

# STATE OF NEW YORK

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8115

2025-2026 Regular Sessions

## IN ASSEMBLY

May 1, 2025

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

AN ACT making appropriations for the support of government; to amend chapter 113 of the laws of 2025 making appropriations for the support of government, in relation thereto; to amend chapter 118 of the laws of 2025 making appropriations for the support of government, in relation thereto; to amend chapter 119 of the laws of 2025 making appropriations for the support of government, in relation thereto; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and  
2 declares that the enactment of these appropriations provides sufficient  
3 authority to the comptroller for the purpose of making payments for the  
4 purposes described herein until such time as appropriation bills submit-  
5 ted by the governor pursuant to article VII of the state constitution  
6 for the support of government for the state fiscal year beginning April  
7 1, 2025 are enacted.

8 § 2. Section 2 of chapter 113 of the laws of 2025, relating to making  
9 appropriations for the support of government, as amended by chapter 124  
10 of the laws of 2025, is amended to read as follows:

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

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for  
18 personal service, including liabilities

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

LBD12011-01-5

1 incurred prior to April 1, 2025, on the  
 2 payrolls scheduled to be paid during the  
 3 period April 1 through May [~~1~~] 7, 2025 to  
 4 state officers and employees of the execu-  
 5 tive branch, including the governor, lieu-  
 6 tenant governor, comptroller, and attorney  
 7 general, and to employees of the legisla-  
 8 ture. This appropriation also includes  
 9 payments for services performed by mental-  
 10 ly ill or developmentally disabled persons  
 11 who are employed in state-operated special  
 12 employment, work-for-pay or sheltered  
 13 workshop programs .....  
 14 ..... [~~1,631,630,000~~] 1,978,430,000  
 15 -----

16 § 3. Section 3 of chapter 113 of the laws of 2025, relating to making  
 17 appropriations for the support of government, as amended by chapter 124  
 18 of the laws of 2025, is amended to read as follows:

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

24 ALL STATE DEPARTMENTS AND AGENCIES

25 For the payment of state operations non  
 26 personal service liabilities to the execu-  
 27 tive branch, including the comptroller,  
 28 and the attorney general, and legislature,  
 29 incurred in the ordinary course of busi-  
 30 ness, during the period April 1 through  
 31 May [~~1~~] 6, 2025, pursuant to existing  
 32 state law and for purposes for which the  
 33 legislature authorized the expenditure of  
 34 moneys during the 2024-2025 state fiscal  
 35 year; provided, however, that nothing  
 36 contained herein shall be deemed to limit  
 37 or restrict the power or authority of  
 38 state departments or agencies to conduct  
 39 their activities or operations in accord-  
 40 ance with existing law, and further  
 41 provided that nothing contained herein  
 42 shall be deemed to supersede, nullify or  
 43 modify the provisions of section 40 of the  
 44 state finance law prescribing when appro-  
 45 priations made for the 2024-2025 state  
 46 fiscal year shall have ceased to have  
 47 force and effect ..... 34,000,000  
 48 -----

49 § 4. Section 5 of chapter 118 of the laws of 2025, relating to making  
 50 appropriations for the support of government, as amended by chapter 124  
 51 of the laws of 2025, is amended to read as follows:

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

6 JUDICIARY

7 For the purpose of making payments for  
8 personal service, including liabilities  
9 incurred prior to April 1, 2025, on the  
10 payrolls scheduled to be paid during the  
11 period April 1 through May [~~1~~] 7, 2025 to  
12 officers and employees of the judiciary ..  
13 ..... [~~175,000,000~~] 265,000,000

14 For the payment of state operations nonper-  
15 sonal service liabilities, the sum of  
16 twenty-five million dollars (\$25,000,000),  
17 or so much thereof as shall be sufficient  
18 to accomplish the purpose designated, is  
19 hereby appropriated to the judiciary out  
20 of any moneys in the general fund or other  
21 funds to the credit of the state purposes  
22 account not otherwise appropriated. The  
23 comptroller is hereby authorized and  
24 directed to utilize this appropriation for  
25 the purpose of making payments for nonper-  
26 sonal service liabilities incurred by the  
27 judiciary from April 1 through May [~~1~~] 6,  
28 2025 ..... 25,000,000

29 For the payment of aid to localities liabil-  
30 ities, the sum of thirty million dollars  
31 (\$30,000,000), or so much thereof as shall  
32 be sufficient to accomplish the purpose  
33 designated, is hereby appropriated to the  
34 judiciary out of any moneys in the general  
35 fund or other funds to the credit of the  
36 state purposes account not otherwise  
37 appropriated. The comptroller is hereby  
38 authorized and directed to utilize this  
39 appropriation for the purpose of making  
40 payments for aid to localities liabilities  
41 incurred by the judiciary from April 1  
42 through May [~~1~~] 6, 2025 ..... 30,000,000

43 For the payment of employee fringe benefit  
44 programs including, but not limited to,  
45 the judiciary's contributions to the  
46 health insurance fund, the employees'  
47 retirement system pension accumulation  
48 fund, the social security contribution  
49 fund, employee benefit fund programs, the  
50 dental insurance plan, the vision care  
51 plan, the unemployment insurance fund, and  
52 for workers' compensation benefits, the  
53 sum of three hundred million dollars  
54 (\$300,000,000), or so much thereof as

