to defray operating expenses authorized
42 by section 206 of the financial services law, to the IT Modernization
43 Capital Fund.
- 44 21. \$4,650,000 from the virtual currency special revenue fund (22262)
45 funded by the assessment to defray operating expenses authorized by
46 section 206 of the financial services law, to the IT Modernization Capi-
47 tal Fund.
- 48 Health:
- 49 1. A transfer from the general fund to the combined gifts, grants and
50 bequests fund, breast cancer research and education account (20155), up
51 to an amount equal to the monies collected and deposited into that
52 account in the previous fiscal year.
- 53 2. A transfer from the general fund to the combined gifts, grants and
54 bequests fund, prostate cancer research, detection, and education
55 account (20183), up to an amount equal to the moneys collected and
56 deposited into that account in the previous fiscal year.

1 3. A transfer from the general fund to the combined gifts, grants and
2 bequests fund, Alzheimer's disease research and assistance account
3 (20143), up to an amount equal to the moneys collected and deposited
4 into that account in the previous fiscal year.

5 4. \$3,600,000 from the miscellaneous special revenue fund, certificate
6 of need account (21920), to the miscellaneous capital projects fund,
7 healthcare IT capital subfund (32216).

8 5. \$4,000,000 from the miscellaneous special revenue fund, vital
9 health records account (22103), to the miscellaneous capital projects
10 fund, healthcare IT capital subfund (32216).

11 6. \$6,000,000 from the miscellaneous special revenue fund, profes-
12 sional medical conduct account (22088), to the miscellaneous capital
13 projects fund, healthcare IT capital subfund (32216).

14 7. \$127,000,000 from the HCRA resources fund (20800) to the capital
15 projects fund (30000).

16 8. \$6,550,000 from the general fund to the medical cannabis trust
17 fund, health operation and oversight account (23755).

18 9. An amount up to the unencumbered balance from the charitable gifts
19 trust fund, health charitable account (24900), to the general fund, for
20 payment of general support for primary, preventive, and inpatient health
21 care, dental and vision care, hunger prevention and nutritional assist-
22 ance, and other services for New York state residents with the overall
23 goal of ensuring that New York state residents have access to quality
24 health care and other related services.

25 10. \$500,000 from the miscellaneous special revenue fund, New York
26 State cannabis revenue fund (24800), to the miscellaneous special reven-
27 ue fund, environmental laboratory fee account (21959).

28 11. An amount up to the unencumbered balance from the public health
29 emergency charitable gifts trust fund (23816), to the general fund, for
30 payment of goods and services necessary to respond to a public health
31 disaster emergency or to assist or aid in responding to such a disaster.

32 12. \$1,000,000,000 from the general fund to the health care transfor-
33 mation fund (24850).

34 13. \$2,590,000 from the miscellaneous special revenue fund, patient
35 safety center account (22139), to the general fund.

36 14. \$1,000,000 from the miscellaneous special revenue fund, nursing
37 home receivership account (21925), to the general fund.

38 15. \$130,000 from the miscellaneous special revenue fund, quality of
39 care account (21915), to the general fund.

40 16. \$2,200,000 from the miscellaneous special revenue fund, adult home
41 quality enhancement account (22091), to the general fund.

42 17. \$17,283,000 from the general fund, to the miscellaneous special
43 revenue fund, helen hayes hospital account (22140).

44 18. \$3,672,000 from the general fund, to the miscellaneous special
45 revenue fund, New York city veterans' home account (22141).

46 19. \$2,731,000 from the general fund, to the miscellaneous special
47 revenue fund, New York state home for veterans' and their dependents at
48 oxford account (22142).

49 20. \$1,455,000 from the general fund, to the miscellaneous special
50 revenue fund, western New York veterans' home account (22143).

51 21. \$4,683,000 from the general fund, to the miscellaneous special
52 revenue fund, New York state for veterans in the lower-hudson valley
53 account (22144).

54 22. \$350,000,000 from the general fund, to the miscellaneous special
55 revenue fund, healthcare stability fund account (22267).

1 23. \$5,000,000 from the general fund to the occupational health clin-
2 ics account (22177).

3 24. \$88,000 from the miscellaneous special revenue fund, veterans home
4 assistance account (20208), to the miscellaneous special revenue fund,
5 New York city veterans' home account (22141).

6 25. \$88,000 from the miscellaneous special revenue fund, veterans home
7 assistance account (20208), to the miscellaneous special revenue fund,
8 New York state home for veterans' and their dependents at oxford account
9 (22142).

10 26. \$88,000 from the miscellaneous special revenue fund, veterans
11 assistance account (20208), to the miscellaneous special revenue fund,
12 western New York veterans' home account (22143).

13 27. \$88,000 from the miscellaneous special revenue fund, veterans
14 assistance account (20208), to the miscellaneous special revenue fund,
15 New York state for veterans in the lower-Hudson valley account (22144).

16 28. \$88,000 from the miscellaneous special revenue fund, veterans
17 assistance account (20208), to the state university income fund, Long
18 Island Veterans' Home Account (22652).

19 Labor:

20 1. \$600,000 from the miscellaneous special revenue fund, DOL fee and
21 penalty account (21923), to the child performer's protection fund, child
22 performer protection account (20401).

23 2. \$11,700,000 from the unemployment insurance interest and penalty
24 fund, unemployment insurance special interest and penalty account
25 (23601), to the general fund.

26 3. \$50,000,000 from the DOL fee and penalty account (21923), unemploy-
27 ment insurance special interest and penalty account (23601), and public
28 work enforcement account (21998), to the general fund.

29 4. \$850,000 from the miscellaneous special revenue fund, DOL elevator
30 safety program fund (22252) to the miscellaneous special revenue fund,
31 DOL fee and penalty account (21923).

32 5. \$4,000,000 from the miscellaneous special revenue fund, DOL fee and
33 penalty account (21923), to the Training and Education Program on Occu-
34 pation Safety and Health Fund, OSHA Inspection Account (21252).

35 6. \$8,000,000 from the miscellaneous special revenue fund, DOL fee and
36 penalty account (21923), to the Training and Education Program on Occu-
37 pation Safety and Health Fund, OSHA Training and Education Account
38 (21251).

39 7. \$22,000,000 from the miscellaneous special revenue fund, Interest
40 and Penalty Account (23601), to the Training and Education Program on
41 Occupation Safety and Health Fund, OSHA Training and Education Account
42 (21251).

43 8. \$5,000,000 from the miscellaneous special revenue fund, Public Work
44 Enforcement account (21998), to the Training and Education Program on
45 Occupation Safety and Health Fund, OSHA Training and Education Account
46 (21251).

47 9. \$250,000,000 from the general fund to the enterprise fund, unem-
48 ployment insurance benefit fund, interest assessment account (50651).

49 Mental Hygiene:

50 1. \$2,000,000 from the general fund, to the mental hygiene facilities
51 capital improvement fund (32300).

52 2. \$20,000,000 from the opioid settlement fund (23817) to the miscel-
53 laneous capital projects fund, opioid settlement capital account
54 (32200).

1 3. \$20,000,000 from the miscellaneous capital projects fund, opioid
2 settlement capital account (32200) to the opioid settlement fund
3 (23817).

4 Public Protection:

5 1. \$2,587,000 from the general fund to the miscellaneous special
6 revenue fund, recruitment incentive account (22171).

7 2. \$23,773,000 from the general fund to the correctional industries
8 revolving fund, correctional industries internal service account
9 (55350).

10 3. \$2,000,000,000 from any of the division of homeland security and
11 emergency services special revenue federal funds to the general fund.

12 4. \$115,420,000 from the state police motor vehicle law enforcement
13 and motor vehicle theft and insurance fraud prevention fund, state
14 police motor vehicle enforcement account (22802), to the general fund
15 for state operation expenses of the division of state police.

16 5. \$138,272,000 from the general fund to the correctional facilities
17 capital improvement fund (32350).

18 6. \$5,000,000 from the general fund to the dedicated highway and
19 bridge trust fund (30050) for the purpose of work zone safety activities
20 provided by the division of state police for the department of transpor-
21 tation.

22 7. \$10,000,000 from the miscellaneous special revenue fund, statewide
23 public safety communications account (22123), to the capital projects
24 fund (30000).

25 8. \$9,830,000 from the miscellaneous special revenue fund, legal
26 services assistance account (22096), to the general fund.

27 9. \$1,000,000 from the general fund to the agencies internal service
28 fund, neighborhood work project account (55059).

29 10. \$7,980,000 from the miscellaneous special revenue fund, finger-
30 print identification & technology account (21950), to the general fund.

31 11. \$1,100,000 from the state police motor vehicle law enforcement and
32 motor vehicle theft and insurance fraud prevention fund, motor vehicle
33 theft and insurance fraud account (22801), to the general fund.

34 12. \$38,938,000 from the general fund to the miscellaneous special
35 revenue fund, criminal justice improvement account (21945).

36 13. \$6,000,000 from the general fund to the miscellaneous special
37 revenue fund, hazard mitigation revolving loan account (22266).

38 14. \$234,000,000 from the indigent legal services fund, indigent legal
39 services account (23551) to the general fund.

40 Transportation:

41 1. \$20,000,000 from the general fund to the mass transportation oper-
42 ating assistance fund, public transportation systems operating assist-
43 ance account (21401), of which \$12,000,000 constitutes the base need for
44 operations.

45 2. \$727,500,000 from the general fund to the dedicated highway and
46 bridge trust fund (30050).

47 3. \$244,250,000 from the general fund to the MTA financial assistance
48 fund, mobility tax trust account (23651).

49 4. \$477,000 from the miscellaneous special revenue fund, traffic adju-
50 dication account (22055), to the general fund.

51 5. \$5,000,000 from the miscellaneous special revenue fund, transporta-
52 tion regulation account (22067) to the general fund, for disbursements
53 made from such fund for motor carrier safety that are in excess of the
54 amounts deposited in the general fund for such purpose pursuant to
55 section 94 of the transportation law.

56 Miscellaneous:

1 1. \$250,000,000 from the general fund to any funds or accounts for the
2 purpose of reimbursing certain outstanding accounts receivable balances.

3 2. \$500,000,000 from the general fund to the debt reduction reserve
4 fund (40000).

5 3. \$450,000,000 from the New York state storm recovery capital fund
6 (33000) to the revenue bond tax fund (40152).

7 4. \$15,500,000 from the general fund, community projects account GG
8 (10256), to the general fund, state purposes account (10050).

9 5. \$100,000,000 from any special revenue federal fund to the general
10 fund, state purposes account (10050).

11 6. An amount up to the unencumbered balance from the special revenue
12 federal fund, ARPA-Fiscal Recovery Fund (25546) to the general fund.

13 7. \$1,000,000,000 from the general fund to the hazardous waste cleanup
14 account (31506), State parks infrastructure account (30351), environ-
15 mental protection fund transfer account (30451), the correctional facil-
16 ities capital improvement fund (32350), housing program fund (31850), or
17 the Mental hygiene facilities capital improvement fund (32300), up to an
18 amount equal to certain outstanding accounts receivable balances.

19 § 4. Notwithstanding any law to the contrary, and in accordance with
20 section 4 of the state finance law, the comptroller is hereby authorized
21 and directed to transfer, on or before March 31, 2026:

22 1. Upon request of the commissioner of environmental conservation, up
23 to \$12,745,400 from revenues credited to any of the department of envi-
24 ronmental conservation special revenue funds, including \$4,000,000 from
25 the environmental protection and oil spill compensation fund (21200),
26 and \$1,834,600 from the conservation fund (21150), to the environmental
27 conservation special revenue fund, indirect charges account (21060).

28 2. Upon request of the commissioner of agriculture and markets, up to
29 \$3,000,000 from any special revenue fund or enterprise fund within the
30 department of agriculture and markets to the general fund, to pay appro-
31 priate administrative expenses.

32 3. Upon request of the commissioner of the division of housing and
33 community renewal, up to \$6,221,000 from revenues credited to any divi-
34 sion of housing and community renewal federal or miscellaneous special
35 revenue fund to the miscellaneous special revenue fund, housing indirect
36 cost recovery account (22090).

37 4. Upon request of the commissioner of the division of housing and
38 community renewal, up to \$5,500,000 may be transferred from any miscel-
39 laneous special revenue fund account, to any miscellaneous special
40 revenue fund.

41 5. Upon request of the commissioner of health up to \$13,694,000 from
42 revenues credited to any of the department of health's special revenue
43 funds, to the miscellaneous special revenue fund, administration account
44 (21982).

45 6. Upon the request of the attorney general, up to \$5,000,000 from
46 revenues credited to the federal health and human services fund, federal
47 health and human services account (25117) or the miscellaneous special
48 revenue fund, recoveries and revenue account (22041), to the miscella-
49 neous special revenue fund, litigation settlement and civil recovery
50 account (22117).

51 § 5. On or before March 31, 2026, the comptroller is hereby authorized
52 and directed to deposit earnings that would otherwise accrue to the
53 general fund that are attributable to the operation of section 98-a of
54 the state finance law, to the agencies internal service fund, banking
55 services account (55057), for the purpose of meeting direct payments
56 from such account.

