

STATE OF NEW YORK

7317

2025-2026 Regular Sessions

IN SENATE

April 10, 2025

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

AN ACT making appropriations for the support of government; 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; 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 118
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.

LBD12005-01-5

1 incurred prior to April 1, 2025, on the
 2 payrolls scheduled to be paid during the
 3 period April 1 through April [9] 15, 2025
 4 to state officers and employees of the
 5 executive branch, including the governor,
 6 lieutenant governor, comptroller, and
 7 attorney general, and to employees of the
 8 legislature. This appropriation also
 9 includes payments for services performed
 10 by mentally ill or developmentally disa-
 11 bled persons who are employed in state-op-
 12 erated special employment, work-for-pay or
 13 sheltered workshop programs 668,330,000
 14 -----

15 § 3. Section 3 of chapter 113 of the laws of 2025, relating to making
 16 appropriations for the support of government, as amended by chapter 118
 17 of the laws of 2025, is amended to read as follows:

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

23 ALL STATE DEPARTMENTS AND AGENCIES

24 For the payment of state operations non
 25 personal service liabilities to the execu-
 26 tive branch, including the comptroller,
 27 and the attorney general, and legislature,
 28 incurred in the ordinary course of busi-
 29 ness, during the period April 1 through
 30 April [9] 15, 2025, pursuant to existing
 31 state law and for purposes for which the
 32 legislature authorized the expenditure of
 33 moneys during the 2024-2025 state fiscal
 34 year; provided, however, that nothing
 35 contained herein shall be deemed to limit
 36 or restrict the power or authority of
 37 state departments or agencies to conduct
 38 their activities or operations in accord-
 39 ance with existing law, and further
 40 provided that nothing contained herein
 41 shall be deemed to supersede, nullify or
 42 modify the provisions of section 40 of the
 43 state finance law prescribing when appro-
 44 priations made for the 2024-2025 state
 45 fiscal year shall have ceased to have
 46 force and effect
 47 [~~20,000,000~~] 32,000,000
 48 -----

49 § 4. Section 4 of chapter 113 of the laws of 2025, relating to making
 50 appropriations for the support of government, as amended by chapter 118
 51 of the laws of 2025, is amended to read as follows:

1 § 4. 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 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

7 GENERAL STATE CHARGES

8 STATE OPERATIONS

9 GENERAL STATE CHARGES [~~50,175,000~~] 516,471,000

10 -----

11 General Fund
12 State Purposes Account - 10050

13 For employee fringe benefits according to
14 the following project schedule including
15 those benefits which are related to
16 employees paid from funds, accounts, or
17 programs where the division of the budget
18 has issued waivers [~~50,175,000~~] 516,471,000

19 Project Schedule

20 PROJECT AMOUNT

21 -----
22 For the state's contribution
23 to the health insurance fund
24 and deposit into the retiree
25 health benefit trust fund
26 pursuant to section 99-aa of
27 the state finance law. The
28 state's share of the health
29 insurance program dividends
30 shall be available to pay
31 for the premiums in 2025-26 .. 422,000,000

32 For the state's contribution
33 to the social security
34 contribution fund 49,550,000

35 For the state's contribution
36 to employee benefit fund
37 programs 37,500,000

38 For the state's contribution
39 to the dental insurance plan ... 6,000,000

40 For the state's share of
41 contributions to the volun-
42 tary defined contribution
43 plan made on behalf of
44 eligible employees pursuant
45 to chapter 18 of the laws of
46 2012 who elect to partic-
47 ipate in such plan and who
48 are not otherwise eligible
49 to participate in the SUNY
50 optional retirement program

1	[275,000]	<u>279,000</u>
2	For the payment of the metro-		
3	politan commuter transporta-		
4	tion mobility tax pursuant		
5	to article 23 of the tax		
6	law, as added by chapter 25		
7	of the laws of 2009, on		
8	behalf of the state employ-		
9	ees employed in the metro-		
10	politan commuter transporta-		
11	tion district	[350,000]	<u>1,125,000</u>
12	<u>For the state's contribution</u>		
13	<u>to the vision care plan</u>		<u>17,000</u>
14			-----
15	Project schedule total ...		
16	[50,175,000]	<u>516,471,000</u>
17			-----

18 § 5. Section 5 of chapter 118 of the laws of 2025, relating to making
 19 appropriations for the support of government, is amended to read as
 20 follows:

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

26 JUDICIARY

27 For the purpose of making payments for
 28 personal service, including liabilities
 29 incurred prior to April 1, 2025, on the
 30 payrolls scheduled to be paid during the
 31 period April 1 through April [~~9~~] 15, 2025
 32 to officers and employees of the judiciary
 33 85,000,000

34 For the payment of state operations nonper-
 35 sonal service liabilities, the sum of
 36 twenty-five million dollars (\$25,000,000),
 37 or so much thereof as shall be sufficient
 38 to accomplish the purpose designated, is
 39 hereby appropriated to the judiciary out
 40 of any moneys in the general fund or other
 41 funds to the credit of the state purposes
 42 account not otherwise appropriated. The
 43 comptroller is hereby authorized and
 44 directed to utilize this appropriation for
 45 the purpose of making payments for nonper-
 46 sonal service liabilities incurred by the
 47 judiciary from April 1 through April 15,
 48 2025 25,000,000

49 For the payment of aid to localities liabil-
 50 ities, the sum of thirty million dollars
 51 (\$30,000,000), or so much thereof as shall
 52 be sufficient to accomplish the purpose
 53 designated, is hereby appropriated to the

1 judiciary out of any moneys in the general
2 fund or other funds to the credit of the
3 state purposes account not otherwise
4 appropriated. The comptroller is hereby
5 authorized and directed to utilize this
6 appropriation for the purpose of making
7 payments for aid to localities liabilities
8 incurred by the judiciary from April 1
9 through April 15, 2025 30,000,000