1 shall be sufficient to accomplish the  
 2 purpose designated, is hereby appropriated  
 3 to the judiciary out of any moneys in the  
 4 general fund or other funds to the credit  
 5 of the state purposes account not other-  
 6 wise appropriated. The comptroller is  
 7 hereby authorized and directed to utilize  
 8 this appropriation for the purpose of  
 9 making payments for employee fringe bene-  
 10 fit liabilities incurred by the judiciary  
 11 from April 1 through May [~~±~~ 6, 2025 ..... 300,000,000  
 12 -----

13 § 5. Section 5 of chapter 113 of the laws of 2025, relating to making  
 14 appropriations for the support of government, as amended by chapter 124  
 15 of the laws of 2025, is amended to read as follows:

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

21 DEPARTMENT OF HEALTH

22 AID TO LOCALITIES

23 CENTER FOR COMMUNITY HEALTH PROGRAM ..... [~~40,170,000~~] 44,450,000  
 24 -----

25 General Fund  
 26 Local Assistance Account - 10000

27 For services and expenses related to the  
 28 Indian health program. The money hereby  
 29 appropriated shall be for payment of  
 30 financial assistance heretofore accrued or  
 31 hereafter to accrue (26840) ..... 7,000,000  
 32 -----

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

36 For various federal food and nutritional  
 37 services. The moneys hereby appropriated  
 38 shall be available for payment of finan-  
 39 cial assistance heretofore accrued (26986)  
 40 ..... [~~33,170,000~~] 37,450,000  
 41 -----

42 CHILD HEALTH INSURANCE PROGRAM ..... 109,366,000  
 43 -----

44 Special Revenue Funds - Other  
 45 HCRA Resources Fund  
 46 Children's Health Insurance Account - 20810

1 The money hereby appropriated is available  
 2 for payment of aid heretofore accrued or  
 3 hereafter accrued.  
 4 Notwithstanding any other provision of law,  
 5 the money hereby appropriated may be  
 6 increased or decreased by transfer or  
 7 suballocation to appropriations of the  
 8 office of temporary and disability assist-  
 9 ance, for the reimbursement of local  
 10 district administrative costs related to  
 11 children newly enrolled in medicaid whose  
 12 household income is between 100 percent  
 13 and 133 percent of the federal poverty  
 14 level.  
 15 Notwithstanding any provision of law to the  
 16 contrary, the amounts appropriated herein  
 17 shall be net of refunds, rebates,  
 18 reimbursements, credits, repayments,  
 19 and/or disallowances.  
 20 For services and expenses related to the  
 21 children's health insurance program  
 22 authorized pursuant to title 1-A of arti-  
 23 cle 25 of the public health law (26931) .... 109,366,000  
 24 -----

25 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM ..... 1,520,000  
 26 -----

27 Special Revenue Funds - Other  
 28 HCRA Resources Fund  
 29 EPIC Premium Account - 20818

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

37 MEDICAL ASSISTANCE PROGRAM ..... [~~7,541,232,000~~] 7,793,997,000  
 38 -----

39 General Fund  
 40 Local Assistance Account - 10000

41 For the medical assistance program, includ-  
 42 ing administrative expenses, for local  
 43 social services districts, and for medical  
 44 care rates for authorized child care agen-  
 45 cies.  
 46 Notwithstanding section 40 of the state  
 47 finance law or any provision of law to the  
 48 contrary, subject to federal approval,  
 49 department of health state funds medicaid

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

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

53 Such medicaid savings allocation adjustment  
54 shall be designed, to reduce the expendi-  
55 tures authorized by the appropriations  
56 herein in compliance with the following

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

52 The commissioner shall seek the input of the  
53 legislature, as well as organizations  
54 representing health care providers,  
55 consumers, businesses, workers, health  
56 insurers, and others with relevant exper-

1 tise, in developing such medicaid savings  
2 allocation adjustment, to the extent that  
3 all or part of such adjustment, in the  
4 discretion of the commissioner, is likely  
5 to have a material impact on the overall  
6 medicaid program, particular categories of  
7 service or particular geographic regions  
8 of the state.

9 (a) The commissioner shall post the medicaid  
10 savings allocation adjustment on the  
11 department of health's website and shall  
12 provide written copies of such adjustment  
13 to the chairs of the senate finance and  
14 the assembly ways and means committees at  
15 least 30 days before the date on which  
16 implementation is expected to begin.

17 (b) The commissioner may revise the medicaid  
18 savings allocation adjustment subsequent  
19 to the provisions of notice and prior to  
20 implementation but needs to provide a new  
21 notice pursuant to subparagraph (i) of  
22 this paragraph only if the commissioner  
23 determines, in his or her discretion, that  
24 such revisions materially alter the  
25 adjustment.

26 Notwithstanding the provisions of paragraphs  
27 (a) and (b) of this subdivision, the  
28 commissioner need not seek the input  
29 described in paragraph (a) of this subdivi-  
30 sion or provide notice pursuant to para-  
31 graph (b) of this subdivision if, in the  
32 discretion of the commissioner, expedited  
33 development and implementation of a medi-  
34 caid savings allocation adjustment is  
35 necessary due to a public health emergen-  
36 cy.