§ 6. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget and upon consultation with the state university chancellor or their designee, on or before March 31, 2026, up to \$16,000,000 from the state university income fund general revenue account (22653) to the state general fund for debt service costs related to campus supported capital project costs for the NY-SUNY 2020 challenge grant program at the University at Buffalo.

§ 7. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget and upon consultation with the state university chancellor or their designee, on or before March 31, 2026, up to \$6,500,000 from the state university income fund general revenue account (22653) to the state general fund for debt service costs related to campus supported capital project costs for the NY-SUNY 2020 challenge grant program at the University at Albany.

§ 8. Notwithstanding any law to the contrary, the state university chancellor or their designee is authorized and directed to transfer estimated tuition revenue balances from the state university collection fund (61000) to the state university income fund, state university general revenue offset account (22655) on or before March 31, 2026.

§ 8-a. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, a total of up to \$100,000,000 from the general fund to the state university income fund, state university general revenue offset account (22655) and/or the state university income fund, state university hospitals income reimbursable account (22656) during the period July 1, 2025 through June 30, 2026 to pay costs attributable to the state university health science center at Brooklyn and/or the state university of New York hospital at Brooklyn, respectively, pursuant to a plan approved by the director of the budget.

§ 9. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, up to \$1,513,098,500 from the general fund to the state university income fund, state university general revenue offset account (22655) during the period of July 1, 2025 through June 30, 2026 to support operations at the state university.

§ 10. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, up to \$55,848,000 from the general fund to the state university income fund, state university general revenue offset account (22655) during the period of July 1, 2025 to June 30, 2026 for general fund operating support pursuant to subparagraph (4-b) of paragraph h of subdivision 2 of section three hundred fifty-five of the education law.

§ 11. Notwithstanding any law to the contrary, upon the direction of the director of the budget and the chancellor of the state university of New York or their designee, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer monies from any special revenue fund of the state university of New York to the state university of New York green energy loan fund for the discrete purposes of the state university of New York green energy

1 loan fund and from the state university of New York green energy loan
2 fund to any special revenue fund of the state university of New York to
3 support such activity in an amount not to exceed \$25,000,000 from each
4 fund for the time period of July 1 to June 30 annually.

5 § 12. Notwithstanding any law to the contrary, and in accordance with
6 section 4 of the state finance law, the comptroller is hereby authorized
7 and directed to transfer, upon request of the state university chancel-
8 lor or their designee, up to \$55,000,000 from the state university
9 income fund, state university hospitals income reimbursable account
10 (22656), for services and expenses of hospital operations and capital
11 expenditures at the state university hospitals; and the state university
12 income fund, Long Island veterans' home account (22652) to the state
13 university capital projects fund (32400) on or before June 30, 2026.

14 § 13. Notwithstanding any law to the contrary, and in accordance with
15 section 4 of the state finance law, the comptroller, after consultation
16 with the state university chancellor or their designee, is hereby
17 authorized and directed to transfer moneys, in the first instance, from
18 the state university collection fund, Stony Brook hospital collection
19 account (61006), Brooklyn hospital collection account (61007), and Syra-
20 cuse hospital collection account (61008) to the state university income
21 fund, state university hospitals income reimbursable account (22656) in
22 the event insufficient funds are available in the state university
23 income fund, state university hospitals income reimbursable account
24 (22656) to permit the full transfer of moneys authorized for transfer,
25 to the general fund for payment of debt service related to the SUNY
26 hospitals. Notwithstanding any law to the contrary, the comptroller is
27 also hereby authorized and directed, after consultation with the state
28 university chancellor or their designee, to transfer moneys from the
29 state university income fund to the state university income fund, state
30 university hospitals income reimbursable account (22656) in the event
31 insufficient funds are available in the state university income fund,
32 state university hospitals income reimbursable account (22656) to pay
33 hospital operating costs or to permit the full transfer of moneys
34 authorized for transfer, to the general fund for payment of debt service
35 related to the SUNY hospitals on or before March 31, 2026.

36 § 14. Notwithstanding any law to the contrary, upon the direction of
37 the director of the budget and the chancellor of the state university of
38 New York or their designee, and in accordance with section 4 of the
39 state finance law, the comptroller is hereby authorized and directed to
40 transfer monies from the state university dormitory income fund (40350)
41 to the state university residence hall rehabilitation fund (30100), and
42 from the state university residence hall rehabilitation fund (30100) to
43 the state university dormitory income fund (40350), in an amount not to
44 exceed \$125 million from each fund.

45 § 15. Notwithstanding any law to the contrary, and in accordance with
46 section 4 of the state finance law, the comptroller is hereby authorized
47 and directed to transfer, at the request of the director of the budget,
48 up to \$1,000,000,000 from the unencumbered balance of any special reven-
49 ue fund or account, agency fund or account, internal service fund or
50 account, enterprise fund or account, or any combination of such funds
51 and accounts, to the general fund. The amounts transferred pursuant to
52 this authorization shall be in addition to any other transfers expressly
53 authorized in the 2025-26 budget. Transfers from federal funds, debt
54 service funds, capital projects funds, the community projects fund, or
55 funds that would result in the loss of eligibility for federal benefits
56 or federal funds pursuant to federal law, rule, or regulation as assent-

1 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of
2 1951 are not permitted pursuant to this authorization.

3 § 16. Notwithstanding any law to the contrary, and in accordance with
4 section 4 of the state finance law, the comptroller is hereby authorized
5 and directed to transfer, at the request of the director of the budget,
6 up to \$100 million from any non-general fund or account, or combination
7 of funds and accounts, to the miscellaneous special revenue fund, tech-
8 nology financing account (22207), the miscellaneous capital projects
9 fund, the federal capital projects account (31350), information technol-
10 ogy capital financing account (32215), or the centralized technology
11 services account (55069), for the purpose of consolidating technology
12 procurement and services. The amounts transferred to the miscellaneous
13 special revenue fund, technology financing account (22207) pursuant to
14 this authorization shall be equal to or less than the amount of such
15 monies intended to support information technology costs which are
16 attributable, according to a plan, to such account made in pursuance to
17 an appropriation by law. Transfers to the technology financing account
18 shall be completed from amounts collected by non-general funds or
19 accounts pursuant to a fund deposit schedule or permanent statute, and
20 shall be transferred to the technology financing account pursuant to a
21 schedule agreed upon by the affected agency commissioner. Transfers from
22 funds that would result in the loss of eligibility for federal benefits
23 or federal funds pursuant to federal law, rule, or regulation as assent-
24 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of
25 1951 are not permitted pursuant to this authorization.

26 § 17. Notwithstanding any law to the contrary, and in accordance with
27 section 4 of the state finance law, the comptroller is hereby authorized
28 and directed to transfer, at the request of the director of the budget,
29 up to \$400 million from any non-general fund or account, or combination
30 of funds and accounts, to the general fund for the purpose of consol-
31 idating technology procurement and services. The amounts transferred
32 pursuant to this authorization shall be equal to or less than the amount
33 of such monies intended to support information technology costs which
34 are attributable, according to a plan, to such account made in pursuance
35 to an appropriation by law. Transfers to the general fund shall be
36 completed from amounts collected by non-general funds or accounts pursu-
37 ant to a fund deposit schedule. Transfers from funds that would result
38 in the loss of eligibility for federal benefits or federal funds pursu-
39 ant to federal law, rule, or regulation as assented to in chapter 683 of
40 the laws of 1938 and chapter 700 of the laws of 1951 are not permitted
41 pursuant to this authorization.

42 § 18. Notwithstanding any provision of law to the contrary, as deemed
43 feasible and advisable by its trustees, the power authority of the state
44 of New York is authorized and directed to transfer to the state treasury
45 to the credit of the general fund up to \$10,000,000 for the state fiscal
46 year commencing April 1, 2025, the proceeds of which will be utilized to
47 support energy-related state activities.

48 § 19. Notwithstanding any provision of law to the contrary, as deemed
49 feasible and advisable by its trustees, the power authority of the state
50 of New York is authorized to transfer to the state treasury to the cred-
51 it of the general fund up to \$25,000,000 for the state fiscal year
52 commencing April 1, 2025, the proceeds of which will be utilized to
53 support programs established or implemented by or within the department
54 of labor, including but not limited to the office of just energy transi-
55 tion and programs for workforce training and retraining, to prepare
56 workers for employment for work in the renewable energy field.

§ 20. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to contribute \$913,000 to the state treasury to the credit of the general fund on or before March 31, 2026.

§ 21. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to transfer five million dollars to the credit of the Environmental Protection Fund on or before March 31, 2026 from proceeds collected by the authority from the auction or sale of carbon dioxide emission allowances allocated by the department of environmental conservation.

§ 22. Section 56 of part XX of chapter 56 of the laws of 2024, amending the state finance law and other laws relating to providing for the administration of certain funds and accounts related to the 2023-2024 budget, authorizing certain payments and transfers, is amended to read as follows:

§ 56. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2024; provided, however, that the provisions of sections one, two, three, four, five, six, seven, eight, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, ~~twenty-three,~~ and twenty-four of this act shall expire March 31, 2025; and provided, further, that sections twenty-five and twenty-six of this act shall expire March 31, 2027, when upon such dates the provisions of such sections shall be deemed repealed.

§ 23. Subdivision 5 of section 97-rrr of the state finance law, as amended by section 23 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

5. Notwithstanding the provisions of section one hundred seventy-one-a of the tax law, as separately amended by chapters four hundred eighty-one and four hundred eighty-four of the laws of nineteen hundred eighty-one, and notwithstanding the provisions of chapter ninety-four of the laws of two thousand eleven, or any other provisions of law to the contrary, during the fiscal year beginning April first, two thousand ~~twenty-four~~ twenty-five, the state comptroller is hereby authorized and directed to deposit to the fund created pursuant to this section from amounts collected pursuant to article twenty-two of the tax law and pursuant to a schedule submitted by the director of the budget, up to ~~\$1,575,393,000~~ \$1,396,911,000 as may be certified in such schedule as necessary to meet the purposes of such fund for the fiscal year beginning April first, two thousand ~~twenty-four~~ twenty-five.

§ 24. The opening paragraph of subdivision 3 of section 93-b of the state finance law, as amended by section 23 of part JJJ of chapter 59 of the laws of 2021, is amended to read as follows:

Notwithstanding any other provisions of law to the contrary, ~~commencing on April first, two thousand twenty-one, and continuing through March thirty-first, two thousand twenty-five,~~ the comptroller is hereby authorized to transfer monies from the dedicated infrastructure investment fund to the general fund, and from the general fund to the dedicated infrastructure investment fund, in an amount determined by the director of the budget to the extent moneys are available in the fund; provided, however, that the comptroller is only authorized to transfer monies from the dedicated infrastructure investment fund to the general fund in the event of an economic downturn as described in paragraph (a) of this subdivision; and/or to fulfill disallowances and/or settlements related to over-payments of federal medicare and medicaid revenues in

1 excess of one hundred million dollars from anticipated levels, as deter-
2 mined by the director of the budget and described in paragraph (b) of
3 this subdivision.

4 § 25. Subdivision 2 of section 8-b of the state finance law is
5 REPEALED.

6 § 26. Notwithstanding any law to the contrary, the comptroller is
7 hereby authorized and directed to transfer, upon request of the director
8 of the budget, on or before March 31, 2026, the following amounts from
9 the following special revenue accounts to the capital projects fund
10 (30000), for the purposes of reimbursement to such fund for expenses
11 related to the maintenance and preservation of state assets:

12 1. \$43,000 from the miscellaneous special revenue fund, administrative
13 program account (21982).

14 2. \$1,583,110 from the miscellaneous special revenue fund, helen hayes
15 hospital account (22140).

16 3. \$488,220 from the miscellaneous special revenue fund, New York city
17 veterans' home account (22141).

18 4. \$610,790 from the miscellaneous special revenue fund, New York
19 state home for veterans' and their dependents at oxford account (22142).

20 5. \$182,310 from the miscellaneous special revenue fund, western New
21 York veterans' home account (22143).

22 6. \$422,524 from the miscellaneous special revenue fund, New York
23 state for veterans in the lower-hudson valley account (22144).

24 7. \$2,550,000 from the miscellaneous special revenue fund, patron
25 services account (22163).

26 8. \$11,909,000 from the miscellaneous special revenue fund, state
27 university general income reimbursable account (22653).

28 9. \$182,988,000 from the miscellaneous special revenue fund, state
29 university revenue offset account (22655).

30 10. \$55,103,000 from the state university dormitory income fund, state
31 university dormitory income fund (40350).

32 11. \$1,000,000 from the miscellaneous special revenue fund, litigation
33 settlement and civil recovery account (22117).

34 § 27. Section 89-g of the state finance law is REPEALED.