10 For the payment of employee fringe benefit
11 programs including, but not limited to,
12 the judiciary's contributions to the
13 health insurance fund, the employees'
14 retirement system pension accumulation
15 fund, the social security contribution
16 fund, employee benefit fund programs, the
17 dental insurance plan, the vision care
18 plan, the unemployment insurance fund, and
19 for workers' compensation benefits, the
20 sum of three hundred million dollars
21 (\$300,000,000), or so much thereof as
22 shall be sufficient to accomplish the
23 purpose designated, is hereby appropriated
24 to the judiciary out of any moneys in the
25 general fund or other funds to the credit
26 of the state purposes account not other-
27 wise appropriated. The comptroller is
28 hereby authorized and directed to utilize
29 this appropriation for the purpose of
30 making payments for employee fringe bene-
31 fit liabilities incurred by the judiciary
32 from April 1 through April [9] 15, 2025 ... 300,000,000
33 -----

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

39 OFFICE OF CHILDREN AND FAMILY SERVICES
40 AID TO LOCALITIES

41 FAMILY AND CHILDREN'S SERVICES PROGRAM 19,650,000
42 -----
43 General Fund
44 Local Assistance Account - 10000

45 For services and expenses for the adoption
46 subsidy program pursuant to title 9 of
47 article 6 of the social services law.
48 Notwithstanding any inconsistent provision
49 of law, the liability of the state to
50 social services districts and the amount
51 to be distributed or otherwise expended by
52 the state to reimburse social services

1 districts pursuant to section 456 of the
2 social services law shall be 62 percent of
3 eligible social services district expendi-
4 tures.

5 The amount hereby appropriated is to be
6 available for payment of aid heretofore
7 accrued or hereafter to accrue to munici-
8 palities. Subject to the approval of the
9 director of the budget, such funds shall
10 be available to the office net of disal-
11 lowances, refunds, reimbursements, and
12 credits.

13 Notwithstanding any inconsistent provision
14 of law, the amount herein appropriated may
15 be transferred to any other appropriation
16 within the office of children and family
17 services and/or the office of temporary
18 and disability assistance and/or suballo-
19 cated to the office of temporary and disa-
20 bility assistance for the purpose of
21 paying local social services districts'
22 costs of the above program and may be
23 increased or decreased by interchange with
24 any other appropriation or with any other
25 item or items within the amounts appropri-
26 ated within the office of children and
27 family services general fund - local
28 assistance account with the approval of
29 the director of the budget who shall file
30 such approval with the department of audit
31 and control and copies thereof with the
32 chairman of the senate finance committee
33 and the chairman of the assembly ways and
34 means committee.

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

1 payments made pursuant to section 367-b of
 2 the social services law.
 3 The amounts appropriated herein shall be
 4 available for reimbursement of local
 5 district claims only to the extent that
 6 such claims are submitted within twenty-
 7 four months of the last day of the state
 8 fiscal year in which the expenditures were
 9 incurred, unless waived for good cause by
 10 the commissioner subject to the approval
 11 of the director of the budget.

12 Notwithstanding any inconsistent provision
 13 of law including, but not limited to, any
 14 chapter of the laws of 2024 which enacts a
 15 cost of living adjustment for the state
 16 fiscal year beginning on April 1, 2024,
 17 the commissioner shall continue to apply
 18 any cost of living adjustment increase in
 19 effect on March 31, 2024 for the entire
 20 rate year that began when such cost of
 21 living adjustment increase was in effect.

22 Notwithstanding any inconsistent provision
 23 of law, the commissioner shall apply a
 24 2.84 percent cost of living adjustment for
 25 the rate year that begins on July 1, 2024
 26 for the purposes of establishing rates of
 27 payments, contracts, or any other form of
 28 reimbursement, provided that this shall
 29 not prevent the commissioner from applying
 30 additional trend or staff retention
 31 factors for this program.

32 Notwithstanding any other provision of law
 33 to the contrary, amounts due and owing to
 34 a social services district under this
 35 appropriation, may be reduced up to such
 36 amounts due and owing to the state under
 37 section 529 of the executive law (13917) 19,650,000
 38 -----

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

44 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE
 45 AID TO LOCALITIES

46 EMPLOYMENT AND INCOME SUPPORT PROGRAM 262,533,000
 47 -----
 48 General Fund
 49 Local Assistance Account - 10000

50 For state reimbursement of the safety net
 51 assistance program as established pursuant
 52 to chapter 436 of the laws of 1997.

1 Notwithstanding section 153 of the social
2 services law or any other inconsistent
3 provision of law, funds appropriated here-
4 in shall reimburse 29 percent of safety
5 net assistance expenditures, including the
6 cost of providing shelter supplements for
7 safety net assistance households at local
8 option, including eligible households
9 containing a household member who has been
10 released from prison, in order to prevent
11 eviction and address homelessness in
12 accordance with social services district
13 plans approved by the office of temporary
14 and disability assistance and the director
15 of the budget, provided, however, that in
16 social services districts with a popu-
17 lation over five million no shelter
18 supplements other than the family home-
19 lessness and eviction prevention supple-
20 ment shall be reimbursed, provided however
21 funds appropriated herein shall only be
22 used to reimburse rental costs up to the
23 maximum rent levels in place as of January
24 1, 2021, then adjusted consistent with the
25 annual year-over-year percentage changes
26 in fair market rent, provided, however, in
27 the event of a decrease in fair market
28 rent the value of the maximum rent levels
29 reimbursed with funds appropriated herein
30 shall not decrease and shall be set at the
31 maximum rent levels established during the
32 prior year, and further provided that such
33 supplements shall not be part of the stan-
34 dard of need pursuant to section 131-a of
35 the social services law. Funds appropri-
36 ated herein shall also reimburse 29
37 percent of safety net assistance expendi-
38 tures, in social services districts with a
39 population over five million, for emergen-
40 cy shelter, transportation, or nutrition
41 payments which the district determines are
42 necessary to establish or maintain inde-
43 pendent living arrangements among persons
44 living with medically diagnosed HIV
45 infection as defined by the AIDS institute
46 of the state department of health and who
47 are homeless or facing homelessness and
48 for whom no viable and less costly alter-
49 native to housing is available; provided,
50 however, that funds appropriated herein
51 may only be used for such purposes if the
52 cost of such allowances are not eligible
53 for reimbursement under medical assistance
54 or other programs.
55 Funds appropriated herein shall reimburse 29
56 percent of safety net assistance expendi-

1 tures, in social services districts with a
2 population of five million or fewer, for
3 emergency shelter payments promulgated by
4 the office of temporary and disability
5 assistance which the district determines
6 are necessary to establish or maintain
7 independent living arrangements among
8 persons living with medically diagnosed
9 HIV infection as defined by the AIDS
10 institute of the state department of
11 health and who are homeless or facing
12 homelessness and for whom no viable and
13 less costly alternative to housing is
14 available; provided, however, that funds
15 appropriated herein may only be used for
16 such purposes if the cost of such allow-
17 ances are not eligible for reimbursement
18 under medical assistance or other
19 programs.