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

50 Nothing in this paragraph shall be deemed to  
51 prevent all or part of such medicaid  
52 savings allocation adjustment from taking  
53 effect retroactively to the extent permit-  
54 ted by the federal centers for medicare  
55 and medicaid services.

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

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

55 The money hereby appropriated is to be  
56 available for payment of aid heretofore

1 accrued or hereafter accrued to municipi-  
2 palities, and to providers of medical  
3 services pursuant to section 367-b of the  
4 social services law, and for payment of  
5 state aid to municipalities and to provid-  
6 ers of family care where payment systems  
7 through the fiscal intermediaries are not  
8 operational.

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

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

45 Notwithstanding any inconsistent provision  
46 of law, funding made available by these  
47 appropriations shall support direct salary  
48 costs and related fringe benefits within  
49 the medical assistance program associated  
50 with any minimum wage increase that takes  
51 effect during the timeframe of these  
52 appropriations, pursuant to section 652 of  
53 the labor law. Each eligible organization  
54 in receipt of funding made available by  
55 these appropriations may be required to  
56 submit written certification, in such form

1 and at such time the commissioner may  
2 prescribe, attesting to the total amount  
3 of funds used by the eligible organiza-  
4 tion, how such funding will be or was used  
5 for purposes eligible under these appro-  
6 priations and any other reporting deemed  
7 necessary by the commissioner. The amounts  
8 appropriated herein may include advances  
9 to organizations authorized to receive  
10 such funds to accomplish this purpose.

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

40 Notwithstanding any inconsistent provision  
41 of law to the contrary, the moneys hereby  
42 appropriated may be used for payments to  
43 the centers for medicaid and medicare  
44 services for obligations incurred related  
45 to the pharmaceutical costs of dually  
46 eligible medicare/medicaid beneficiaries  
47 participating in the medicare drug benefit  
48 authorized by P.L. 108-173.

49 Notwithstanding any inconsistent provision  
50 of law, the moneys hereby appropriated  
51 shall not be used for any existing rates,  
52 fees, fee schedule, or procedures which  
53 may affect the cost of care and services  
54 provided by personal care providers, case  
55 managers, health maintenance organiza-  
56 tions, out of state medical facilities

1 which provide care and services to resi-  
2 dents of the state, providers of transpor-  
3 tation services, that are altered,  
4 amended, adjusted or otherwise changed by  
5 a local social services district unless  
6 previously approved by the department of  
7 health and the director of the budget.

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

33 Notwithstanding any inconsistent provision  
34 of law, the moneys hereby appropriated may  
35 be available for payments associated with  
36 the resolution by settlement agreement or  
37 judgment of rate appeals and/or litigation  
38 where the department of health is a party.

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

51 Notwithstanding any inconsistent provisions  
52 of law, no expenditures shall be used for  
53 the medical assistance program for any  
54 expenses not explicitly authorized in law  
55 without the approval of the director of  
56 the budget.

1 Notwithstanding any provision of law to the  
2 contrary, the portion of this appropri-  
3 ation covering fiscal year 2025-26 shall  
4 supersede and replace any duplicative (i)  
5 reappropriation for this item covering  
6 fiscal year 2025-26, and (ii) appropri-  
7 ation for this item covering fiscal year  
8 2025-26 set forth in chapter 53 of the  
9 laws of 2024 (26947) ..... [~~101,000,000~~] 121,200,000

10 For services and expenses of the medical  
11 assistance program including hospital  
12 outpatient and emergency room services.

13 Notwithstanding any provision of law to the  
14 contrary, the portion of this appropri-  
15 ation covering fiscal year 2025-26 shall  
16 supersede and replace any duplicative (i)  
17 reappropriation for this item covering  
18 fiscal year 2025-26, and (ii) appropri-  
19 ation for this item covering fiscal year  
20 2025-26 set forth in chapter 53 of the  
21 laws of 2024 (26948) ..... [~~26,080,000~~] 31,296,000

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

25 Notwithstanding any provision of law to the  
26 contrary, the portion of this appropri-  
27 ation covering fiscal year 2025-26 shall  
28 supersede and replace any duplicative (i)  
29 reappropriation for this item covering  
30 fiscal year 2025-26, and (ii) appropri-  
31 ation for this item covering fiscal year  
32 2025-26 set forth in chapter 53 of the  
33 laws of 2024 (26949) ..... [~~47,565,000~~] 57,078,000

34 For services and expenses of the medical  
35 assistance program including nursing home  
36 services.

37 Notwithstanding any provision of law to the  
38 contrary, the portion of this appropri-  
39 ation covering fiscal year 2025-26 shall  
40 supersede and replace any duplicative (i)  
41 reappropriation for this item covering  
42 fiscal year 2025-26, and (ii) appropri-  
43 ation for this item covering fiscal year  
44 2025-26 set forth in chapter 53 of the  
45 laws of 2024 (26950) ..... [~~127,340,000~~] 152,808,000