35 § 28. Section 22 of the state finance law, as amended by chapter 762
36 of the laws of 1992, subdivisions 1-c, 14, 15 and 16 as added and para-
37 graphs d-2, e, e-2 and i of subdivision 3 and subdivision 4 as amended
38 by chapter 1 of the laws of 2007, paragraphs a-1, a-2 and a-3 of subdivi-
39 sion 3 as added by chapter 10 of the laws of 2006, paragraph j of
40 subdivision 3 as added by chapter 453 of the laws of 2015, subdivision 9
41 as amended by chapter 260 of the laws of 1993 and subdivisions 5, 6, 7,
42 8, 9, 10, 11, 12 and 13 as renumbered by section 2 of part F of chapter
43 389 of the laws of 1997, is amended to read as follows:

44 § 22. The budget; contents. The budget submitted annually by the
45 governor to the legislature, in accordance with article seven of the
46 constitution, in addition to the information required by the constitu-
47 tion to be set forth therein, shall:

48 1. include a summary financial plan showing for each of the govern-
49 mental fund types: (a) the disbursements estimated to be made before the
50 close of the current fiscal year and the moneys estimated to be avail-
51 able from receipts and other sources therefor; and (b) the disbursements
52 proposed to be made during the ensuing fiscal year, and the moneys esti-
53 mated to be available from receipts and other sources therefor inclusive
54 of any receipts which are expected to result from proposed legislation
55 which ~~he~~ the governor deems necessary to provide receipts sufficient
56 to meet such proposed disbursements. For the purposes of this summary

1 financial plan, disbursements shall be presented by the following
2 purposes: state purposes, local assistance, capital projects, debt
3 service, and general state charges; receipts shall be presented for each
4 fund type by each revenue source which accounts for at least one per
5 centum of all such receipts and otherwise by categories of revenue
6 sources; receipts and disbursements for special revenue funds shall be
7 presented separately for federal funds and all other special revenue
8 funds. Whenever receipts or disbursements are proposed to be moved to a
9 different fund type, each significant amount so moved shall be identi-
10 fied.

11 1-a. within ten days following the submission of the financial plans
12 presented in accordance with subdivision one of this section, the direc-
13 tor of the budget shall submit to the chairs of the senate finance and
14 the assembly ways and means committees and the comptroller summary
15 financial plans of receipts and disbursements for the internal service,
16 enterprise, and fiduciary fund types.

17 1-b. within ten days of the submission of the financial plan for the
18 special revenue fund type, the director of the budget shall submit to
19 the chairs of the senate finance and assembly ways and means committees
20 a schedule of receipts and disbursements by account within each special
21 revenue fund, excluding those which are financed primarily by federal
22 grants.

23 1-c. within ten days following the submission of the financial plans
24 presented in accordance with subdivision one of this section, the direc-
25 tor of the budget shall submit to the chairs of the senate finance and
26 the assembly ways and means committees and the comptroller an estimate
27 of the fiscal impact of the executive budget general fund changes on
28 local governments and, where practicable, the fiscal impact on local
29 governments of the executive budget all fund changes concerning the
30 medicaid program, homeland security program, and workforce investment
31 programs. Such estimate shall be presented by class of local government
32 and shall measure all of the impacts of the executive budget, including
33 aid program changes, reimbursement changes, statutory changes in author-
34 izations for local taxation, mandates on local governments and other
35 requirements. Such estimate shall show the impact on local governments
36 by local fiscal years affected and shall cover the first local fiscal
37 year affected as well as the ensuing local fiscal year. Where such
38 estimate depends on any local option or action, the estimate shall
39 explicitly describe the assumptions used to calculate the estimate. When
40 under existing law a local tax option or program would end and the exec-
41 utive budget proposes the continuation thereof, the impact shall be
42 identified as a "deferral of sunset" and shall be calculated as a sepa-
43 rate component of such estimate.

44 2. ~~[include a summary financial plan showing for each of the govern-~~
45 ~~mental fund types: (a) all of the expenditures estimated to be made, in~~
46 ~~accordance with generally accepted accounting principles, before the~~
47 ~~close of the current fiscal year and all of the expenditures proposed to~~
48 ~~be made, in accordance with generally accepted accounting principles,~~
49 ~~during the ensuing fiscal year; and (b) all of the revenues estimated to~~
50 ~~accrue, in accordance with generally accepted accounting principles,~~
51 ~~before the close of the current fiscal year and during the ensuing~~
52 ~~fiscal year inclusive of any revenues which are expected to result from~~
53 ~~the proposed legislation which he deems necessary to provide receipts~~
54 ~~sufficient to meet proposed disbursements. For the purposes of this~~
55 ~~summary financial plan, expenditures shall be presented by the following~~
56 ~~purposes: state purposes, local assistance, capital projects, debt~~

~~service, and general state charges; and revenues shall be presented by each revenue source which accounts for at least one per centum of all such revenues and otherwise by categories of revenue sources.~~

3.] show for each fund type (unless otherwise specified) in a form suitable for comparison:

a. The appropriations, including reappropriations, made for the current fiscal year, the appropriations and reappropriations recommended for the ensuing fiscal year, the disbursements estimated to be made before the close of the current fiscal year and proposed to be made during the ensuing fiscal year based upon available and recommended appropriations and reappropriations. Disbursements proposed to be made shall be shown in separate parts as follows: those disbursements proposed to be made for state purposes shall be set forth in one part, those disbursements proposed to be made for local assistance shall be set forth in another separate and distinct part, those disbursements proposed to be made for capital projects shall be set forth in a third separate and distinct part and those disbursements proposed to be made for debt service shall be set forth in a fourth separate and distinct part. The effect of any proposed changes in the payment dates of particular disbursements on the financial plan presented in accordance with subdivision one of this section shall be set forth separately.

a-1. For each state agency, the appropriations, including reappropriations, made for the current fiscal year and recommended for the ensuing fiscal year for contracts for services made for state purposes.

a-2. For each state agency, the disbursements estimated to be made before the close of the current fiscal year and proposed to be made during the ensuing fiscal year for contracts for services made for state purposes.

a-3. For each state agency, the estimated number of employees hired for the current fiscal year and anticipated to be hired during the ensuing fiscal year pursuant to contracts for services made for state purposes based upon annual employment reports submitted by contractors pursuant to section one hundred sixty-three of this chapter.

b. In separate sections for each fund type, the receipts actually had and received during the preceding fiscal year, the receipts estimated to be available and received during the current and ensuing fiscal years respectively listed by each major source, including statistical and summary tables and a narrative which includes a discussion of the assumptions used in estimating such receipts. The effect of any proposed changes in the rates, bases, payment dates or other aspects of particular sources of receipts on the financial plan presented in accordance with subdivision one of this section shall be set forth separately and the assumptions used in calculating such effect. Whenever a new fee or a new financing mechanism is proposed, a schedule of the new fee or financing mechanism shall be included for purposes of showing the effect of the new fee or financing mechanism on the financial plan.

~~c. [The expenditures estimated to be made in accordance with generally accepted accounting principles before the close of the current fiscal year and proposed to be made in accordance with generally accepted accounting principles during the ensuing fiscal year. Expenditures estimated and proposed to be made shall be shown in separate parts as follows: those expenditures for state purposes shall be set forth in one part, those expenditures for local assistance shall be set forth in another separate and distinct part, those expenditures for capital projects shall be set forth in a third separate and distinct part, and~~

~~those expenditures for debt service shall be set forth in a fourth separate and distinct part.~~

~~d. The revenues actually accrued in the preceding fiscal year, the revenues estimated to accrue during current and ensuing fiscal years respectively. Revenues from each tax shall be shown both in total and net of refunds.~~

~~d-1. A schedule for the general fund showing the differences between projected operating results on a cash basis and those on the basis of generally accepted accounting principles.~~

~~d-2.]~~ Within ten days following the submission of the financial plans presented in accordance with [~~subdivisions~~] subdivision one [~~and two~~] of this section, the director of the budget shall submit to the comptroller and the chairs of the senate finance committee and the assembly ways and means committee:

(i) a detailed schedule by fund of the receipts and disbursements comprising such summary financial plan;

(ii) [~~a schedule for each governmental fund type other than the general fund showing the differences between projected operating results on a cash basis and those on the basis of generally accepted accounting principles;~~

~~(iii) a detailed schedule by fund of revenues and expenditures within the general fund;~~

~~(iv)]~~ a detailed schedule by fund of receipts for the prior, current and next three fiscal years. Such schedule shall present the major revenue sources for each fund, including detail for each major tax, and major components of miscellaneous receipts; and

~~(v)]~~ (iii) an itemized list of transfers to and from the general fund.

~~e.]~~ d. The anticipated general fund quarterly schedule and fiscal year total for the prior, current and next ensuing fiscal years of: disbursements; receipts; repayments of advances; total tax refunds; and refunds for the tax imposed under article twenty-two of the tax law. Such information shall be presented in the same form as the summary financial plans presented in accordance with [~~subdivisions~~] subdivision one [~~and two~~] of this section. A separate, detailed, report of such schedule shall be provided with receipts shown by each major revenue category, including detail for each major tax and major components of miscellaneous receipts, and with disbursements shown by major function or program. The director of the division of the budget shall submit concurrent with the submission of the financial plan to the legislature pursuant to subdivision [~~two~~] one of this section and with each update thereafter a revised monthly general fund cash flow projection of receipts and disbursements for the current fiscal year that: (1) compares actual results to (i) actual results through the same period for the prior year and (ii) the most recent prior update to the financial plan and to the enacted budget financial plan; (2) summarizes the reasons for any variances; and (3) describes the revisions to the cash flow projections. The monthly general fund cash flow projection shall be stated by major category of local assistance, personal service, nonpersonal service, general state charges, and debt service, and by major category of revenue. Such reports shall utilize a format that shall facilitate comparison and analysis with those reports submitted to the legislature by the office of audit and control pursuant to subdivision nine of section eight of this chapter.

~~e-1.]~~ d-1. Within ten days following the submission of the financial plans presented in accordance with [~~subdivisions~~] subdivision one [~~and~~

1 ~~two~~ of this section, the anticipated general fund monthly and govern-
2 mental fund types quarterly schedule and fiscal year total for the ensu-
3 ing fiscal year of: disbursements; receipts; repayments of advances;
4 total tax refunds; and refunds for the tax imposed under article twen-
5 ty-two of the tax law. Such information shall be presented in the same
6 form as the summary financial plans presented in accordance with [~~subdi-~~
7 ~~visions~~] subdivision one [~~and two~~] of this section.

8 [~~e-2-~~] d-2. A description of employment levels for each state depart-
9 ment, division or office, for the prior, current and next ensuing fiscal
10 year containing:

11 (1) separate schedules for each fund type; and
12 (2) an all funds summary. Such information shall be presented in a
13 form that facilitates comparisons among agencies and across fiscal
14 years, and shall include:

15 (i) actual and projected full-time equivalents; and
16 (ii) proposed changes to the work force in the executive budget,
17 including but not limited to: new positions, layoffs, attrition, and
18 changes in funding sources. To the extent practicable, the division of
19 the budget shall facilitate the provision of other relevant information
20 on employment to the legislature in a timely manner during the state
21 fiscal year.

22 [~~f-~~] e. A statement explaining any differences between the significant
23 accounting policies used in the preparation of the documents required to
24 be submitted pursuant to this section and those used by the comptroller
25 in the preparation of the financial statements contained in the annual
26 report to the legislature for the preceding fiscal year issued pursuant
27 to subdivision nine of section eight of this chapter.

28 [~~g-~~] f. The estimated borrowings in anticipation of the receipt of
29 taxes and revenues and the amount of interest estimated to be paid ther-
30 eon during the current and ensuing fiscal years respectively, and the
31 amounts actually so borrowed and the interest actually paid thereon
32 during the preceding fiscal year.

33 [~~h-~~] g. In connection with each statement of receipts from taxes
34 imposed pursuant to state law, the total amounts collected or estimated
35 to be collected therefrom.

36 [~~i-~~] h. A statement setting forth state involvement in the fiscal
37 operations of those public authorities and public benefit corporations
38 which may be part of the development of a comprehensive state budget
39 system and provided therefor in the state financial plan. Such statement
40 shall include those public authorities and public benefit corporations
41 with disbursements which are not currently reflected in the state
42 central accounting system from proceeds of any notes or bonds issued by
43 any public authority, and which bonds or notes would be considered as
44 state-supported debt as defined in section sixty-seven-a of this chap-
45 ter. Such statement shall set forth the amount of all of the bonds,
46 notes and other obligations of each public authority, public benefit
47 corporation and all other agencies and instrumentalities of the state
48 for which the full faith and credit of the state has been pledged or on
49 account of which the state has by law given its pledge or assurance for
50 the continued operation and solvency of the authority, public corpo-
51 ration, or other agency or instrumentality of the state, as the case may
52 be. Such statement shall also set forth all proposed appropriations to
53 be made to any public authority, public benefit corporation, and any
54 other agency or instrumentality of the state which has been created or
55 continued by law and which is separate and distinct from the state
56 itself.

1 ~~[j-]~~ i. Include a summary financial plan for the funds of the state
2 receiving tax check-off monies which shall include estimates of all
3 receipts and all disbursements for the current and succeeding fiscal
4 years, along with the actual results from the prior fiscal year.