20 Funds appropriated herein shall reimburse 29
21 percent of safety net assistance expendi-
22 tures, in social services districts with a
23 population of five million or fewer, for
24 emergency shelter payments in excess of
25 those promulgated by the office of tempo-
26 rary and disability assistance but not
27 exceeding an amount reasonably approximate
28 to 100 percent of fair market rent, at
29 local option which the district determines
30 are necessary to establish or maintain
31 independent living arrangements among
32 persons living with medically diagnosed
33 HIV infection as defined by the AIDS
34 institute of the State department of
35 health and who are homeless or facing
36 homelessness and for whom no viable and
37 less costly alternative to housing is
38 available; provided, however, that funds
39 appropriated herein may only be used for
40 such purposes if the cost of such allow-
41 ances are not eligible for reimbursement
42 under medical assistance or other
43 programs. Such emergency shelter payments
44 shall only be made at local option and in
45 accordance with a plan approved by the
46 office of temporary and disability assist-
47 ance and the director of the budget.
48 Provided, however, notwithstanding section
49 153 of the social services law or any
50 other inconsistent provision of law, if
51 necessary funding, as determined by the
52 director of the budget, is secured in a
53 social services district from the medical
54 assistance program by reducing the capita-
55 tion rates paid to medicaid managed care
56 organizations by the amount of savings

1 resulting from stably housing individuals
2 living with medically diagnosed HIV
3 infection as defined by the AIDS institute
4 of the state department of health, the
5 social services district shall make such
6 emergency shelter payments in excess of
7 those promulgated by the office of tempo-
8 rary and disability assistance but not
9 exceeding an amount reasonably approximate
10 to 100 percent of fair market rent, and
11 the savings shall be used to reimburse 100
12 percent of the cost of such excess emer-
13 gency shelter payments for cases reim-
14 bursed under the safety net assistance or
15 family assistance programs in social
16 services districts with a population of
17 five million or fewer, in accordance with
18 a plan approved by the office of temporary
19 and disability assistance and the director
20 of the budget; provided further that
21 reimbursement shall be provided to medi-
22 caid managed care organizations through
23 adjustments to capitation rates should
24 actual gross savings not be realized as
25 determined by the director of the budget.

26 For persons living with medically diagnosed
27 HIV infection as defined by the AIDS
28 institute of the state department of
29 health living in social services districts
30 with a population over five million who
31 are receiving public assistance, funds
32 appropriated herein shall be used to reim-
33 burse 29 percent of the additional rental
34 costs determined based on limiting such
35 person's earned and/or unearned income
36 contribution to 30 percent.

37 For persons living with medically diagnosed
38 HIV infection as defined by the AIDS
39 institute of the state department of
40 health living in social services districts
41 with a population of five million or fewer
42 who are receiving public assistance, funds
43 appropriated herein may be used to reim-
44 burse up to 100 percent of the additional
45 rental costs determined based on limiting
46 such person's earned and/or unearned
47 income contribution to 30 percent. Such
48 payments of additional rental costs shall
49 only be made at local option and in
50 accordance with a plan approved by the
51 office of temporary and disability assist-
52 ance and the director of the budget.
53 Provided, however, notwithstanding section
54 153 of the social services law or any
55 other inconsistent provision of law, if
56 necessary funding, as determined by the

1 director of the budget, is secured in a
2 social services district from the medical
3 assistance program by reducing the capita-
4 tion rates paid to medicaid managed care
5 organizations by the amount of savings
6 resulting from stably housing individuals
7 living with medically diagnosed HIV
8 infection as defined by the AIDS institute
9 of the state department of health, the
10 social services district shall make such
11 payments of additional rental costs, for
12 cases reimbursed under the safety net
13 assistance and family assistance program,
14 and the savings shall be used to reimburse
15 100 percent of the cost of the additional
16 rental costs determined based on limiting
17 such person's earned and/or unearned
18 income contribution to 30 percent in
19 social services districts with a popu-
20 lation of five million or fewer, in
21 accordance with a plan approved by the
22 office of temporary and disability assist-
23 ance and the director of the budget;
24 provided further that reimbursement shall
25 be provided to medicaid managed care
26 organizations through adjustments to capi-
27 tation rates should actual gross savings
28 not be realized as determined by the
29 director of the budget.

30 Amounts appropriated herein may be used to
31 enter into contracts with persons or enti-
32 ties authorized pursuant to subdivision
33 (j) of section 17 of the social services
34 law consistent with federal law and
35 requirements. Such contracts will be
36 consistent with subdivision (j) of section
37 17 of the social services law. Notwith-
38 standing section 153 of the social
39 services law or any other inconsistent
40 provision of law, the office may reduce
41 reimbursement otherwise payable to social
42 services districts to recover 29 percent
43 of costs incurred by the office for
44 expenditures related to subdivision (j) of
45 section 17 of the social services law.

46 Such funds are to be available for payment
47 of aid heretofore accrued or hereafter to
48 accrue to municipalities. Subject to the
49 approval of the director of the budget,
50 such funds shall be available to the
51 office of temporary and disability assist-
52 ance net of disallowances, refunds,
53 reimbursements, and credits, including
54 those related to title IV-E of the social
55 security act; and including, but not
56 limited to, additional federal funds

1 resulting from any changes in federal cost
2 allocation methodologies.
3 Notwithstanding any inconsistent provision
4 of law, the amount herein appropriated may
5 be increased or decreased by interchange
6 with any other appropriation within the
7 office of temporary and disability assist-
8 ance general fund - local assistance
9 account with the approval of the director
10 of the budget, who shall file such
11 approval with the department of audit and
12 control and copies thereof with the chair-
13 man of the senate finance committee and
14 the chairman of the assembly ways and
15 means committee.