46 For services and expenses of the medical  
47 assistance program including other long  
48 term care services.

49 Notwithstanding any provision of law to the  
50 contrary, the portion of this appropri-  
51 ation covering fiscal year 2025-26 shall  
52 supersede and replace any duplicative (i)  
53 reappropriation for this item covering  
54 fiscal year 2025-26, and (ii) appropri-  
55 ation for this item covering fiscal year

1 2025-26 set forth in chapter 53 of the  
2 laws of 2024 (26951) ..... [~~703,890,000~~] 774,279,000  
3 For services and expenses of the medical  
4 assistance program including managed care  
5 services including regional planning  
6 activities of the finger lakes health  
7 systems agency, including statewide coordi-  
8 nation and demonstration of best prac-  
9 tices. The department shall make grants  
10 within amounts appropriated therefor, to  
11 assure high-quality and accessible primary  
12 care, to provide technical assistance to  
13 support financial and business planning  
14 for integrated systems of care, and to  
15 assist primary care providers in the  
16 adoption, implementation, and meaningful  
17 use of electronic health record technolo-  
18 gy.  
19 Notwithstanding any provision of law to the  
20 contrary, the portion of this appropri-  
21 ation covering fiscal year 2025-26 shall  
22 supersede and replace any duplicative (i)  
23 reappropriation for this item covering  
24 fiscal year 2025-26, and (ii) appropri-  
25 ation for this item covering fiscal year  
26 2025-26 set forth in chapter 53 of the  
27 laws of 2024 (26952) ..... [~~434,308,000~~] 477,739,000  
28 For services and expenses for health homes  
29 including grants to health homes.  
30 Notwithstanding any provision of law to the  
31 contrary, the portion of this appropri-  
32 ation covering fiscal year 2025-26 shall  
33 supersede and replace any duplicative (i)  
34 reappropriation for this item covering  
35 fiscal year 2025-26, and (ii) appropri-  
36 ation for this item covering fiscal year  
37 2025-26 set forth in chapter 53 of the  
38 laws of 2024 (29548) ..... [~~15,080,000~~] 18,096,000  
39 For services and expenses of the medical  
40 assistance program including pharmacy  
41 services provided, however, that no funds  
42 shall be made available pursuant to this  
43 appropriation for any drug not explicitly  
44 authorized in any enacted law, rule, or  
45 regulation without approval from the  
46 director of the budget.  
47 Notwithstanding any provision of law to the  
48 contrary, the portion of this appropri-  
49 ation covering fiscal year 2025-26 shall  
50 supersede and replace any duplicative (i)  
51 reappropriation for this item covering  
52 fiscal year 2025-26, and (ii) appropri-  
53 ation for this item covering fiscal year  
54 2025-26 set forth in chapter 53 of the  
55 laws of 2024 (26953) ..... [~~242,380,000~~] 290,856,000

1 For services and expenses of the medical  
2 assistance program including transporta-  
3 tion services.  
4 Notwithstanding any provision of law to the  
5 contrary, the portion of this appropri-  
6 ation covering fiscal year 2025-26 shall  
7 supersede and replace any duplicative (i)  
8 reappropriation for this item covering  
9 fiscal year 2025-26, and (ii) appropri-  
10 ation for this item covering fiscal year  
11 2025-26 set forth in chapter 53 of the  
12 laws of 2024 (26954) ..... [~~35,860,000~~] 43,032,000

13 For services and expenses of the medical  
14 assistance program including dental  
15 services.  
16 Notwithstanding any provision of law to the  
17 contrary, the portion of this appropri-  
18 ation covering fiscal year 2025-26 shall  
19 supersede and replace any duplicative (i)  
20 reappropriation for this item covering  
21 fiscal year 2025-26, and (ii) appropri-  
22 ation for this item covering fiscal year  
23 2025-26 set forth in chapter 53 of the  
24 laws of 2024 (26955) ..... [~~410,000~~] 492,000

25 For services and expenses of the medical  
26 assistance program including non-institu-  
27 tional and other spending.  
28 The money hereby appropriated is available  
29 for payment of liabilities heretofore  
30 accrued or hereafter accrued.  
31 Notwithstanding any inconsistent provision  
32 of law, the money hereby appropriated may  
33 be available for payments to any county or  
34 public school districts associated with  
35 additional claims for school supportive  
36 health services.  
37 Notwithstanding any provision of law to the  
38 contrary, the portion of this appropri-  
39 ation covering fiscal year 2025-26 shall  
40 supersede and replace any duplicative (i)  
41 reappropriation for this item covering  
42 fiscal year 2025-26, and (ii) appropri-  
43 ation for this item covering fiscal year  
44 2025-26 set forth in chapter 53 of the  
45 laws of 2024 (26956) ..... [~~99,010,000~~] 118,812,000

46 For services and expenses of the medical  
47 assistance program including medical  
48 services provided at state facilities  
49 operated by the office of mental health,  
50 the office for people with developmental  
51 disabilities and the office of addiction  
52 services and supports.  
53 Notwithstanding any provision of law to the  
54 contrary, the portion of this appropri-  
55 ation covering fiscal year 2025-26 shall  
56 supersede and replace any duplicative (i)