5 ~~[4-a-]~~ 3. Include a three year financial projection showing the
6 anticipated disbursements and receipts for each of the governmental fund
7 types of the state. For the purposes of this three year financial
8 projection, disbursements shall be presented by the following purposes:
9 state purposes, local assistance, capital projects, debt service, trans-
10 fers and general state charges with each major function or major program
11 identified separately within each purpose; and receipts shall be
12 presented by each major revenue category, including detail for each
13 major tax, and major components of miscellaneous receipts and with
14 disbursements shown by major function or program for the prior year,
15 current year and next three fiscal years, and otherwise by each major
16 source which is separately estimated and presented pursuant to paragraph
17 b of subdivision ~~[three]~~ two of this section. Receipts and disbursements
18 for special revenue funds shall be presented separately for federal
19 funds and all other special revenue funds. Whenever receipts and
20 disbursements are proposed to be moved to a different fund type, each
21 significant amount so moved shall be explained. This three year finan-
22 cial projection shall include an explanation of any changes to the
23 financial plans submitted in accordance with subdivision one of this
24 section and include explanations of the economic, statutory and other
25 assumptions used to estimate the disbursements and receipts which are
26 presented. Whenever the projections for receipts and disbursements are
27 based on assumptions other than the current levels of service, such
28 assumptions shall be separately identified and explained. The three year
29 financial projections shall include a description of any projected defi-
30 cits or surpluses.

31 ~~[5-]~~ 4. Include a summary statement of operations for the proprietary
32 and fiduciary fund types. Such summary statement of operations shall
33 include the estimated and projected receipts of and disbursements from
34 appropriations and reappropriations available or recommended from such
35 fund types in the budget bills submitted by the governor pursuant to
36 section twenty-four of this ~~[chapter]~~ article. Such summary statement
37 of operations shall be revised as soon as is practical after the legis-
38 lature has completed action on such budget bills.

39 ~~[6-]~~ 5. Include a list of proposed legislation submitted pursuant to
40 section three of article seven of the constitution.

41 ~~[7-]~~ 6. Notwithstanding any provision of law to the contrary, budgets
42 submitted pursuant to this section shall not recommend first instance
43 expenditures. Any anticipated reimbursement of proposed expenditures
44 shall be shown as receipts or revenues to the appropriate fund.

45 ~~[8-]~~ 7. Within ten days following the submission of the budget by the
46 governor, the director of the budget shall transmit to the chairs of the
47 senate finance committee and the assembly ways and means committee a
48 report, by agency, program, and fund, including but not limited to, the
49 following information pertaining to financed equipment acquisitions for
50 state departments, agencies and units of the state university and the
51 city university of New York including those financed equipment acquisi-
52 tions financed by the issuance of certificates of participation or simi-
53 lar instruments for state departments, agencies and units of the state
54 and city universities of New York:

55 ~~[1-]~~ a. For new financed equipment acquisitions to be financed in the
56 ensuing fiscal year:

1 ~~[(a)]~~ (1) An identification of the purposes of such financings,
2 including:

3 ~~[(1)]~~ (i) The nature of the equipment to be financed.

4 ~~[(2)]~~ (ii) Whether the purposes are new financings or refinancings of
5 outstanding lease purchase and installment purchase agreements.

6 ~~[(3)]~~ (iii) The recommended method of financing.

7 ~~[(b)]~~ (2) The estimated purchase cost of the equipment if purchased
8 outright.

9 ~~[(c)]~~ (3) The estimated interest rate and term of such financings.

10 ~~[(d)]~~ (4) The estimated expenses for the issuances of such certif-
11 icates or similar instruments as such expenses are defined in section
12 sixty-six-b of this chapter.

13 ~~[(e)]~~ (5) A schedule of estimated lease purchase payments by state
14 fiscal year for such financings, and estimated total financing costs.

15 ~~[2-]~~ b. For outstanding financed equipment acquisitions as of April
16 first of the ensuing fiscal year the total estimated amount for lease or
17 installment purchase payments for the ensuing fiscal year.

18 ~~[3-]~~ c. For outstanding financed equipment acquisitions financed by
19 certificates of participation the financing costs of outstanding certif-
20 icates of participation and similar instruments issued pursuant to
21 section sixty-six-b of this chapter with estimated payment schedules of
22 all such outstanding obligations.

23 ~~[9-]~~ 8. Include a summary of disbursements by function of state
24 government for the preceding fiscal year and the estimated disbursements
25 for the current and ensuing fiscal years in a form suitable for compar-
26 ison. Such summary shall present such disbursements by purpose as set
27 forth in subdivision one of this section and also including special
28 revenue funds-federal and special revenue funds-other. Such summary
29 shall also describe the state entities, as defined by ~~[subdivisions~~
30 ~~five, six, seven and eight of]~~ section two-a of this chapter, within
31 each function. For the fiscal year beginning in nineteen hundred nine-
32 ty-three, such summary shall be presented within ten days of the budget
33 submission for the general fund, special revenue funds-other, capital
34 projects funds and debt service funds. For the fiscal year beginning in
35 nineteen hundred ninety-four, such summary shall be presented with the
36 budget for the general fund and within ten days of the budget submission
37 for special revenue funds-other, capital projects funds and debt service
38 funds. For fiscal years beginning in nineteen hundred ninety-five and
39 thereafter, such summary shall be presented with the budget.

40 ~~[10-]~~ 9. Include a statement showing projected disbursement for the
41 current fiscal year and proposed disbursements for the ensuing fiscal
42 year by agency and bill and fund type. For the fiscal year beginning in
43 nineteen hundred ninety-three, such statement shall be presented within
44 ten days of the budget submission for the general fund, special revenue
45 funds-other, capital projects funds and debt service funds. For the
46 fiscal year beginning in nineteen hundred ninety-four, such summary
47 shall be presented with the budget for the general fund and within ten
48 days of the budget submission for special revenue funds-other, capital
49 projects funds and debt service funds. For fiscal years beginning in
50 nineteen hundred ninety-five and thereafter, such summary shall be
51 presented with the budget.

52 ~~[11-]~~ 10. Within ten days following the submission of the financial
53 plans presented in accordance with ~~[subdivisions]~~ subdivision one ~~[and~~
54 ~~two]~~ of this section, the director of the budget shall submit to the
55 chairs of the senate finance committee and the assembly ways and means
56 committee for the prior, the current and next ensuing fiscal years

1 detailed schedules by agency for the general fund showing proposed
2 appropriations in the state operations and aid to localities budget
3 bills with disbursements to be made against such appropriations, as well
4 as disbursements to be made against any existing appropriations.

5 ~~[12.]~~ 11. a. With respect to any proposed appropriations for the
6 purpose of remedying state agency violations or past problems of the
7 environmental conservation law or regulations adopted thereunder within
8 the proposed budget submitted annually by the governor to the legisla-
9 ture shall, set forth the amount recommended to remedy each functional
10 category of violation. A priority criterion to be considered in deter-
11 mining such recommended appropriations shall be the ranking of such
12 violations and past problems as determined by the agency pursuant to
13 paragraph b of subdivision one of section 3-0311 of the environmental
14 conservation law, with any reordering of rankings as determined by the
15 department of environmental conservation. Amounts appropriated shall be
16 disbursed for remediation of the violation or problem only after review
17 and determination by the department of environmental conservation of the
18 adequacy of the remedial plan pursuant to paragraph g of subdivision
19 three of section 3-0311 of the environmental conservation law.

20 b. Within thirty days following the submission of the budget by the
21 governor for each fiscal year, beginning with the nineteen hundred nine-
22 ty-three--ninety-four fiscal year, the director of the budget shall
23 transmit to the chairs of the senate finance committee and the assembly
24 ways and means committee a report which includes project specific infor-
25 mation for proposed appropriations for the purposes of remedying state
26 agency environmental violations or problems, as identified pursuant to
27 section 3-0311 of the environmental conservation law, contained within
28 such submitted budget.

29 ~~[13.]~~ 12. Include a summary financial plan for all research institutes
30 which shall set forth:

31 a. estimates of all revenues and all expenses for the current and
32 succeeding fiscal years, along with the actual results from the prior
33 fiscal year; and

34 b. any agreement whereby any state agency will provide financial
35 support or any other assistance to cover any operating loss for such
36 research institute.

37 ~~[14.]~~ 13. a. With respect to information technology projects, depend-
38 ent on funding in the executive budget, involving one or more contracts
39 projected to total ten million dollars or more, within thirty days
40 following the submission of the budget by the governor for each fiscal
41 year, beginning with the two thousand eight--two thousand nine fiscal
42 year, the director of the budget shall transmit to the chairs of the
43 senate finance committee and the assembly ways and means committee a
44 report which shall set forth the following:

45 (1) project summary describing the project purpose, proposed approach,
46 key milestones, current status and timetable;

47 (2) the proposed method of procurement, including whether the project
48 will, in whole or in part, utilize a centralized contract or a sole-
49 source contract; and

50 (3) the proposed funding source, financing method and estimated costs
51 by fiscal year.

52 b. Information provided pursuant to paragraph a of this subdivision
53 may not be disclosed to any party other than a governmental entity as
54 defined in section one hundred thirty-nine-j of this chapter, if such
55 disclosure would impair the fairness or competitiveness of a pending or
56 potential procurement process.

Estimated costs by fiscal year shall not be disclosed.

~~[15-]~~ 14. The division of the budget shall prepare the reports, schedules, and other information described in this subdivision. To the extent practicable, such reports, schedules, and information shall be in a form, and presented at a level of detail, that facilitates comparison on an annual basis and against actual results, as appropriate, and in a manner consistent with the other reporting requirements enumerated in this section. The reports, schedules, and other information required by this subdivision shall be submitted to the chair of the senate finance committee, the chair of the assembly ways and means committee, the minority leaders of both houses, and the comptroller according to the schedules set forth in this section. In determining the final content and format of the information required by this section, the division of the budget shall consult annually with the designees of the temporary president of the senate, the speaker of the assembly, the minority leaders of both houses, and the comptroller. All information described in this subdivision shall be made available to the public.

a. The executive budget, the enacted budget report and each quarterly update to the financial plan shall include an updated general fund forecast of receipts and disbursements for the current and two succeeding fiscal years. Such updated forecast shall clearly identify and explain the revisions to the receipts and disbursements projections from the most recent prior update to the financial plan, and any significant revisions to the underlying factors affecting receipts and disbursements by major function, and may include, but not be limited to: caseload, service, and utilization rates; demographic trends; economic variables; pension fund performance; incarceration rates; prescription drug prices; health insurance premiums; inflation; contractual obligations; litigation; and state employment trends.

b. The capital program and financing plan submitted pursuant to section twenty-two-c of this article, and the update thereto required pursuant to section twenty-three of this article, shall include a report on the management of state-supported debt. Such report may include, but is not limited to: (1) an assessment of the affordability of state debt, including debt as a percent of personal income, debt per capita, and debt service costs as a percent of the budget; (2) a summary and analysis of the interest rate exchange agreements and variable rate exposure; and (3) an assessment of financing opportunities related to the state's debt portfolio.

~~[16-]~~ 15. The governor shall make all practicable efforts to amend or supplement the budget and submit supplemental bills or amendments to any bills pursuant to article seven of the constitution within twenty-one days after the budget is submitted to the legislature.

16. The amended executive budget required to be submitted within thirty days after the submission of the executive budget to the legislature in accordance with article seven of the constitution of the state of New York, in addition to the information required by the constitution of the state of New York to be set forth therein, shall include:

a. a summary financial plan showing for each of the governmental fund types: (1) all of the expenditures estimated to be made, in accordance with generally accepted accounting principles, before the close of the current fiscal year and all of the expenditures proposed to be made, in accordance with generally accepted accounting principles, during the ensuing fiscal year; and (2) all of the revenues estimated to accrue, in accordance with generally accepted accounting principles, before the close of the current fiscal year and during the ensuing fiscal year

1 inclusive of any revenues which are expected to result from the proposed
2 legislation which is deemed necessary to provide receipts sufficient to
3 meet proposed disbursements. For the purposes of such summary financial
4 plan, expenditures shall be presented by the following purposes: state
5 purposes, local assistance, capital projects, debt service, and general
6 state charges; and revenues shall be presented by each revenue source
7 which accounts for at least one per centum of all such revenues and
8 otherwise by categories of revenue sources;

9 b. the expenditures estimated to be made in accordance with generally
10 accepted accounting principles before the close of the current fiscal
11 year and proposed to be made in accordance with generally accepted
12 accounting principles during the ensuing fiscal year. Expenditures esti-
13 imated and proposed to be made shall be shown in separate parts as
14 follows: those expenditures for state purposes shall be set forth in one
15 part, those expenditures for local assistance shall be set forth in
16 another separate and distinct part, those expenditures for capital
17 projects shall be set forth in a third separate and distinct part, and
18 those expenditures for debt service shall be set forth in a fourth sepa-
19 rate and distinct part;

20 c. the revenues actually accrued in the preceding fiscal year and the
21 revenues estimated to accrue during current and ensuing fiscal years,
22 respectively. Revenues from each tax shall be shown both in total and
23 net of refunds;

24 d. a schedule for the general fund showing the differences between
25 projected operating results on a cash basis and those on the basis of
26 generally accepted accounting principles;

27 e. a schedule for each governmental fund type other than the general
28 fund showing the differences between projected operating results on a
29 cash basis and those on the basis of generally accepted accounting prin-
30 ciples; and

31 f. a detailed schedule by fund of revenues and expenditures within the
32 general fund.