16 Social services districts shall be required
17 to report to the office of temporary and
18 disability assistance on an annual basis,
19 information, as determined and requested
20 by the office, related to services and
21 expenditures for which reimbursement is
22 sought for providing temporary housing
23 assistance to homeless individuals and
24 families. Such information shall be
25 submitted electronically to the extent
26 feasible as determined by the office, and
27 shall be used to evaluate expenditures by
28 such social services districts for the
29 provision of temporary housing assistance
30 for homeless individuals and families.

31 Notwithstanding section 153 of the social
32 services law, or any other inconsistent
33 provision of law, the office of temporary
34 and disability assistance may withhold or
35 deny reimbursement, in whole or in part,
36 to any social services district that fails
37 to develop or submit a homeless services
38 plan subject to the approval of the office
39 of temporary and disability assistance,
40 fails to provide homeless services and
41 outreach in accordance with its approved
42 homeless services plan, or fails to devel-
43 op or submit homeless services outcome
44 reports, consistent with those require-
45 ments promulgated by the office of tempo-
46 rary and disability assistance.

47 Notwithstanding section 153 of the social
48 services law, or any other inconsistent
49 provision of law, such appropriation shall
50 be available for reimbursement of eligible
51 costs incurred on or after January 1, 2025
52 and before January 1, 2026, that are
53 otherwise reimbursable by the state on or
54 after April 1, 2025, that are claimed by
55 March 1, 2026. Such reimbursement shall
56 constitute total state reimbursement for

1 activities funded herein in state fiscal
2 year 2025-2026 (52203) 79,200,000
3 For expenditures for additional state
4 payments for eligible aged, blind, and
5 disabled persons related to supplemental
6 security income and for expenditures made
7 pursuant to title 8 of article 5 of the
8 social services law. Such funds are avail-
9 able for payment of aid heretofore accrued
10 or hereafter to accrue. Notwithstanding
11 any inconsistent provision of law, the
12 amount herein appropriated may be
13 increased or decreased by interchange with
14 any other appropriation within the office
15 of temporary and disability assistance
16 general fund - local assistance account
17 with the approval of the director of the
18 budget, who shall file such approval with
19 the department of audit and control and
20 copies thereof with the chairman of the
21 senate finance committee and the chairman
22 of the assembly ways and means committee
23 (52311) 58,333,000

24 Special Revenue Funds - Federal
25 Federal Health and Human Services Fund
26 Temporary Assistance for Needy Families Account - 25178

27 For reimbursement of the cost of the family
28 assistance and the emergency assistance to
29 families programs. Notwithstanding section
30 153 of the social services law or any
31 inconsistent provision of law, funds
32 appropriated herein shall be provided
33 without state or local participation
34 except that for social services districts
35 with a population of five million or more,
36 reimbursement will be eighty-five percent.
37 Funds appropriated herein shall also include
38 the cost of providing shelter supplements
39 for family assistance households at local
40 option, including eligible households
41 containing a household member who has been
42 released from prison, in order to prevent
43 eviction and address homelessness in
44 accordance with social services district
45 plans approved by the office of temporary
46 and disability assistance and the director
47 of the budget, provided, however, that in
48 social services districts with a popu-
49 lation over five million no shelter
50 supplements other than the family home-
51 lessness and eviction prevention supple-
52 ment shall be reimbursed, provided however
53 funds appropriated herein shall only be
54 used to reimburse rental costs up to the

1 maximum rent levels in place as of January
2 1, 2021, then adjusted consistent with the
3 annual year-over-year percentage changes
4 in fair market rent, provided, however, in
5 the event of a decrease in fair market
6 rent the value of the maximum rent levels
7 reimbursed with funds appropriated herein
8 shall not decrease and shall be set at the
9 maximum rent levels established during the
10 prior year, and further provided that such
11 supplements shall not be part of the stan-
12 dard of need pursuant to section 131-a of
13 the social services law.

14 Funds appropriated herein shall also reim-
15 burse for family assistance expenditures
16 for emergency shelter, transportation, or
17 nutrition payments which the district
18 determines are necessary to establish or
19 maintain independent living arrangements
20 among persons living with medically diag-
21 nosed HIV infection as defined by the AIDS
22 institute of the State department of
23 health and who are homeless or facing
24 homelessness and for whom no viable and
25 less costly alternative to housing is
26 available; provided, however, that funds
27 appropriated herein may only be used for
28 such purposes if the cost of such allow-
29 ances are not eligible for reimbursement
30 under medical assistance or other
31 programs.

32 For persons living with medically diagnosed
33 HIV infection as defined by the AIDS
34 institute of the state department of
35 health who are receiving public assistance
36 funds appropriated herein shall not be
37 used to reimburse the additional rental
38 costs determined based on limiting such
39 person's earned and/or unearned income
40 contribution to 30 percent.

41 Amounts appropriated herein may be used to
42 enter into contracts with persons or enti-
43 ties authorized pursuant to subdivision
44 (j) of section 17 of the social services
45 law consistent with federal law and
46 requirements. Such contracts will be made
47 consistent with subdivision (j) of section
48 17 of the social services law. Notwith-
49 standing section 153 of the social
50 services law or any other inconsistent
51 provision of law, the office may reduce
52 reimbursement otherwise payable to social
53 services districts to recover the federal
54 share of costs incurred by the office for
55 expenditures related to subdivision (j) of
56 section 17 of the social services law.

1 Such funds are to be available for payment
2 of aid heretofore accrued or hereafter to
3 accrue to municipalities. Subject to the
4 approval of the director of the budget,
5 such funds shall be available to the
6 office of temporary and disability assist-
7 ance net of disallowances, refunds,
8 reimbursements, and credits including, but
9 not limited to, additional federal funds
10 resulting from any changes in federal cost
11 allocation methodologies.