1 reappropriation for this item covering  
 2 fiscal year 2025-26, and (ii) appropri-  
 3 ation for this item covering fiscal year  
 4 2025-26 set forth in chapter 53 of the  
 5 laws of 2024 (26961) ..... 417,000,000  
 6 -----

7 Special Revenue Funds - Federal  
 8 Federal Health and Human Services Fund  
 9 Medicaid Direct Account - 25106

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

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

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

48 Notwithstanding any other provision of law,  
 49 the money hereby appropriated may be  
 50 increased or decreased by interchange or  
 51 transfer, with any appropriation of the  
 52 department of health and the office of  
 53 medicaid inspector general and may be  
 54 increased or decreased by transfer or

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

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

45 Notwithstanding any inconsistent provision  
46 of law to the contrary, funds shall be  
47 made available to the commissioner of the  
48 office of mental health or the commis-  
49 sioner of the office of addiction services and  
50 supports, in consultation with the commis-  
51 sioner of health and approved by the  
52 director of the budget, and consistent  
53 with appropriations made therefor, to  
54 implement allocation adjustment developed  
55 by each such commissioner which shall  
56 describe mental health or substance use

1 disorder services that should be developed  
 2 to meet service needs resulting from the  
 3 reduction of inpatient behavioral health  
 4 services provided under the medicaid  
 5 program, by programs licensed pursuant to  
 6 article 31 or 32 of the mental hygiene  
 7 law. Such programs may include programs  
 8 that are licensed pursuant to both article  
 9 31 of the mental hygiene law and article  
 10 28 of the public health law, or certified  
 11 under both article 32 of the mental  
 12 hygiene law and article 28 of the public  
 13 health law.

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

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

29 Notwithstanding any provision of law to the  
 30 contrary, the portion of this appropri-  
 31 ation covering fiscal year 2025-26 shall  
 32 supersede and replace any duplicative (i)  
 33 reappropriation for this item covering  
 34 fiscal year 2025-26, and (ii) appropri-  
 35 ation for this item covering fiscal year  
 36 2025-26 set forth in chapter 53 of the  
 37 laws of 2024 (26947) ..... 289,070,000

38 For services and expenses of the medical  
 39 assistance program including hospital  
 40 outpatient and emergency room services.

41 Notwithstanding any provision of law to the  
 42 contrary, the portion of this appropri-  
 43 ation covering fiscal year 2025-26 shall  
 44 supersede and replace any duplicative (i)  
 45 reappropriation for this item covering  
 46 fiscal year 2025-26, and (ii) appropri-  
 47 ation for this item covering fiscal year  
 48 2025-26 set forth in chapter 53 of the  
 49 laws of 2024 (26948) ..... 51,860,000

50 For services and expenses of the medical  
 51 assistance program including clinic  
 52 services.

53 Notwithstanding any provision of law to the  
 54 contrary, the portion of this appropri-  
 55 ation covering fiscal year 2025-26 shall  
 56 supersede and replace any duplicative (i)

1 reappropriation for this item covering  
2 fiscal year 2025-26, and (ii) appropri-  
3 ation for this item covering fiscal year  
4 2025-26 set forth in chapter 53 of the  
5 laws of 2024 (26949) ..... 84,835,000  
6 For services and expenses of the medical  
7 assistance program including nursing home  
8 services.

9 Notwithstanding any provision of law to the  
10 contrary, the portion of this appropri-  
11 ation covering fiscal year 2025-26 shall  
12 supersede and replace any duplicative (i)  
13 reappropriation for this item covering  
14 fiscal year 2025-26, and (ii) appropri-  
15 ation for this item covering fiscal year  
16 2025-26 set forth in chapter 53 of the  
17 laws of 2024 (26950) ..... 396,795,000  
18 For services and expenses of the medical  
19 assistance program including other long  
20 term care services.

21 Notwithstanding any provision of law to the  
22 contrary, the portion of this appropri-  
23 ation covering fiscal year 2025-26 shall  
24 supersede and replace any duplicative (i)  
25 reappropriation for this item covering  
26 fiscal year 2025-26, and (ii) appropri-  
27 ation for this item covering fiscal year  
28 2025-26 set forth in chapter 53 of the  
29 laws of 2024 (26951) ..... 1,323,939,000  
30 For services and expenses of the medical  
31 assistance program including managed care  
32 services including regional planning  
33 activities of the finger lakes health  
34 systems agency, including statewide coord-  
35 ination and demonstration of best prac-  
36 tices. The department shall make grants  
37 within amounts appropriated therefor, to  
38 assure high-quality and accessible primary  
39 care, to provide technical assistance to  
40 support financial and business planning  
41 for integrated systems of care, and to  
42 assist primary care providers in the  
43 adoption, implementation, and meaningful  
44 use of electronic health record technolo-  
45 gy.