33 § 29. Subparagraph (vi) of paragraph (d) of subdivision 3 of section
34 22-c of the state finance law, as amended by section 3 of part F of
35 chapter 389 of the laws of 1997, is amended to read as follows:

36 (vi) the total amount of disbursements for the project estimated to be
37 made during the current fiscal year and during each of the next ensuing
38 five fiscal years, provided however, that (A) the information required
39 by this subparagraph may be provided for groupings of projects in those
40 cases where the governor determines it cannot be provided on a project
41 by project basis, and (B) the total of all disbursements estimated in
42 accordance with the requirements of this subparagraph to be made for all
43 capital projects during the current fiscal year and during each of the
44 next ensuing five fiscal years, excluding those disbursements which are
45 estimated in accordance with the requirements of this subparagraph to be
46 made by public benefit corporations and which are not subject to appro-
47 priations, shall be equal, respectively, to the total of all disburse-
48 ments estimated, in the financial projections required by subdivisions
49 one and ~~four~~ three of section twenty-two of this article, to be made
50 for all capital projects during the then current fiscal year and during
51 each of the next ensuing five fiscal years,

52 § 30. Subdivisions 3 and 4 of section 23 of the state finance law, as
53 amended by chapter 1 of the laws of 2007, are amended to read as
54 follows:

55 3. Financial plans and capital improvement program; revisions. Not
56 later than thirty days after the legislature has completed action on the

1 budget bills submitted by the governor and the period for the governor's
2 review has elapsed, the governor shall cause to be submitted to the
3 legislature the revisions to the financial plans and the capital plan
4 required by subdivisions one, two, three, four and ~~[five]~~ paragraph (a)
5 of subdivision sixteen of section twenty-two of this article as are
6 necessary to account for all enactments affecting the financial plans
7 and the capital plan. The financial plan shall also contain a cash flow
8 analysis of projected receipts and disbursements and other financing
9 sources or uses for each month of the state's fiscal year. Notwithstand-
10 ing any other law to the contrary, such revised plans and accompanying
11 cash flow analysis shall be submitted to the legislature and the comp-
12 troller in the same form as the plans required by such subdivisions.

13 4. Financial plan updates. Quarterly, throughout the fiscal year, the
14 governor shall submit to the comptroller, the chairs of the senate
15 finance and the assembly ways and means committees, within thirty days
16 of the close of the quarter to which it shall pertain, a report which
17 summarizes the actual experience to date and projections for the remain-
18 ing quarters of the current fiscal year and for each of the next two
19 fiscal years of receipts, disbursements, tax refunds, and repayments of
20 advances presented in forms suitable for comparison with the financial
21 plan submitted pursuant to subdivisions one, three and four~~[, and five,~~
22 of section twenty-two of this article and revised in accordance with the
23 provisions of subdivision three of this section. The governor shall
24 submit with the budget a similar report that summarizes revenue and
25 expenditure experience to date in a form suitable for comparison with
26 the financial plan submitted pursuant to paragraph a of subdivision
27 ~~[two]~~ sixteen of section twenty-two of this article and revised in
28 accordance with the provisions of subdivision three of this section.
29 Such reports shall provide an explanation of the causes of any major
30 deviations from the revised financial plans and, shall provide for the
31 amendment of the plan or plans to reflect those deviations. The governor
32 may, if ~~[he]~~ the governor determines it advisable, provide more frequent
33 reports to the legislature regarding actual experience as compared to
34 the financial plans. The quarterly financial plan update most proximate
35 to October thirty-first of each year shall include the calculation of
36 the limitations on the issuance of state-supported debt computed pursu-
37 ant to the provisions of subdivisions one and two of section sixty-sev-
38 en-b of this chapter.

39 § 31. Notwithstanding any law to the contrary, the comptroller is
40 hereby authorized and directed to transfer, upon request of the director
41 of the budget, on or before March 31, 2026 the following amounts from
42 the following special revenue accounts or enterprise funds to the gener-
43 al fund, for the purposes of offsetting principal and interest costs,
44 incurred by the state pursuant to section 52 of part RR of chapter 56 of
45 the laws of 2023, provided that the annual amount of the transfer shall
46 be no more than the principal and interest that would have otherwise
47 been due to the power authority of the state of New York, from any state
48 agency, in a given state fiscal year. Amounts pertaining to special
49 revenue accounts assigned to the state university of New York shall be
50 considered interchangeable between the designated special revenue
51 accounts as to meet the requirements of this section and section 52 of
52 part RR of chapter 56 of the laws of 2023:

53 1. \$15,000,000 from the miscellaneous special revenue fund, state
54 university general income reimbursable account (22653).

55 2. \$5,000,000 from state university dormitory income fund, state
56 university dormitory income fund (40350).

1 3. \$5,000,000 from the enterprise fund, city university senior college
2 operating fund (60851).

3 § 32. Notwithstanding any law to the contrary, the comptroller is
4 hereby authorized to transfer, on or before March 31, 2026, up to
5 \$25,000,000 from various state bond funds (30600 through 30690) to the
6 general debt service fund (40150), for the purposes of redeeming or
7 defeasing outstanding state bonds.

8 § 33. Paragraph (a) of subdivision 2 of section 47-e of the private
9 housing finance law, as amended by section 29 of part XX of chapter 56
10 of the laws of 2024, is amended to read as follows:

11 (a) Subject to the provisions of chapter fifty-nine of the laws of two
12 thousand, in order to enhance and encourage the promotion of housing
13 programs and thereby achieve the stated purposes and objectives of such
14 housing programs, the agency shall have the power and is hereby author-
15 ized from time to time to issue negotiable housing program bonds and
16 notes in such principal amount as shall be necessary to provide suffi-
17 cient funds for the repayment of amounts disbursed (and not previously
18 reimbursed) pursuant to law or any prior year making capital appropri-
19 ations or reappropriations for the purposes of the housing program;
20 provided, however, that the agency may issue such bonds and notes in an
21 aggregate principal amount not exceeding [~~fourteen billion five hundred~~
22 ~~twenty six million eighty nine thousand dollars \$14,526,089,000, plus a~~
23 ~~principal amount of bonds issued to fund the debt service reserve fund~~
24 ~~in accordance with the debt service reserve fund requirement established~~
25 ~~by the agency and to fund any other reserves that the agency reasonably~~
26 ~~deems necessary for the security or marketability of such bonds and to~~
27 ~~provide for the payment of fees and other charges and expenses, includ-~~
28 ~~ing underwriters' discount, trustee and rating agency fees, bond insur-~~
29 ~~ance, credit enhancement and liquidity enhancement related to the issu-~~
30 ~~ance of such bonds and notes]~~ sixteen billion five hundred six million
31 three hundred sixty-four thousand dollars \$16,506,364,000, excluding
32 bonds issued after April first, two thousand twenty-five to (i) fund one
33 or more debt service reserve funds, (ii) pay costs of issuance of such
34 bonds, and (iii) refund or otherwise repay such bonds or notes previous-
35 ly issued, provided that nothing herein shall affect the exclusion of
36 refunding debt issued prior to such date. No reserve fund securing the
37 housing program bonds shall be entitled or eligible to receive state
38 funds apportioned or appropriated to maintain or restore such reserve
39 fund at or to a particular level, except to the extent of any deficiency
40 resulting directly or indirectly from a failure of the state to appro-
41 priate or pay the agreed amount under any of the contracts provided for
42 in subdivision four of this section.

43 § 34. Paragraph (b) of subdivision 1 of section 385 of the public
44 authorities law, as amended by section 30 of part XX of chapter 56 of
45 the laws of 2024, is amended to read as follows:

46 (b) The authority is hereby authorized, as additional corporate
47 purposes thereof solely upon the request of the director of the budget:
48 (i) to issue special emergency highway and bridge trust fund bonds and
49 notes for a term not to exceed thirty years and to incur obligations
50 secured by the moneys appropriated from the dedicated highway and bridge
51 trust fund established in section eighty-nine-b of the state finance
52 law; (ii) to make available the proceeds in accordance with instructions
53 provided by the director of the budget from the sale of such special
54 emergency highway and bridge trust fund bonds, notes or other obli-
55 gations, net of all costs to the authority in connection therewith, for
56 the purposes of financing all or a portion of the costs of activities

1 for which moneys in the dedicated highway and bridge trust fund estab-
2 lished in section eighty-nine-b of the state finance law are authorized
3 to be utilized or for the financing of disbursements made by the state
4 for the activities authorized pursuant to section eighty-nine-b of the
5 state finance law; and (iii) to enter into agreements with the commis-
6 sioner of transportation pursuant to section ten-e of the highway law
7 with respect to financing for any activities authorized pursuant to
8 section eighty-nine-b of the state finance law, or agreements with the
9 commissioner of transportation pursuant to sections ten-f and ten-g of
10 the highway law in connection with activities on state highways pursuant
11 to these sections, and (iv) to enter into service contracts, contracts,
12 agreements, deeds and leases with the director of the budget or the
13 commissioner of transportation and project sponsors and others to
14 provide for the financing by the authority of activities authorized
15 pursuant to section eighty-nine-b of the state finance law, and each of
16 the director of the budget and the commissioner of transportation are
17 hereby authorized to enter into service contracts, contracts, agree-
18 ments, deeds and leases with the authority, project sponsors or others
19 to provide for such financing. The authority shall not issue any bonds
20 or notes in an amount in excess of [~~twenty-one billion four hundred~~
21 ~~fifty-eight million three hundred nine thousand dollars \$21,458,300,000~~]
22 twenty-two billion three hundred nine million two hundred ninety-four
23 thousand dollars \$22,309,294,000, plus a principal amount of bonds or
24 notes: (A) to fund capital reserve funds; (B) to provide capitalized
25 interest; and, (C) to fund other costs of issuance. In computing for the
26 purposes of this subdivision, the aggregate amount of indebtedness
27 evidenced by bonds and notes of the authority issued pursuant to this
28 section, as amended by a chapter of the laws of nineteen hundred nine-
29 ty-six, there shall be excluded the amount of bonds or notes issued that
30 would constitute interest under the United States Internal Revenue Code
31 of 1986, as amended, and the amount of indebtedness issued to refund or
32 otherwise repay bonds or notes.

33 § 35. Paragraph (c) of subdivision 14 of section 1680 of the public
34 authorities law, as amended by section 31 of part XX of chapter 56 of
35 the laws of 2024, is amended to read as follows:

36 (c) Subject to the provisions of chapter fifty-nine of the laws of two
37 thousand, (i) the dormitory authority shall not deliver a series of
38 bonds for city university community college facilities, except to refund
39 or to be substituted for or in lieu of other bonds in relation to city
40 university community college facilities pursuant to a resolution of the
41 dormitory authority adopted before July first, nineteen hundred eighty-
42 five or any resolution supplemental thereto, if the principal amount of
43 bonds so to be issued when added to all principal amounts of bonds
44 previously issued by the dormitory authority for city university commu-
45 nity college facilities, except to refund or to be substituted in lieu
46 of other bonds in relation to city university community college facili-
47 ties will exceed the sum of four hundred twenty-five million dollars and
48 (ii) the dormitory authority shall not deliver a series of bonds issued
49 for city university facilities, including community college facilities,
50 pursuant to a resolution of the dormitory authority adopted on or after
51 July first, nineteen hundred eighty-five, except to refund or to be
52 substituted for or in lieu of other bonds in relation to city university
53 facilities and except for bonds issued pursuant to a resolution supple-
54 mental to a resolution of the dormitory authority adopted prior to July
55 first, nineteen hundred eighty-five, if the principal amount of bonds so
56 to be issued when added to the principal amount of bonds previously

1 issued pursuant to any such resolution, except bonds issued to refund or
2 to be substituted for or in lieu of other bonds in relation to city
3 university facilities, will exceed [~~eleven billion seven hundred sixty-~~
4 ~~three million twenty-two thousand dollars \$11,763,022,000~~] twelve
5 billion two hundred fifteen million three hundred sixty-eight thousand
6 dollars \$12,215,368,000, excluding bonds issued after April first, two
7 thousand twenty-five to (i) fund one or more debt service reserve funds,
8 (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise
9 repay such bonds or notes previously issued, provided that nothing here-
10 in shall affect the exclusion of refunding debt issued prior to such
11 date. The legislature reserves the right to amend or repeal such limit,
12 and the state of New York, the dormitory authority, the city university,
13 and the fund are prohibited from covenanting or making any other agree-
14 ments with or for the benefit of bondholders which might in any way
15 affect such right.

16 § 36. Subdivision 1 of section 1689-i of the public authorities law,
17 as amended by section 32 of part XX of chapter 56 of the laws of 2024,
18 is amended to read as follows:

19 1. The dormitory authority is authorized to issue bonds, at the
20 request of the commissioner of education, to finance eligible library
21 construction projects pursuant to section two hundred seventy-three-a of
22 the education law, in amounts certified by such commissioner not to
23 exceed a total principal amount of [~~four hundred eleven million dollars~~
24 ~~\$411,000,000~~] four hundred forty-five million dollars \$445,000,000.