12 Notwithstanding any inconsistent provision
13 of law, the amount herein appropriated may
14 be increased or decreased by interchange
15 with any other appropriation within the
16 office of temporary and disability assist-
17 ance federal fund - local assistance
18 account with the approval of the director
19 of the budget, who shall file such
20 approval with the department of audit and
21 control and copies thereof with the chair-
22 man of the senate finance committee and
23 the chairman of the assembly ways and
24 means committee.

25 Social services districts shall be required
26 to report to the office of temporary and
27 disability assistance on an annual basis,
28 information, as determined and requested
29 by the office, related to services and
30 expenditures for which reimbursement is
31 sought for providing temporary housing
32 assistance to homeless individuals and
33 families. Such information shall be
34 submitted electronically to the extent
35 feasible as determined by the office, and
36 shall be used to evaluate expenditures by
37 such social services districts for the
38 provision of temporary housing assistance
39 for homeless individuals and families.

40 Notwithstanding section 153 of the social
41 services law, or any other inconsistent
42 provision of law, the office of temporary
43 and disability assistance may withhold or
44 deny reimbursement, in whole or in part,
45 to any social services district that fails
46 to develop or submit a homeless services
47 plan subject to the approval of the office
48 of temporary and disability assistance,
49 fails to provide homeless services and
50 outreach in accordance with its approved
51 homeless services plan, or fails to devel-
52 op or submit homeless services outcome
53 reports, consistent with those require-
54 ments promulgated by the office of tempo-
55 rary and disability assistance.

1 Notwithstanding section 153 of the social
 2 services law, or any other inconsistent
 3 provision of law, such appropriation shall
 4 be available for reimbursement of eligible
 5 costs incurred on or after January 1, 2025
 6 and before January 1, 2026, that are
 7 otherwise reimbursable by the state on or
 8 after April 1, 2025, that are claimed by
 9 March 1, 2026. Such reimbursement shall
 10 constitute total federal reimbursement for
 11 activities funded herein in state fiscal
 12 year 2025-26 (52203) 125,000,000
 13 -----

14 § 8. Section 5 of chapter 113 of the laws of 2025, relating to making
 15 appropriations for the support of government, as amended by chapter 118
 16 of the laws of 2025, is amended to read as follows:

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

22 DEPARTMENT OF HEALTH

23 AID TO LOCALITIES

24 CENTER FOR COMMUNITY HEALTH PROGRAM [~~16,630,000~~] 23,050,000
 25 -----

26 General Fund
 27 Local Assistance Account - 10000

28 For services and expenses related to the
 29 Indian health program. The money hereby
 30 appropriated shall be for payment of
 31 financial assistance heretofore accrued or
 32 hereafter to accrue (26840) 7,000,000
 33 -----

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

37 For various federal food and nutritional
 38 services. The moneys hereby appropriated
 39 shall be available for payment of finan-
 40 cial assistance heretofore accrued (26986)
 41 [~~9,630,000~~] 16,050,000
 42 -----

43 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 1,520,000
 44 -----

45 Special Revenue Funds - Other
 46 HCRA Resources Fund

1 EPIC Premium Account - 20818

2 For services and expenses of the program for
3 elderly pharmaceutical insurance coverage,
4 including reimbursement to pharmacies
5 participating in such program.

6 The moneys hereby appropriated shall be
7 available for payment of financial assist-
8 ance heretofore accrued (26803) 1,520,000

9 MEDICAL ASSISTANCE PROGRAM [~~2,222,408,000~~] 3,333,612,000
10 -----

11 General Fund

12 Local Assistance Account - 10000

13 For the medical assistance program, includ-
14 ing administrative expenses, for local
15 social services districts, and for medical
16 care rates for authorized child care agen-
17 cies.

18 Notwithstanding section 40 of the state
19 finance law or any provision of law to the
20 contrary, subject to federal approval,
21 department of health state funds medicaid
22 spending, excluding payments for medical
23 services provided at state facilities
24 operated by the office of mental health,
25 the office for people with developmental
26 disabilities and the office of addiction
27 services and supports and further exclud-
28 ing any payments which are not appropri-
29 ated within the department of health, in
30 the aggregate, for the period April 1,
31 2025 through March 31, 2026, shall not
32 exceed \$33,417,285,000 except as provided
33 below provided, however, such aggregate
34 limits may be adjusted by the director of
35 the budget to account for any changes in
36 the New York state federal medical assist-
37 ance percentage amount established pursu-
38 ant to the federal social security act,
39 increases in provider revenues, reductions
40 in local social services district payments
41 for medical assistance administration,
42 minimum wage increases, and beginning
43 April 1, 2012 the operational costs of the
44 New York state medical indemnity fund,
45 pursuant to chapter 59 of the laws of
46 2011, and state costs or savings from the
47 essential plan program. Such projections
48 may be adjusted by the director of the
49 budget to account for increased or expe-
50 dited department of health state funds
51 medicaid expenditures as a result of a
52 natural or other type of disaster, includ-

1 ing a governmental declaration of emergen-
2 cy.
3 The director of the budget, in consultation
4 with the commissioner of health, shall
5 assess on a quarterly basis known and
6 projected medicaid expenditures by category
7 of service and by geographic region, as
8 defined by the commissioner, incurred both
9 prior to and subsequent to such assessment
10 for each such period, and if the director
11 of the budget determines that such expend-
12 itures are expected to cause medicaid
13 spending for such period to exceed the
14 aggregate limit specified herein for such
15 period, the state medicaid director, in
16 consultation with the director of the
17 budget and the commissioner of health,
18 shall develop a medicaid savings allo-
19 cation adjustment to limit such spending
20 to the aggregate limit specified herein
21 for such period.