46 Notwithstanding any provision of law to the  
47 contrary, the portion of this appropri-  
48 ation covering fiscal year 2025-26 shall  
49 supersede and replace any duplicative (i)  
50 reappropriation for this item covering  
51 fiscal year 2025-26, and (ii) appropri-  
52 ation for this item covering fiscal year  
53 2025-26 set forth in chapter 53 of the  
54 laws of 2024 (26952) ..... 1,508,290,000  
55 For services and expenses of the medical  
56 assistance program including pharmacy

1 services, provided, however, that no funds  
2 shall be made available pursuant to this  
3 appropriation for any drug not explicitly  
4 authorized in any heretofore enacted law,  
5 rule, or regulation without approval from  
6 the director of the budget.

7 Notwithstanding any provision of law to the  
8 contrary, the portion of this appropri-  
9 ation covering fiscal year 2025-26 shall  
10 supersede and replace any duplicative (i)  
11 reappropriation for this item covering  
12 fiscal year 2025-26, and (ii) appropri-  
13 ation for this item covering fiscal year  
14 2025-26 set forth in chapter 53 of the  
15 laws of 2024 (26953) ..... 463,080,000

16 For services and expenses of the medical  
17 assistance program including transporta-  
18 tion services.

19 Notwithstanding any provision of law to the  
20 contrary, the portion of this appropri-  
21 ation covering fiscal year 2025-26 shall  
22 supersede and replace any duplicative (i)  
23 reappropriation for this item covering  
24 fiscal year 2025-26, and (ii) appropri-  
25 ation for this item covering fiscal year  
26 2025-26 set forth in chapter 53 of the  
27 laws of 2024 (26954) ..... 61,175,000

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

31 Notwithstanding any provision of law to the  
32 contrary, the portion of this appropri-  
33 ation covering fiscal year 2025-26 shall  
34 supersede and replace any duplicative (i)  
35 reappropriation for this item covering  
36 fiscal year 2025-26, and (ii) appropri-  
37 ation for this item covering fiscal year  
38 2025-26 set forth in chapter 53 of the  
39 laws of 2024 (26955) ..... 7,110,000

40 For services and expenses of the medical  
41 assistance program including noninstitu-  
42 tional and other spending.

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

46 Notwithstanding any provision of law to the  
47 contrary, the portion of this appropri-  
48 ation covering fiscal year 2025-26 shall  
49 supersede and replace any duplicative (i)  
50 reappropriation for this item covering  
51 fiscal year 2025-26, and (ii) appropri-  
52 ation for this item covering fiscal year  
53 2025-26 set forth in chapter 53 of the  
54 laws of 2024 (26956) ..... 688,155,000

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

1 services provided at state facilities  
 2 operated by the office of mental health,  
 3 the office for people with developmental  
 4 disabilities and the office of addiction  
 5 services and supports.  
 6 Notwithstanding any provision of law to the  
 7 contrary, the portion of this appropri-  
 8 ation covering fiscal year 2025-26 shall  
 9 supersede and replace any duplicative (i)  
 10 reappropriation for this item covering  
 11 fiscal year 2025-26, and (ii) appropri-  
 12 ation for this item covering fiscal year  
 13 2025-26 set forth in chapter 53 of the  
 14 laws of 2024 (26961) ..... 417,000,000  
 15 -----

16 § 6. Section 6 of chapter 113 of the laws of 2025, relating to making  
 17 appropriations for the support of government, as amended by chapter 124  
 18 of the laws of 2025, is amended to read as follows:  
 19 § 6. The amounts specified in this section, or so much thereof as  
 20 shall be sufficient to accomplish the purposes designated, is hereby  
 21 appropriated and authorized to be paid as hereinafter provided, to the  
 22 public officers and for the purposes specified, which amount shall be  
 23 available for the state fiscal year beginning April 1, 2025.

24 DEPARTMENT OF LABOR

25 AID TO LOCALITIES

26 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... [~~945,000,000~~] 975,000,000  
 27 -----

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

31 For payment of unemployment insurance bene-  
 32 fits pursuant to article 18 of the labor  
 33 law or as authorized by the federal  
 34 government through the disaster unemploy-  
 35 ment assistance program, the emergency  
 36 unemployment compensation program, the  
 37 extended benefit program, the federal  
 38 additional compensation program or any  
 39 other federally funded unemployment bene-  
 40 fit program (34787) ..... [~~945,000,000~~] 975,000,000

41 § 7. Section 11 of chapter 119 of the laws of 2025, relating to making  
 42 appropriations for the support of government, as amended by chapter 124  
 43 of the laws of 2025, is amended to read as follows:  
 44 § 11. The amounts specified in this section, or so much thereof as  
 45 shall be sufficient to accomplish the purposes designated, is hereby  
 46 appropriated and authorized to be paid as hereinafter provided, to the  
 47 public officers and for the purposes specified, which amount shall be  
 48 available for the state fiscal year beginning April 1, 2025.

DEPARTMENT OF MENTAL HYGIENE  
OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES

COMMUNITY SERVICES PROGRAM ..... [~~421,525,000~~] 428,257,000  
-----

- 6 General Fund
- 7 Local Assistance Account - 10000

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

24 Notwithstanding any other provision of law,  
 25 advances and reimbursement made pursuant  
 26 to subdivision (d) of section 41.15 and  
 27 section 41.18 of the mental hygiene law  
 28 shall be allocated pursuant to a plan and  
 29 in a manner prescribed by the agency head  
 30 and approved by the director of the budg-  
 31 et. The moneys hereby appropriated are  
 32 available to reimburse or advance locali-  
 33 ties and voluntary non-profit agencies for  
 34 expenditures made during local fiscal  
 35 periods commencing January 1, 2025, April  
 36 1, 2025 or July 1, 2025, and for advances  
 37 for the 3 month period beginning January  
 38 1, 2026.