25 § 37. Paragraph (c) of subdivision 19 of section 1680 of the public
26 authorities law, as amended by section 33 of part XX of chapter 56 of
27 the laws of 2024, is amended to read as follows:

28 (c) Subject to the provisions of chapter fifty-nine of the laws of two
29 thousand, the dormitory authority shall not issue any bonds for state
30 university educational facilities purposes if the principal amount of
31 bonds to be issued when added to the aggregate principal amount of bonds
32 issued by the dormitory authority on and after July first, nineteen
33 hundred eighty-eight for state university educational facilities will
34 exceed [~~eighteen billion nine hundred eighty-eight million one hundred~~
35 ~~sixty-four thousand dollars \$18,988,164,000; provided, however, that~~
36 ~~bonds issued or to be issued shall be excluded from such limitation if:~~
37 ~~(1) such bonds are issued to refund state university construction bonds~~
38 ~~and state university construction notes previously issued by the housing~~
39 ~~finance agency; or (2) such bonds are issued to refund bonds of the~~
40 ~~authority or other obligations issued for state university educational~~
41 ~~facilities purposes and the present value of the aggregate debt service~~
42 ~~on the refunding bonds does not exceed the present value of the aggre-~~
43 ~~gate debt service on the bonds refunded thereby; provided, further that~~
44 ~~upon certification by the director of the budget that the issuance of~~
45 ~~refunding bonds or other obligations issued between April first, nine-~~
46 ~~teen hundred ninety two and March thirty first, nineteen hundred nine-~~
47 ~~ty three will generate long term economic benefits to the state, as~~
48 ~~assessed on a present value basis, such issuance will be deemed to have~~
49 ~~met the present value test noted above. For purposes of this subdivi-~~
50 ~~sion, the present value of the aggregate debt service of the refunding~~
51 ~~bonds and the aggregate debt service of the bonds refunded, shall be~~
52 ~~calculated by utilizing the true interest cost of the refunding bonds,~~
53 ~~which shall be that rate arrived at by doubling the semi-annual interest~~
54 ~~rate (compounded semi-annually) necessary to discount the debt service~~
55 ~~payments on the refunding bonds from the payment dates thereof to the~~
56 ~~date of issue of the refunding bonds to the purchase price of the~~

~~refunding bonds, including interest accrued thereon prior to the issuance thereof. The maturity of such bonds, other than bonds issued to refund outstanding bonds, shall not exceed the weighted average economic life, as certified by the state university construction fund, of the facilities in connection with which the bonds are issued, and in any case not later than the earlier of thirty years or the expiration of the term of any lease, sublease or other agreement relating thereto; provided that no note, including renewals thereof, shall mature later than five years after the date of issuance of such note]~~ twenty billion five hundred thirty-eight million one hundred sixty-four thousand dollars \$20,538,164,000, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. The legislature reserves the right to amend or repeal such limit, and the state of New York, the dormitory authority, the state university of New York, and the state university construction fund are prohibited from covenanting or making any other agreements with or for the benefit of bondholders which might in any way affect such right.

§ 38. Subdivision 10-a of section 1680 of the public authorities law, as amended by section 34 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

10-a. Subject to the provisions of chapter fifty-nine of the laws of two thousand, but notwithstanding any other provision of the law to the contrary, the maximum amount of bonds and notes to be issued after March thirty-first, two thousand two, on behalf of the state, in relation to any locally sponsored community college, shall be ~~[one billion three hundred sixty-five million three hundred eight thousand dollars \$1,365,308,000]~~ one billion four hundred ninety-five million seven hundred seventy-four thousand dollars \$1,495,774,000. Such amount shall be exclusive of bonds and notes issued to fund any reserve fund or funds, costs of issuance and to refund any outstanding bonds and notes, issued on behalf of the state, relating to a locally sponsored community college.

§ 39. Paragraph b of subdivision 2 of section 9-a of section 1 of chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, as amended by section 35 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

b. The agency shall have power and is hereby authorized from time to time to issue negotiable bonds and notes in conformity with applicable provisions of the uniform commercial code in such principal amount as, in the opinion of the agency, shall be necessary, after taking into account other moneys which may be available for the purpose, to provide sufficient funds to the facilities development corporation, or any successor agency, for the financing or refinancing of or for the design, construction, acquisition, reconstruction, rehabilitation or improvement of mental health services facilities pursuant to paragraph a of this subdivision, the payment of interest on mental health services improvement bonds and mental health services improvement notes issued for such purposes, the establishment of reserves to secure such bonds and notes, the cost or premium of bond insurance or the costs of any financial mechanisms which may be used to reduce the debt service that would be payable by the agency on its mental health services facilities improvement bonds and notes and all other expenditures of the agency incident to and necessary or convenient to providing the facilities development

1 corporation, or any successor agency, with funds for the financing or
2 refinancing of or for any such design, construction, acquisition, recon-
3 struction, rehabilitation or improvement and for the refunding of mental
4 hygiene improvement bonds issued pursuant to section 47-b of the private
5 housing finance law; provided, however, that the agency shall not issue
6 mental health services facilities improvement bonds and mental health
7 services facilities improvement notes in an aggregate principal amount
8 exceeding ~~[twelve billion nine hundred twenty one million seven hundred~~
9 ~~fifty-six thousand dollars \$12,921,756,000, excluding mental health~~
10 ~~services facilities improvement bonds and mental health services facili-~~
11 ~~ties improvement notes issued to refund outstanding mental health~~
12 ~~services facilities improvement bonds and mental health services facili-~~
13 ~~ties improvement notes; provided, however, that upon any such refunding~~
14 ~~or repayment of mental health services facilities improvement bonds~~
15 ~~and/or mental health services facilities improvement notes the total~~
16 ~~aggregate principal amount of outstanding mental health services facili-~~
17 ~~ties improvement bonds and mental health facilities improvement notes~~
18 ~~may be greater than twelve billion nine hundred twenty one million seven~~
19 ~~hundred fifty-six thousand dollars \$12,921,756,000, only if, except as~~
20 ~~hereinafter provided with respect to mental health services facilities~~
21 ~~bonds and mental health services facilities notes issued to refund~~
22 ~~mental hygiene improvement bonds authorized to be issued pursuant to the~~
23 ~~provisions of section 47-b of the private housing finance law, the pres-~~
24 ~~ent value of the aggregate debt service of the refunding or repayment~~
25 ~~bonds to be issued shall not exceed the present value of the aggregate~~
26 ~~debt service of the bonds to be refunded or repaid. For purposes hereof,~~
27 ~~the present values of the aggregate debt service of the refunding or~~
28 ~~repayment bonds, notes or other obligations and of the aggregate debt~~
29 ~~service of the bonds, notes or other obligations so refunded or repaid,~~
30 ~~shall be calculated by utilizing the effective interest rate of the~~
31 ~~refunding or repayment bonds, notes or other obligations, which shall be~~
32 ~~that rate arrived at by doubling the semi-annual interest rate~~
33 ~~(compounded semi-annually) necessary to discount the debt service~~
34 ~~payments on the refunding or repayment bonds, notes or other obligations~~
35 ~~from the payment dates thereof to the date of issue of the refunding or~~
36 ~~repayment bonds, notes or other obligations and to the price bid includ-~~
37 ~~ing estimated accrued interest or proceeds received by the authority~~
38 ~~including estimated accrued interest from the sale thereof. Such bonds,~~
39 ~~other than bonds issued to refund outstanding bonds, shall be scheduled~~
40 ~~to mature over a term not to exceed the average useful life, as certi-~~
41 ~~fied by the facilities development corporation, of the projects for~~
42 ~~which the bonds are issued, and in any case shall not exceed thirty~~
43 ~~years and the maximum maturity of notes or any renewals thereof shall~~
44 ~~not exceed five years from the date of the original issue of such notes.~~
45 ~~Notwithstanding the provisions of this section, the agency shall have~~
46 ~~the power and is hereby authorized to issue mental health services~~
47 ~~facilities improvement bonds and/or mental health services facilities~~
48 ~~improvement notes to refund outstanding mental hygiene improvement bonds~~
49 ~~authorized to be issued pursuant to the provisions of section 47-b of~~
50 ~~the private housing finance law and the amount of bonds issued or~~
51 ~~outstanding for such purposes shall not be included for purposes of~~
52 ~~determining the amount of bonds issued pursuant to this section]~~ thir-
53 teen billion six hundred thirty-nine million five hundred fifty-four
54 thousand dollars \$13,639,554,000, excluding bonds issued after April
55 first, two thousand twenty-five to (i) fund one or more debt service
56 reserve funds, (ii) pay costs of issuance of such bonds, and (iii)

refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. The director of the budget shall allocate the aggregate principal authorized to be issued by the agency among the office of mental health, office for people with developmental disabilities, and the office of addiction services and supports, in consultation with their respective commissioners to finance bondable appropriations previously approved by the legislature.

§ 40. Subdivision (a) of section 48 of part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, as amended by section 36 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000 but notwithstanding the provisions of section 18 of the urban development corporation act, the corporation is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed ~~[five hundred twenty-two million five hundred thousand dollars \$522,500,000]~~ five hundred fifty million five hundred thousand dollars \$550,500,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital costs related to homeland security and training facilities for the division of state police, the division of military and naval affairs, and any other state agency, including the reimbursement of any disbursements made from the state capital projects fund, and is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed ~~[one billion eight hundred fifty-five million two hundred eighty-six thousand dollars \$1,855,286,000]~~ two billion one hundred sixty-eight million three hundred thirty-one thousand dollars \$2,168,331,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing improvements to State office buildings and other facilities located statewide, including the reimbursement of any disbursements made from the state capital projects fund. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision (b) of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 41. Subdivision 1 of section 47 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 37 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the office of information technology services, department of law, and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed ~~[one billion seven hundred forty-two million seven hundred twelve thousand dollars \$1,742,712,000]~~ one billion eight hundred seventy-three million four

1 hundred twelve thousand dollars \$1,873,412,000, excluding bonds issued
2 to fund one or more debt service reserve funds, to pay costs of issuance
3 of such bonds, and bonds or notes issued to refund or otherwise repay
4 such bonds or notes previously issued. Such bonds and notes of the
5 dormitory authority and the corporation shall not be a debt of the
6 state, and the state shall not be liable thereon, nor shall they be
7 payable out of any funds other than those appropriated by the state to
8 the dormitory authority and the corporation for principal, interest, and
9 related expenses pursuant to a service contract and such bonds and notes
10 shall contain on the face thereof a statement to such effect. Except for
11 purposes of complying with the internal revenue code, any interest
12 income earned on bond proceeds shall only be used to pay debt service on
13 such bonds.

14 § 42. Subdivision (b) of section 11 of chapter 329 of the laws of
15 1991, amending the state finance law and other laws relating to the
16 establishment of the dedicated highway and bridge trust fund, as amended
17 by section 38 of part XX of chapter 56 of the laws of 2024, is amended
18 to read as follows:

19 (b) Any service contract or contracts for projects authorized pursuant
20 to sections 10-c, 10-f, 10-g and 80-b of the highway law and section
21 14-k of the transportation law, and entered into pursuant to subdivision
22 (a) of this section, shall provide for state commitments to provide
23 annually to the thruway authority a sum or sums, upon such terms and
24 conditions as shall be deemed appropriate by the director of the budget,
25 to fund, or fund the debt service requirements of any bonds or any obli-
26 gations of the thruway authority issued to fund or to reimburse the
27 state for funding such projects having a cost not in excess of [~~fourteen~~
28 ~~billion eight hundred forty four million five hundred eighty seven thou-~~
29 ~~sand dollars \$14,844,587,000 cumulatively by the end of fiscal year~~
30 ~~2024-25~~] fifteen billion seven hundred twenty-two million three hundred
31 eighty-four thousand dollars \$15,722,384,000. Such limit shall exclude
32 bonds issued after April first, two thousand twenty-five to (i) fund one
33 or more debt service reserve funds, (ii) pay costs of issuance of such
34 bonds, and (iii) refund or otherwise repay such bonds or notes previous-
35 ly issued, provided that nothing herein shall affect the exclusion of
36 refunding debt issued prior to such date. For purposes of this subdivi-
37 sion, such projects shall be deemed to include capital grants to cities,
38 towns and villages for the reimbursement of eligible capital costs of
39 local highway and bridge projects within such municipality, where allo-
40 cations to cities, towns and villages are based on the total number of
41 New York or United States or interstate signed touring route miles for
42 which such municipality has capital maintenance responsibility, and
43 where such eligible capital costs include the costs of construction and
44 repair of highways, bridges, highway-railroad crossings, and other
45 transportation facilities for projects with a service life of ten years
46 or more.