22 Such medicaid savings allocation adjustment
23 shall be designed, to reduce the expendi-
24 tures authorized by the appropriations
25 herein in compliance with the following
26 guidelines: (1) reductions shall be made
27 in compliance with applicable federal law,
28 including the provisions of the Patient
29 Protection and Affordable Care Act, Public
30 Law No. 111-148, and the Health Care and
31 Education Reconciliation Act of 2010,
32 Public Law No. 111-152 (collectively
33 "Affordable Care Act") and any subsequent
34 amendments thereto or regulations promul-
35 gated thereunder; (2) reductions shall be
36 made in a manner that complies with the
37 state medicaid plan approved by the feder-
38 al centers for medicare and medicaid
39 services, provided, however, that the
40 commissioner of health is authorized to
41 submit any state plan amendment or seek
42 other federal approval, including waiver
43 authority, to implement the provisions of
44 the medicaid savings allocation adjustment
45 that meets the other criteria set forth
46 herein; (3) reductions shall be made in a
47 manner that maximizes federal financial
48 participation, to the extent practicable,
49 including any federal financial partic-
50 ipation that is available or is reasonably
51 expected to become available, in the
52 discretion of the commissioner, under the
53 Affordable Care Act; (4) reductions shall
54 be made uniformly among categories of
55 services and geographic regions of the
56 state, to the extent practicable, and

1 shall be made uniformly within a category
2 of service, to the extent practicable,
3 except where the commissioner determines
4 that there are sufficient grounds for
5 non-uniformity, including but not limited
6 to: the extent to which specific categories
7 of services contributed to department
8 of health medicaid state funds spending in
9 excess of the limits specified herein; the
10 need to maintain safety net services in
11 underserved communities; or the potential
12 benefits of pursuing innovative payment
13 models contemplated by the Affordable Care
14 Act, in which case such grounds shall be
15 set forth in the medicaid savings allocation
16 adjustment; and (5) reductions
17 shall be made in a manner that does not
18 unnecessarily create administrative
19 burdens to medicaid applicants and recipients
20 or providers.

21 The commissioner shall seek the input of the
22 legislature, as well as organizations
23 representing health care providers,
24 consumers, businesses, workers, health
25 insurers, and others with relevant expertise,
26 in developing such medicaid savings
27 allocation adjustment, to the extent that
28 all or part of such adjustment, in the
29 discretion of the commissioner, is likely
30 to have a material impact on the overall
31 medicaid program, particular categories of
32 service or particular geographic regions
33 of the state.

34 (a) The commissioner shall post the medicaid
35 savings allocation adjustment on the
36 department of health's website and shall
37 provide written copies of such adjustment
38 to the chairs of the senate finance and
39 the assembly ways and means committees at
40 least 30 days before the date on which
41 implementation is expected to begin.

42 (b) The commissioner may revise the medicaid
43 savings allocation adjustment subsequent
44 to the provisions of notice and prior to
45 implementation but needs to provide a new
46 notice pursuant to subparagraph (i) of
47 this paragraph only if the commissioner
48 determines, in his or her discretion, that
49 such revisions materially alter the
50 adjustment.

51 Notwithstanding the provisions of paragraphs
52 (a) and (b) of this subdivision, the
53 commissioner need not seek the input
54 described in paragraph (a) of this subdivision
55 or provide notice pursuant to paragraph
56 (b) of this subdivision if, in the

1 discretion of the commissioner, expedited
2 development and implementation of a medi-
3 caid savings allocation adjustment is
4 necessary due to a public health emergen-
5 cy.

6 For purposes of this section, a public
7 health emergency is defined as: (i) a
8 disaster, natural or otherwise, that
9 significantly increases the immediate need
10 for health care personnel in an area of
11 the state; (ii) an event or condition that
12 creates a widespread risk of exposure to a
13 serious communicable disease, or the
14 potential for such widespread risk of
15 exposure; or (iii) any other event or
16 condition determined by the commissioner
17 to constitute an imminent threat to public
18 health.

19 Nothing in this paragraph shall be deemed to
20 prevent all or part of such medicaid
21 savings allocation adjustment from taking
22 effect retroactively to the extent permit-
23 ted by the federal centers for medicare
24 and medicaid services.

25 In accordance with the medicaid savings
26 allocation adjustment, the commissioner of
27 the department of health shall reduce
28 department of health state funds medicaid
29 spending by the amount of the projected
30 overspending through, actions including,
31 but not limited to modifying or suspending
32 reimbursement methods, including but not
33 limited to all fees, premium levels and
34 rates of payment, notwithstanding any
35 provision of law that sets a specific
36 amount or methodology for any such
37 payments or rates of payment; modifying or
38 discontinuing medicaid program benefits;
39 seeking all necessary federal approvals,
40 including, but not limited to waivers,
41 waiver amendments; and suspending time
42 frames for notice, approval or certif-
43 ication of rate requirements, notwith-
44 standing any provision of law, rule or
45 regulation to the contrary, including but
46 not limited to sections 2807 and 3614 of
47 the public health law, section 18 of chap-
48 ter 2 of the laws of 1988, and 18 NYCRR
49 505.14(h).

50 The department of health shall prepare a
51 quarterly report that sets forth: (a)
52 known and projected department of health
53 medicaid expenditures as described in
54 subdivision (1) of this section, and
55 factors that could result in medicaid
56 disbursements for the relevant state

1 fiscal year to exceed the projected
2 department of health state funds disburse-
3 ments in the enacted budget financial plan
4 pursuant to subdivision 3 of section 23 of
5 the state finance law, including spending
6 increases or decreases due to: enrollment
7 fluctuations, rate changes, utilization
8 changes, MRT investments, and shift of
9 beneficiaries to managed care; and vari-
10 ations in offline medicaid payments; and
11 (b) the actions taken to implement any
12 medicaid savings allocation adjustment
13 implemented pursuant to subdivision (4) of
14 this section, including information
15 concerning the impact of such actions on
16 each category of service and each
17 geographic region of the state. Each such
18 quarterly report shall be provided to the
19 chairs of the senate finance and the
20 assembly ways and means committees and
21 shall be posted on the department of
22 health's website in a timely manner.

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

33 Notwithstanding any inconsistent provision
34 of law to the contrary, funds may be used
35 by the department for outside legal
36 assistance on issues involving the federal
37 government, the conduct of preadmission
38 screening and annual resident reviews
39 required by the state's medicaid program,
40 computer matching with insurance carriers
41 to insure that medicaid is the payer of
42 last resort and activities related to the
43 management of the pharmacy benefit avail-
44 able under the medicaid program.