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

50 Notwithstanding any other provision of law,  
 51 the money hereby appropriated may be  
 52 transferred to state operations and/or any

1 appropriation of the office for people  
2 with developmental disabilities with the  
3 approval of the director of the budget.  
4 Notwithstanding any inconsistent provision  
5 of law, moneys from this appropriation may  
6 be used for state aid of up to 100 percent  
7 of the net deficit costs of day training  
8 programs and family support services.  
9 Notwithstanding the provisions of section  
10 16.23 of the mental hygiene law and any  
11 other inconsistent provision of law, with  
12 relation to the operation of certified  
13 family care homes, including family care  
14 homes sponsored by voluntary not-for-pro-  
15 fit agencies, moneys from this appropri-  
16 ation may be used for payments to purchase  
17 general services including but not limited  
18 to respite providers, up to a maximum of  
19 14 days, at rates to be established by the  
20 commissioner and approved by the director  
21 of the budget in consideration of factors  
22 including, but not limited to, geographic  
23 area and number of clients cared for in  
24 the home and for payment in an amount  
25 determined by the commissioner for the  
26 personal needs of each client residing in  
27 the family care home.  
28 Notwithstanding the provisions of subdivi-  
29 sion 12 of section 8 of the state finance  
30 law and any other inconsistent provision  
31 of law, moneys from this appropriation may  
32 be used for expenses of family care homes  
33 including payments to operators of certi-  
34 fied family care homes for damages caused  
35 by clients to personal and real property  
36 in accordance with standards established  
37 by the commissioner and approved by the  
38 director of the budget.  
39 Notwithstanding any inconsistent provision  
40 of law, moneys from this appropriation may  
41 be used for appropriate day program  
42 services and residential services includ-  
43 ing, but not limited to, direct housing  
44 subsidies to individuals, start-up  
45 expenses for family care providers, envi-  
46 ronmental modifications, adaptive technol-  
47 ogies, appraisals, property options,  
48 feasibility studies and preoperational  
49 expenses.  
50 Notwithstanding any inconsistent provision  
51 of law except pursuant to a chapter of the  
52 laws of 2024 authorizing a 2.84 percent  
53 cost of living adjustment, for the period  
54 commencing on April 1, 2024 and ending  
55 March 31, 2025 the commissioner shall not  
56 apply any other cost of living adjustment

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

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

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

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

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

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

55 Notwithstanding the provisions of section  
56 41.36 of the mental hygiene law and any

1 other inconsistent provision of law,  
2 moneys from this appropriation may be used  
3 for payment up to \$250 per year per  
4 client, at such times and in such manner  
5 as determined by the commissioner on the  
6 basis of financial need for the personal  
7 needs of each client residing in voluntar-  
8 y-operated community residences and volun-  
9 tary-operated community residential alter-  
10 natives, including individualized  
11 residential alternatives under the home  
12 and community based services waiver. The  
13 commissioner shall, subject to the  
14 approval of the director of the budget,  
15 alter existing advance payment schedules  
16 for voluntary-operated community resi-  
17 dences established pursuant to section  
18 41.36 of the mental hygiene law.

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

27 For the state share of medical assistance  
28 services expenses incurred by the depart-  
29 ment of health for the provision of  
30 medical assistance services to people with  
31 developmental disabilities (37835) ..... 369,352,000

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

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

1 ties and voluntary non-profit agencies for  
2 expenditures made during local fiscal  
3 periods commencing January 1, 2025, April  
4 1, 2025 or July 1, 2025, and for advances  
5 for the 3 month period beginning January  
6 1, 2026.

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

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

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

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

48 Notwithstanding the provisions of subdivi-  
49 sion 12 of section 8 of the state finance  
50 law and any other inconsistent provision  
51 of law, moneys from this appropriation may  
52 be used for expenses of family care homes  
53 including payments to operators of certi-  
54 fied family care homes for damages caused  
55 by clients to personal and real property  
56 in accordance with standards established

1 by the commissioner and approved by the  
2 director of the budget.

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

14 Notwithstanding any inconsistent provision  
15 of law except pursuant to a chapter of the  
16 laws of 2024 authorizing a 2.84 percent  
17 cost of living adjustment, for the period  
18 commencing on April 1, 2024 and ending  
19 March 31, 2025 the commissioner shall not  
20 apply any other cost of living adjustment  
21 for the purpose of establishing rates of  
22 payments, contracts or any other form of  
23 reimbursement; provided that this shall  
24 not prevent the commissioner from applying  
25 prior adjustments for the purpose of  
26 establishing rates resulting from a rebas-  
27 ing of base year costs.