47 § 43. Subdivision 1 of section 53 of section 1 of chapter 174 of the
48 laws of 1968, constituting the New York state urban development corpo-
49 ration act, as amended by section 39 of part XX of chapter 56 of the
50 laws of 2024, is amended to read as follows:

51 1. Notwithstanding the provisions of any other law to the contrary,
52 the dormitory authority and the urban development corporation are hereby
53 authorized to issue bonds or notes in one or more series for the purpose
54 of funding project costs for the acquisition of equipment, including but
55 not limited to the creation or modernization of information technology
56 systems and related research and development equipment, health and safe-

ty equipment, heavy equipment and machinery, the creation or improvement of security systems, and laboratory equipment and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~five hundred ninety-three million dollars \$593,000,000~~] six hundred ninety-three million dollars \$693,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 44. Subdivision 3 of section 1285-p of the public authorities law, as amended by section 40 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

3. The maximum amount of bonds that may be issued for the purpose of financing environmental infrastructure projects authorized by this section shall be [~~ten billion eight hundred sixty-six million five hundred sixty thousand dollars \$10,866,560,000~~] thirteen billion two hundred nineteen million one hundred sixty thousand dollars \$13,219,160,000, exclusive of bonds issued to fund any debt service reserve funds, pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay bonds or notes previously issued. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision one of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 45. Subdivision 1 and paragraph (a) of subdivision 2 of section 17 of part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, subdivision 1 as amended by section 41 of part XX of chapter 56 of the laws of 2024, and paragraph (a) of subdivision 2 as amended by section 20 of part P2 of chapter 62 of the laws of 2003, are amended to read as follows:

1. Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding the provisions of section 18 of section 1 of chapter 174 of the laws of 1968, the New York state urban development corporation is hereby authorized to issue bonds, notes and other obligations in an aggregate principal amount not to exceed [~~one billion sixty-six million seven hundred fifty-five thousand dollars \$1,066,755,000, which~~] one billion two hundred seventeen million seven hundred fifty-five thousand dollars \$1,217,755,000, excluding bonds issued after April first, two thousand twenty-five to (a) fund one or more debt service reserve funds, (b) to pay costs of issuance of such bonds, and (c) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. Which authorization increases the aggregate principal amount of

bonds, notes and other obligations authorized by section 40 of chapter 309 of the laws of 1996, and shall include all bonds, notes and other obligations issued pursuant to chapter 211 of the laws of 1990, as amended or supplemented. The proceeds of such bonds, notes or other obligations shall be paid to the state, for deposit in the youth facilities improvement fund or the capital projects fund, to pay for all or any portion of the amount or amounts paid by the state from appropriations or reappropriations made to the office of children and family services from the youth facilities improvement fund or the capital projects fund for capital projects. ~~[The aggregate amount of bonds, notes and other obligations authorized to be issued pursuant to this section shall exclude bonds, notes or other obligations issued to refund or otherwise repay bonds, notes or other obligations theretofore issued, the proceeds of which were paid to the state for all or a portion of the amounts expended by the state from appropriations or reappropriations made to the office of children and family services; provided, however, that upon any such refunding or repayment the total aggregate principal amount of outstanding bonds, notes or other obligations may be greater than one billion sixty-six million seven hundred fifty-five thousand dollars \$1,066,755,000, only if the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations to be issued shall not exceed the present value of the aggregate debt service of the bonds, notes or other obligations so to be refunded or repaid. For the purposes hereof, the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations and of the aggregate debt service of the bonds, notes or other obligations so refunded or repaid, shall be calculated by utilizing the effective interest rate of the refunding or repayment bonds, notes or other obligations, which shall be that rate arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the refunding or repayment bonds, notes or other obligations from the payment dates thereof to the date of issue of the refunding or repayment bonds, notes or other obligations and to the price bid including estimated accrued interest or proceeds received by the corporation including estimated accrued interest from the sale thereof.]~~

(a) The New York state office of general services shall be responsible for the undertaking of studies, planning, site acquisition, design, construction, reconstruction, renovation and development of youth facilities and the Tonawanda Indian Community House, including the making of any purchases therefor, on behalf of the New York state office of children and family services.

§ 46. Subdivision 1 of section 386-b of the public authorities law, as amended by section 42 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

1. Notwithstanding any other provision of law to the contrary, the authority, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of financing peace bridge projects and capital costs of state and local highways, parkways, bridges, the New York state thruway, Indian reservation roads, and facilities, and transportation infrastructure projects including aviation projects, non-MTA mass transit projects, and rail service preservation projects, including work appurtenant and ancillary thereto. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed ~~[fifteen billion two hundred forty million six hundred sixty-nine thou-~~

1 ~~said dollars \$15,240,669,000~~ seventeen billion four million twenty-sev-
2 en thousand dollars \$ 17,004,027,000, excluding bonds issued to fund one
3 or more debt service reserve funds, to pay costs of issuance of such
4 bonds, and to refund or otherwise repay such bonds or notes previously
5 issued. Such bonds and notes of the authority, the dormitory authority
6 and the urban development corporation shall not be a debt of the state,
7 and the state shall not be liable thereon, nor shall they be payable out
8 of any funds other than those appropriated by the state to the authori-
9 ty, the dormitory authority and the urban development corporation for
10 principal, interest, and related expenses pursuant to a service contract
11 and such bonds and notes shall contain on the face thereof a statement
12 to such effect. Except for purposes of complying with the internal
13 revenue code, any interest income earned on bond proceeds shall only be
14 used to pay debt service on such bonds.

15 § 47. Subdivision 1 of section 44 of section 1 of chapter 174 of the
16 laws of 1968, constituting the New York state urban development corpo-
17 ration act, as amended by section 43 of part XX of chapter 56 of the
18 laws of 2024, is amended to read as follows:

19 1. Notwithstanding the provisions of any other law to the contrary,
20 the dormitory authority and the corporation are hereby authorized to
21 issue bonds or notes in one or more series for the purpose of funding
22 project costs for the regional economic development council initiative,
23 the economic transformation program, state university of New York
24 college for nanoscale and science engineering, projects within the city
25 of Buffalo or surrounding environs, the New York works economic develop-
26 ment fund, projects for the retention of professional football in west-
27 ern New York, the empire state economic development fund, the clarkson-
28 trudeau partnership, the New York genome center, the cornell university
29 college of veterinary medicine, the olympic regional development author-
30 ity, projects at nano Utica, onondaga county revitalization projects,
31 Binghamton university school of pharmacy, New York power electronics
32 manufacturing consortium, regional infrastructure projects, high tech
33 innovation and economic development infrastructure program, high tech-
34 nology manufacturing projects in Chautauqua and Erie county, an indus-
35 trial scale research and development facility in Clinton county, upstate
36 revitalization initiative projects, downstate revitalization initiative,
37 market New York projects, fairground buildings, equipment or facilities
38 used to house and promote agriculture, the state fair, the empire state
39 trail, the moynihan station development project, the Kingsbridge armory
40 project, strategic economic development projects, the cultural, arts and
41 public spaces fund, water infrastructure in the city of Auburn and town
42 of Owasco, a life sciences laboratory public health initiative, not-for-
43 profit pounds, shelters and humane societies, arts and cultural facili-
44 ties improvement program, restore New York's communities initiative,
45 heavy equipment, economic development and infrastructure projects,
46 Roosevelt Island operating corporation capital projects, Lake Ontario
47 regional projects, Pennsylvania station and other transit projects,
48 athletic facilities for professional football in Orchard Park, New York,
49 Rush - NY, New York AI Consortium, New York Creates UEV Tool, and other
50 state costs associated with such projects. The aggregate principal
51 amount of bonds authorized to be issued pursuant to this section shall
52 not exceed [~~twenty billion eight hundred seventy eight million one~~
53 ~~hundred ninety four thousand dollars \$20,878,194,000~~] twenty-two billion
54 eight hundred forty-nine million nine hundred fifty-three thousand
55 dollars \$22,849,953,000, excluding bonds issued to fund one or more debt
56 service reserve funds, to pay costs of issuance of such bonds, and bonds

1 or notes issued to refund or otherwise repay such bonds or notes previ-
2 ously issued. Such bonds and notes of the dormitory authority and the
3 corporation shall not be a debt of the state, and the state shall not be
4 liable thereon, nor shall they be payable out of any funds other than
5 those appropriated by the state to the dormitory authority and the
6 corporation for principal, interest, and related expenses pursuant to a
7 service contract and such bonds and notes shall contain on the face
8 thereof a statement to such effect. Except for purposes of complying
9 with the internal revenue code, any interest income earned on bond
10 proceeds shall only be used to pay debt service on such bonds.

11 § 48. Subdivision (a) of section 28 of part Y of chapter 61 of the
12 laws of 2005, relating to providing for the administration of certain
13 funds and accounts related to the 2005-2006 budget, as amended by
14 section 44 of part XX of chapter 56 of the laws of 2024, is amended to
15 read as follows:

16 (a) Subject to the provisions of chapter 59 of the laws of 2000, but
17 notwithstanding any provisions of law to the contrary, one or more
18 authorized issuers as defined by section 68-a of the state finance law
19 are hereby authorized to issue bonds or notes in one or more series in
20 an aggregate principal amount not to exceed [~~two hundred ninety-seven~~
21 ~~million dollars \$297,000,000~~] three hundred ninety-seven million dollars
22 \$397,000,000, excluding bonds issued to finance one or more debt service
23 reserve funds, to pay costs of issuance of such bonds, and bonds or
24 notes issued to refund or otherwise repay such bonds or notes previously
25 issued, for the purpose of financing capital projects for public
26 protection facilities in the Division of Military and Naval Affairs,
27 debt service and leases; and to reimburse the state general fund for
28 disbursements made therefor. Such bonds and notes of such authorized
29 issuer shall not be a debt of the state, and the state shall not be
30 liable thereon, nor shall they be payable out of any funds other than
31 those appropriated by the state to such authorized issuer for debt
32 service and related expenses pursuant to any service contract executed
33 pursuant to subdivision (b) of this section and such bonds and notes
34 shall contain on the face thereof a statement to such effect. Except for
35 purposes of complying with the internal revenue code, any interest
36 income earned on bond proceeds shall only be used to pay debt service on
37 such bonds.

38 § 49. Subdivision 1 of section 50 of section 1 of chapter 174 of the
39 laws of 1968, constituting the New York state urban development corpo-
40 ration act, as amended by section 45 of part XX of chapter 56 of the
41 laws of 2024, is amended to read as follows:

42 1. Notwithstanding the provisions of any other law to the contrary,
43 the dormitory authority and the urban development corporation are hereby
44 authorized to issue bonds or notes in one or more series for the purpose
45 of funding project costs undertaken by or on behalf of the state educa-
46 tion department, special act school districts, state-supported schools
47 for the blind and deaf, approved private special education schools,
48 non-public schools, community centers, day care facilities, residential
49 camps, day camps, Native American Indian Nation schools, and other state
50 costs associated with such capital projects. The aggregate principal
51 amount of bonds authorized to be issued pursuant to this section shall
52 not exceed [~~three hundred ninety-six million eight hundred ninety-eight~~
53 ~~thousand dollars \$396,898,000~~] four hundred forty million three hundred
54 ninety-seven thousand dollars \$440,397,000, excluding bonds issued to
55 fund one or more debt service reserve funds, to pay costs of issuance of
56 such bonds, and bonds or notes issued to refund or otherwise repay such

bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 50. Subdivision 1 of section 1680-k of the public authorities law, as amended by section 46 of part XX of chapter 56 of the laws of 2024, is amended to read as follows:

1. Subject to the provisions of chapter fifty-nine of the laws of two thousand, but notwithstanding any provisions of law to the contrary, the dormitory authority is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~forty-one million sixty thousand dollars \$41,060,000~~] forty-one million one hundred seventy-five thousand dollars \$41,175,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing the construction of the New York state agriculture and markets food laboratory. Eligible project costs may include, but not be limited to the cost of design, financing, site investigations, site acquisition and preparation, demolition, construction, rehabilitation, acquisition of machinery and equipment, and infrastructure improvements. Such bonds and notes of such authorized issuers shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuers for debt service and related expenses pursuant to any service contract executed pursuant to subdivision two of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 51. Subdivision 1 of section 1680-r of the public authorities law, as amended by section 46 of part PP of chapter 56 of the laws of 2023, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the capital restructuring financing program for health care and related facilities licensed pursuant to the public health law or the mental hygiene law and other state costs associated with such capital projects, the health care facility transformation programs, the essential health care provider program, and other health care capital project costs. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~five billion one hundred fifty-three million dollars \$5,153,000,000~~] six billion one hundred sixty-eight million dollars \$6,168,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable

1 thereon, nor shall they be payable out of any funds other than those
2 appropriated by the state to the dormitory authority and the urban
3 development corporation for principal, interest, and related expenses
4 pursuant to a service contract and such bonds and notes shall contain on
5 the face thereof a statement to such effect. Except for purposes of
6 complying with the internal revenue code, any interest income earned on
7 bond proceeds shall only be used to pay debt service on such bonds.

8 § 52. Subdivision 1 of section 386-a of the public authorities law, as
9 amended by section 55 of part XX of chapter 56 of the laws of 2024, is
10 amended to read as follows:

11 1. Notwithstanding any other provision of law to the contrary, the
12 authority, the dormitory authority and the urban development corporation
13 are hereby authorized to issue bonds or notes in one or more series for
14 the purpose of assisting the metropolitan transportation authority in
15 the financing of transportation facilities as defined in subdivision
16 seventeen of section twelve hundred sixty-one of this chapter or other
17 capital projects. The aggregate principal amount of bonds authorized to
18 be issued pursuant to this section shall not exceed [~~twelve billion five~~
19 ~~hundred fifteen million eight hundred fifty-six thousand dollars~~
20 ~~\$12,515,856,000~~] fifteen billion five hundred fifteen million eight
21 hundred fifty-six thousand dollars \$15,515,856,000, excluding bonds
22 issued to fund one or more debt service reserve funds, to pay costs of
23 issuance of such bonds, and to refund or otherwise repay such bonds or
24 notes previously issued. Such bonds and notes of the authority, the
25 dormitory authority and the urban development corporation shall not be a
26 debt of the state, and the state shall not be liable thereon, nor shall
27 they be payable out of any funds other than those appropriated by the
28 state to the authority, the dormitory authority and the urban develop-
29 ment corporation for principal, interest, and related expenses pursuant
30 to a service contract and such bonds and notes shall contain on the face
31 thereof a statement to such effect. Except for purposes of complying
32 with the internal revenue code, any interest income earned on bond
33 proceeds shall only be used to pay debt service on such bonds. Notwith-
34 standing any other provision of law to the contrary, including the limi-
35 tations contained in subdivision four of section sixty-seven-b of the
36 state finance law, (A) any bonds and notes issued prior to April first,
37 two thousand twenty-seven pursuant to this section may be issued with a
38 maximum maturity of fifty years, and (B) any bonds issued to refund such
39 bonds and notes may be issued with a maximum maturity of fifty years
40 from the respective date of original issuance of such bonds and notes.