45 Notwithstanding any inconsistent provision
46 of law, in lieu of payments authorized by
47 the social services law, or payments of
48 federal funds otherwise due to the local
49 social services districts for programs
50 provided under the federal social security
51 act or the federal food stamp act, funds
52 herein appropriated, in amounts certified
53 by the state commissioner of temporary and
54 disability assistance or the state commis-
55 sioner of health as due from local social
56 services districts each month as their

1 share of payments made pursuant to section
2 367-b of the social services law may be
3 set aside by the state comptroller in an
4 interest-bearing account in order to
5 ensure the orderly and prompt payment of
6 providers under section 367-b of the
7 social services law pursuant to an esti-
8 mate provided by the commissioner of
9 health of each local social services
10 district's share of payments made pursuant
11 to section 367-b of the social services
12 law.

13 Notwithstanding any inconsistent provision
14 of law, funding made available by these
15 appropriations shall support direct salary
16 costs and related fringe benefits within
17 the medical assistance program associated
18 with any minimum wage increase that takes
19 effect during the timeframe of these
20 appropriations, pursuant to section 652 of
21 the labor law. Each eligible organization
22 in receipt of funding made available by
23 these appropriations may be required to
24 submit written certification, in such form
25 and at such time the commissioner may
26 prescribe, attesting to the total amount
27 of funds used by the eligible organiza-
28 tion, how such funding will be or was used
29 for purposes eligible under these appro-
30 priations and any other reporting deemed
31 necessary by the commissioner. The amounts
32 appropriated herein may include advances
33 to organizations authorized to receive
34 such funds to accomplish this purpose.

35 Notwithstanding any other provision of law,
36 the money hereby appropriated may be
37 increased or decreased by interchange or
38 transfer, with any appropriation of the
39 department of health and the office of
40 medicaid inspector general and may be
41 increased or decreased by transfer or
42 suballocation between these appropriated
43 amounts and appropriations of the depart-
44 ment of health state purpose account, the
45 office of mental health, office for people
46 with developmental disabilities, the
47 office of addiction services and supports,
48 the department of family assistance office
49 of temporary and disability assistance,
50 the department of corrections and communi-
51 ty supervision, the office of information
52 technology services, the state university
53 of New York, and office of children and
54 family services, the office of medicaid
55 inspector general, the state education
56 department, and the state office for the

1 aging with the approval of the director of
2 the budget, who shall file such approval
3 with the department of audit and control
4 and copies thereof with the chairman of
5 the senate finance committee and the
6 chairman of the assembly ways and means
7 committee.

8 Notwithstanding any inconsistent provision
9 of law to the contrary, the moneys hereby
10 appropriated may be used for payments to
11 the centers for medicaid and medicare
12 services for obligations incurred related
13 to the pharmaceutical costs of dually
14 eligible medicare/medicaid beneficiaries
15 participating in the medicare drug benefit
16 authorized by P.L. 108-173.

17 Notwithstanding any inconsistent provision
18 of law, the moneys hereby appropriated
19 shall not be used for any existing rates,
20 fees, fee schedule, or procedures which
21 may affect the cost of care and services
22 provided by personal care providers, case
23 managers, health maintenance organiza-
24 tions, out of state medical facilities
25 which provide care and services to resi-
26 dents of the state, providers of transpor-
27 tation services, that are altered,
28 amended, adjusted or otherwise changed by
29 a local social services district unless
30 previously approved by the department of
31 health and the director of the budget.

32 Notwithstanding any inconsistent provision
33 of law to the contrary, funds shall be
34 made available to the commissioner of the
35 office of mental health or the commission-
36 er of the office of addiction services and
37 supports, in consultation with the commis-
38 sioner of health and approved by the
39 director of the budget, and consistent
40 with appropriations made therefor, to
41 implement allocation adjustment developed
42 by each such commissioner which shall
43 describe mental health or substance use
44 disorder services that should be developed
45 to meet service needs resulting from the
46 reduction of inpatient behavioral health
47 services provided under the medicaid
48 program, by programs licensed pursuant to
49 article 31 or 32 of the mental hygiene
50 law. Such programs may include programs
51 that are licensed pursuant to both article
52 31 of the mental hygiene law and article
53 28 of the public health law, or certified
54 under both article 32 of the mental
55 hygiene law and article 28 of the public
56 health law.

1 Notwithstanding any inconsistent provision
 2 of law, the moneys hereby appropriated may
 3 be available for payments associated with
 4 the resolution by settlement agreement or
 5 judgment of rate appeals and/or litigation
 6 where the department of health is a party.
 7 For services and expenses of the medical
 8 assistance program including hospital
 9 inpatient services and general hospitals
 10 that are safety-net providers that evince
 11 severe financial distress, pursuant to
 12 criteria determined by the commissioner,
 13 shall be eligible for awards for amounts
 14 appropriated herein, to enable such
 15 providers to maintain operations and vital
 16 services while establishing long term
 17 solutions to achieve sustainable health
 18 services.

19 Notwithstanding any inconsistent provisions
 20 of law, no expenditures shall be used for
 21 the medical assistance program for any
 22 expenses not explicitly authorized in law
 23 without the approval of the director of
 24 the budget.

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 (26947) [~~40,400,000~~]

60,600,000

34 For services and expenses of the medical
 35 assistance program including hospital
 36 outpatient and emergency room 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 (26948) [~~10,432,000~~]