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

46 Notwithstanding any other provision of law  
47 to the contrary, and consistent with  
48 section 33.07 of the mental hygiene law,  
49 the directors of facilities licensed but  
50 not operated by the office for people with  
51 developmental disabilities who act as  
52 federally-appointed representative payees  
53 and who assume management responsibility  
54 over the funds of a resident may continue  
55 to use such funds for the cost of the

1 resident's care and treatment, consistent  
2 with federal law and regulations.  
3 Funds appropriated herein shall be available  
4 in accordance with the following:  
5 Notwithstanding any other provision of law  
6 to the contrary, funds appropriated herein  
7 are available to reimburse in- and out-of-  
8 state private residential schools, pursu-  
9 ant to subdivision (c) of section 13.37-a  
10 and subdivision (g) of section 13.38 of  
11 the mental hygiene law, for costs of  
12 supporting the residential and day program  
13 services available to individuals who are  
14 over the age of 21 years of age, provided  
15 that the amount paid for residential  
16 services and/or maintenance costs is net  
17 of any supplemental security income bene-  
18 fit to which the individual receiving  
19 services is eligible, and provided further  
20 that funding for nonresidential services  
21 will be in an amount not to exceed the  
22 maximum reimbursement for appropriate day  
23 services delivered by the office for  
24 people with developmental disabilities  
25 certified or approved providers other than  
26 in- and out-of-state private residential  
27 schools, unless otherwise authorized by  
28 the director of the budget.  
29 Notwithstanding section 163 of the state  
30 finance law, section 142 of the economic  
31 development law, and article 41 of the  
32 mental hygiene law, the commissioner of  
33 the office for people with developmental  
34 disabilities may make the funds appropri-  
35 ated herein available as state aid, a loan  
36 or a grant, pursuant to terms and condi-  
37 tions established by the commissioner of  
38 the office for people with developmental  
39 disabilities, to cover a portion of the  
40 development costs of private, public  
41 and/or non-profit organizations, including  
42 corporations and partnerships established  
43 pursuant to the private housing finance  
44 law and/or any other statutory provisions,  
45 for supportive housing units that have  
46 been set aside for individuals with intel-  
47 lectual and developmental disabilities.  
48 Further, the office for people with develop-  
49 mental disabilities shall have a lien on  
50 the real property developed with such  
51 state aid, loans or grants, which shall be  
52 in the amount of the loan or grant, for a  
53 maximum term of 30 years, or other longer  
54 term consistent with the requirements of  
55 another regulatory agency.

1	For services and expenses related to the	
2	provision of residential services to	
3	people with developmental disabilities	
4	(37802) .....	<del>[30,287,000]</del> <u>34,195,000</u>
5	For services and expenses related to the	
6	provision of day program services to	
7	people with developmental disabilities	
8	(37803) .....	<del>[7,440,000]</del> <u>8,400,000</u>
9	For services and expenses related to the	
10	provision of family support services to	
11	people with developmental disabilities	
12	(37804) .....	<del>[8,370,000]</del> <u>9,450,000</u>
13	For services and expenses related to the	
14	provision of workshop, day training and	
15	employment services to people with devel-	
16	opmental disabilities. Notwithstanding any	
17	other provision of law, up to \$800,000 of	
18	this appropriation may be transferred to	
19	the New York State Education Departments'	
20	Adult Career and Continuing Education	
21	Services - Vocational Rehabilitation	
22	(ACCES-VR) program to support the Long-	
23	Term Sheltered Employment program operated	
24	by FEDCAP Rehabilitation Services, Inc.	
25	(37805) .....	<del>[4,836,000]</del> <u>5,460,000</u>
26	For other services and expenses provided to	
27	people with developmental disabilities	
28	including but not limited to hepatitis B,	
29	care at home waiver, epilepsy services,	
30	Special Olympics New York, Inc. and volun-	
31	tary fingerprinting (37806) ..	<del>[1,240,000]</del> <u>1,400,000</u>
32	-----	

33 § 8. Section 8 of chapter 113 of the laws of 2025, relating to making  
34 appropriations for the support of government, as amended by chapter 124  
35 of the laws of 2025, is amended to read as follows:

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

41 DEPARTMENT OF VETERANS' SERVICES

42 AID TO LOCALITIES

43 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM ..... 385,000  
44 -----

45 General Fund  
46 Local Assistance Account - 10000

47 For payment of annuities to blind veterans  
48 and eligible surviving spouses. Up to  
49 \$15,000 of this appropriation may be  
50 transferred to state operations for admin-

1	istrative costs associated with this		
2	program (54606) .....	385,000	
3	VETERANS' BENEFITS ADVISING PROGRAM .....	[ <del>434,000</del> ]	<u>490,000</u>
4		-----	
5	Special Revenue Funds - Other		
6	Homeless Veterans Assistance Fund		
7	Homeless Veterans Assistance Account - 20204		
8	For services and expenses related to home-		
9	less veterans' housing (54815) ..	[ <del>434,000</del> ]	<u>490,000</u>

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

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

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

35 § 12. This act shall take effect immediately and shall be deemed to  
 36 have been in full force and effect on and after April 1, 2025; provided,  
 37 however, that upon the transfer of expenditures and disbursements by the  
 38 comptroller as provided in section ten of this act, the appropriations  
 39 made by this act and subject to such section shall be deemed repealed.