41 § 53. Subdivision (a) of section 27 of part Y of chapter 61 of the
42 laws of 2005, relating to providing for the administration of certain
43 funds and accounts related to the 2005-2006 budget, as amended by
44 section 28 of part PP of chapter 56 of the laws of 2023, is amended to
45 read as follows:

46 (a) Subject to the provisions of chapter 59 of the laws of 2000, but
47 notwithstanding any provisions of law to the contrary, the urban devel-
48 opment corporation is hereby authorized to issue bonds or notes in one
49 or more series in an aggregate principal amount not to exceed [~~five~~
50 ~~hundred thirty-eight million one hundred thousand dollars \$538,100,000~~]
51 five hundred fifty million one hundred thousand dollars \$550,100,000,
52 excluding bonds issued to finance one or more debt service reserve
53 funds, to pay costs of issuance of such bonds, and bonds or notes issued
54 to refund or otherwise repay such bonds or notes previously issued, for
55 the purpose of financing capital projects including IT initiatives for
56 the division of state police, debt service and leases; and to reimburse

1 the state general fund for disbursements made therefor. Such bonds and
2 notes of such authorized issuer shall not be a debt of the state, and
3 the state shall not be liable thereon, nor shall they be payable out of
4 any funds other than those appropriated by the state to such authorized
5 issuer for debt service and related expenses pursuant to any service
6 contract executed pursuant to subdivision (b) of this section and such
7 bonds and notes shall contain on the face thereof a statement to such
8 effect. Except for purposes of complying with the internal revenue code,
9 any interest income earned on bond proceeds shall only be used to pay
10 debt service on such bonds.

11 § 54. Subdivision 3 of section 1285-q of the public authorities law,
12 as amended by section 43 of part BB of chapter 56 of the laws of 2015,
13 is amended to read as follows:

14 3. The maximum amount of bonds that may be issued for the purpose of
15 financing hazardous waste site remediation projects and environmental
16 restoration projects authorized by this section shall not exceed [~~two~~
17 ~~billion two hundred million dollars~~] three billion four hundred fifty
18 million dollars \$3,450,000,000 and shall not exceed one hundred million
19 dollars for appropriations enacted for any state fiscal year, provided
20 that the bonds not issued for such appropriations may be issued pursuant
21 to reappropriation in subsequent fiscal years. [~~No bonds shall be issued~~
22 ~~for the repayment of any new appropriation enacted after March thirty-~~
23 ~~first, two thousand twenty six for hazardous waste site remediation~~
24 ~~projects authorized by this section.~~] Amounts authorized to be issued by
25 this section shall be exclusive of bonds issued to fund any debt service
26 reserve funds, pay costs of issuance of such bonds, and bonds or notes
27 issued to refund or otherwise repay bonds or notes previously issued.
28 Such bonds and notes of the corporation shall not be a debt of the
29 state, and the state shall not be liable thereon, nor shall they be
30 payable out of any funds other than those appropriated by this state to
31 the corporation for debt service and related expenses pursuant to any
32 service contracts executed pursuant to subdivision one of this section,
33 and such bonds and notes shall contain on the face thereof a statement
34 to such effect.

35 § 55. Subdivision 1 of section 16 of part D of chapter 389 of the laws
36 of 1997, relating to the financing of the correctional facilities
37 improvement fund and the youth facility improvement fund, as amended by
38 section 28 of part XX of chapter 56 of the laws of 2024, is amended to
39 read as follows:

40 1. Subject to the provisions of chapter 59 of the laws of 2000, but
41 notwithstanding the provisions of section 18 of section 1 of chapter 174
42 of the laws of 1968, the New York state urban development corporation is
43 hereby authorized to issue bonds, notes and other obligations in an
44 aggregate principal amount not to exceed [~~ten billion two hundred nine-~~
45 ~~ty nine million three hundred fifty-nine thousand dollars~~
46 ~~\$10,299,359,000, and shall include all bonds, notes and other obli-~~
47 ~~gations issued pursuant to chapter 56 of the laws of 1983, as amended or~~
48 ~~supplemented. The proceeds of such bonds, notes or other obligations~~
49 ~~shall be paid to the state, for deposit in the correctional facilities~~
50 ~~capital improvement fund to pay for all or any portion of the amount or~~
51 ~~amounts paid by the state from appropriations or reappropriations made~~
52 ~~to the department of corrections and community supervision from the~~
53 ~~correctional facilities capital improvement fund for capital projects.~~
54 ~~The aggregate amount of bonds, notes or other obligations authorized to~~
55 ~~be issued pursuant to this section shall exclude bonds, notes or other~~
56 ~~obligations issued to refund or otherwise repay bonds, notes or other~~

~~obligations theretofore issued, the proceeds of which were paid to the state for all or a portion of the amounts expended by the state from appropriations or reappropriations made to the department of corrections and community supervision; provided, however, that upon any such refunding or repayment the total aggregate principal amount of outstanding bonds, notes or other obligations may be greater than ten billion two hundred ninety-nine million three hundred fifty-nine thousand dollars \$10,299,359,000, only if the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations to be issued shall not exceed the present value of the aggregate debt service of the bonds, notes or other obligations so to be refunded or repaid. For the purposes hereof, the present value of the aggregate debt service of the refunding or repayment bonds, notes or other obligations and of the aggregate debt service of the bonds, notes or other obligations so refunded or repaid, shall be calculated by utilizing the effective interest rate of the refunding or repayment bonds, notes or other obligations, which shall be that rate arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the refunding or repayment bonds, notes or other obligations from the payment dates thereof to the date of issue of the refunding or repayment bonds, notes or other obligations and to the price bid including estimated accrued interest or proceeds received by the corporation including estimated accrued interest from the sale thereof]~~ eleven billion one hundred seventeen million three hundred fifty-nine thousand dollars \$11,117,359,000, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date.

§ 56. The opening paragraph of section 3573 of the public authorities law, as added by chapter 5 of the laws of 1997, is amended to read as follows:

Notwithstanding any provision of this article or any other provision of law to the contrary, so long as bonds issued by the dormitory authority ~~[to finance facilities for]~~ on or before March thirty-first, two thousand twenty-five to make loans to the department of health of the state of New York to finance state hospital facilities listed in section four hundred three of the public health law remain outstanding as defined in the bond resolution under which such bonds were issued, the following provisions shall be applicable:

§ 57. Paragraph (a) of subdivision 2 of section 409 of the public health law, as amended by chapter 5 of the laws of 1997, is amended and a new subdivision 6 is added to read as follows:

(a) The commissioner shall, after the first day of July, nineteen hundred seventy-one, pay over moneys received by the department including, subject to subdivision six of this section, moneys received from the Roswell Park Cancer Institute corporation for the care, maintenance and treatment of patients at state hospitals in the department as enumerated in section four hundred three of this chapter, together with money received from fees, including parking fees, refunds, reimbursements, payments received pursuant to leases, sales of property and miscellaneous receipts of such hospitals other than gifts, grants, bequests and moneys received under research contracts, and clinical practice income received pursuant to a clinical practice plan established pursuant to subdivision fourteen of section two hundred six of

1 this chapter except for the amount of money required by the comptroller
2 to be maintained on deposit in the department of health income fund
3 pursuant to paragraph (c) of this subdivision less payments required to
4 be made into pools created by this chapter and for assessments estab-
5 lished pursuant to this chapter and less refunds made pursuant to law,
6 to the comptroller to be deposited by ~~him~~ the comptroller in the
7 department of health income fund. Such moneys shall be kept separate and
8 shall not be commingled with any other moneys in the hands of the comp-
9 troller. All deposits of such money shall, if required by the comp-
10 troller, be secured by obligations of the United States or of the state
11 of market value equal at all times to the amount of the deposit and all
12 banks and trust companies are authorized to give such securities for
13 such deposits. The commissioner shall identify to the comptroller moneys
14 received from Roswell Park Cancer Institute corporation or its subsid-
15 iaries.

16 6. Notwithstanding the foregoing provisions of this section, upon the
17 payment or provision for payment of all outstanding bonds issued on or
18 before March thirty-first, two thousand twenty-five by the dormitory
19 authority to make loans to the department to finance or refinance state
20 hospital facilities in accordance with the terms of the bond resolution
21 under which such bonds were issued, the provisions of subdivisions two
22 and five of this section requiring (i) the payment and identification by
23 the department to the comptroller of moneys received from the Roswell
24 Park Cancer Institute corporation, (ii) the deposit and maintenance of
25 such moneys from the Roswell Park Cancer Institute corporation by the
26 comptroller in the department of health income fund, and (iii) the
27 release of excess moneys in the department of health income fund attri-
28 buted to the operation of the Roswell Park Cancer Institute corporation
29 or its subsidiaries, shall no longer be applicable and, thereafter, all
30 such moneys from the operation of the Roswell Park Cancer Institute
31 corporation shall remain in the custody and/or control of the corpo-
32 ration and/or its subsidiaries.

33 § 58. Paragraph (b) of subdivision 1 of section 54-b of section 1 of
34 chapter 174 of the laws of 1968 constituting the urban development
35 corporation act, as amended by section 54 of part XX of chapter 56 of
36 the laws of 2024, is amended to read as follows:

37 (b) Notwithstanding any other provision of law to the contrary,
38 including, specifically, the provisions of chapter 59 of the laws of
39 2000 and section sixty-seven-b of the state finance law, the dormitory
40 authority of the state of New York and the corporation are hereby
41 authorized to issue personal income tax revenue anticipation notes with
42 a maturity no later than March 31~~, 2025~~ of the state fiscal year in
43 which such notes are issued, in one or more series in an aggregate prin-
44 cipal amount for each fiscal year not to exceed three billion dollars,
45 and to pay costs of issuance of such notes, for the purpose of temporar-
46 ily financing budgetary needs of the state. Such purpose shall consti-
47 tute an authorized purpose under subdivision two of section
48 sixty-eight-a of the state finance law for all purposes of article
49 five-C of the state finance law with respect to the notes authorized by
50 this paragraph. Such notes shall not be renewed, extended or refunded.
51 For so long as any notes authorized by this paragraph shall be outstand-
52 ing, the restrictions, limitations and requirements contained in article
53 five-B of the state finance law shall not apply.

54 § 59. Subdivision 8 of section 68-b of the state finance law, as
55 amended by section 60 of part JJJ of chapter 59 of the laws of 2021, is
56 amended to read as follows:

1 8. Revenue bonds may only be issued for authorized purposes, as
2 defined in section sixty-eight-a of this article. Notwithstanding the
3 foregoing, the dormitory authority of the state of New York, the urban
4 development corporation ~~[and]~~, the New York state thruway authority, the
5 New York state housing finance agency, and the New York state environ-
6 mental facilities corporation may issue revenue bonds for any authorized
7 purpose of any other such authorized issuer ~~[through March thirty-first,~~
8 ~~two thousand twenty-five]~~. Any such revenue bonds issued by the New York
9 state thruway authority shall be subject to the approval of the New York
10 state public authorities control board, pursuant to section fifty-one of
11 the public authorities law. The authorized issuers shall not issue any
12 revenue bonds in an amount in excess of statutory authorizations for
13 such authorized purposes. Authorizations for such authorized purposes
14 shall be reduced in an amount equal to the amount of revenue bonds
15 issued for such authorized purposes under this article. Such reduction
16 shall not be made in relation to revenue bonds issued to fund reserve
17 funds, if any, and costs of issuance, ~~[if these items are not counted~~
18 ~~under existing authorizations,~~] nor shall revenue bonds issued to refund
19 bonds issued under existing authorizations reduce the amount of such
20 authorizations.

21 § 60. Subdivision 1 of section 56 of the state finance law, as amended
22 by chapter 415 of the laws of 1986, is amended to read as follows:

23 1. Whenever in ~~[his]~~ the comptroller's opinion it is to the advantage
24 of the state the comptroller when issuing and selling any bonds of the
25 state may reserve to the state on such conditions as ~~[he]~~ the comp-
26 troller may deem advisable and proper the privilege of refunding or of
27 redeeming ~~[at not more than three per centum above par value]~~ all or any
28 part of such bonds prior to the date on which they shall be due and
29 payable.

30 § 61. This act shall take effect immediately and shall be deemed to
31 have been in full force and effect on and after April 1, 2025; provided,
32 however, that the provisions of sections one, two, three, four, five,
33 six, seven, eight, thirteen, fourteen, fifteen, sixteen, seventeen,
34 eighteen, nineteen, twenty and twenty-one of this act shall expire March
35 31, 2026.

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

45 § 3. This act shall take effect immediately provided, however, that
46 the applicable effective date of Parts A through EE of this act shall be
47 as specifically set forth in the last section of such Parts.