15,648,000

46 For services and expenses of the medical
 47 assistance program including clinic
 48 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 (26949) [~~19,026,000~~] 28,539,000
3 For services and expenses of the medical
4 assistance program including nursing home
5 services.
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 (26950) [~~50,936,000~~] 76,404,000
15 For services and expenses of the medical
16 assistance program including other long
17 term care services.
18 Notwithstanding any provision of law to the
19 contrary, the portion of this appropri-
20 ation covering fiscal year 2025-26 shall
21 supersede and replace any duplicative (i)
22 reappropriation for this item covering
23 fiscal year 2025-26, and (ii) appropri-
24 ation for this item covering fiscal year
25 2025-26 set forth in chapter 53 of the
26 laws of 2024 (26951) [~~140,778,000~~] 211,167,000
27 For services and expenses of the medical
28 assistance program including managed care
29 services including regional planning
30 activities of the finger lakes health
31 systems agency, including statewide coor-
32 dination and demonstration of best prac-
33 tices. The department shall make grants
34 within amounts appropriated therefor, to
35 assure high-quality and accessible primary
36 care, to provide technical assistance to
37 support financial and business planning
38 for integrated systems of care, and to
39 assist primary care providers in the
40 adoption, implementation, and meaningful
41 use of electronic health record technolo-
42 gy.
43 Notwithstanding any provision of law to the
44 contrary, the portion of this appropri-
45 ation covering fiscal year 2025-26 shall
46 supersede and replace any duplicative (i)
47 reappropriation for this item covering
48 fiscal year 2025-26, and (ii) appropri-
49 ation for this item covering fiscal year
50 2025-26 set forth in chapter 53 of the
51 laws of 2024 (26952) [~~86,862,000~~] 130,293,000
52 For services and expenses for health homes
53 including grants to health homes.
54 Notwithstanding any provision of law to the
55 contrary, the portion of this appropri-
56 ation covering fiscal year 2025-26 shall

1 supersede and replace any duplicative (i)
2 reappropriation for this item covering
3 fiscal year 2025-26, and (ii) appropri-
4 ation for this item covering fiscal year
5 2025-26 set forth in chapter 53 of the
6 laws of 2024 (29548) [~~6,032,000~~] 9,048,000
7 For services and expenses of the medical
8 assistance program including pharmacy
9 services provided, however, that no funds
10 shall be made available pursuant to this
11 appropriation for any drug not explicitly
12 authorized in any enacted law, rule, or
13 regulation without approval from the
14 director of the budget.
15 Notwithstanding any provision of law to the
16 contrary, the portion of this appropri-
17 ation covering fiscal year 2025-26 shall
18 supersede and replace any duplicative (i)
19 reappropriation for this item covering
20 fiscal year 2025-26, and (ii) appropri-
21 ation for this item covering fiscal year
22 2025-26 set forth in chapter 53 of the
23 laws of 2024 (26953) [~~96,952,000~~] 145,428,000
24 For services and expenses of the medical
25 assistance program including transporta-
26 tion services.
27 Notwithstanding any provision of law to the
28 contrary, the portion of this appropri-
29 ation covering fiscal year 2025-26 shall
30 supersede and replace any duplicative (i)
31 reappropriation for this item covering
32 fiscal year 2025-26, and (ii) appropri-
33 ation for this item covering fiscal year
34 2025-26 set forth in chapter 53 of the
35 laws of 2024 (26954) [~~14,344,000~~] 21,516,000
36 For services and expenses of the medical
37 assistance program including dental
38 services.
39 Notwithstanding any provision of law to the
40 contrary, the portion of this appropri-
41 ation covering fiscal year 2025-26 shall
42 supersede and replace any duplicative (i)
43 reappropriation for this item covering
44 fiscal year 2025-26, and (ii) appropri-
45 ation for this item covering fiscal year
46 2025-26 set forth in chapter 53 of the
47 laws of 2024 (26955) [~~164,000~~] 246,000
48 For services and expenses of the medical
49 assistance program including non-institu-
50 tional and other spending.
51 The money hereby appropriated is available
52 for payment of liabilities heretofore
53 accrued or hereafter accrued.
54 Notwithstanding any inconsistent provision
55 of law, the money hereby appropriated may
56 be available for payments to any county or

1 public school districts associated with
2 additional claims for school supportive
3 health 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 (26956) [~~39,604,000~~]

59,406,000

13 For services and expenses of the medical
14 assistance program including medical
15 services provided at state facilities
16 operated by the office of mental health,
17 the office for people with developmental
18 disabilities and the office of addiction
19 services and supports.

20 Notwithstanding any provision of law to the
21 contrary, the portion of this appropri-
22 ation covering fiscal year 2025-26 shall
23 supersede and replace any duplicative (i)
24 reappropriation for this item covering
25 fiscal year 2025-26, and (ii) appropri-
26 ation for this item covering fiscal year
27 2025-26 set forth in chapter 53 of the
28 laws of 2024 (26961) [~~166,800,000~~]

250,200,000

29 -----

30 Special Revenue Funds - Federal
31 Federal Health and Human Services Fund
32 Medicaid Direct Account - 25106

33 For services and expenses for the medical
34 assistance program, including administra-
35 tive expenses for local social services
36 districts, pursuant to title XIX of the
37 federal social security act or its succes-
38 sor program.

39 The moneys hereby appropriated are to be
40 available for payment of aid heretofore
41 accrued or hereafter accrued to munici-
42 palities, and to providers of medical
43 services pursuant to section 367-b of the
44 social services law, and for payment of
45 state aid to municipalities and to provid-
46 ers of family care where payment systems
47 through the fiscal intermediaries are not
48 operational.

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

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

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

44 Notwithstanding any inconsistent provision
45 of law, in lieu of payments authorized by
46 the social services law, or payments of
47 federal funds otherwise due to the local
48 social services districts for programs
49 provided under the federal social security
50 act or the federal food stamp act, funds
51 herein appropriated, in amounts certified
52 by the state commissioner of temporary and
53 disability assistance or the state commis-
54 sioner of health as due from local social
55 services districts each month as their
56 share of payments made pursuant to section

1 367-b of the social services law may be
2 set aside by the state comptroller in an
3 interest-bearing account in order to
4 ensure the orderly and prompt payment of
5 providers under section 367-b of the
6 social services law pursuant to an esti-
7 mate provided by the commissioner of
8 health of each local social services
9 district's share of payments made pursuant
10 to section 367-b of the social services
11 law.

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

37 Notwithstanding any inconsistent provision
38 of law, the moneys hereby appropriated may
39 be available for payments associated with
40 the resolution by settlement agreement or
41 judgment of rate appeals and/or litigation
42 where the department of health is a party.
43 Notwithstanding any inconsistent
44 provisions of law, no expenditures shall
45 be used for the medical assistance program
46 for any expenses not explicitly authorized
47 in law without the approval of the direc-
48 tor of the budget.

49 For services and expenses of the medical
50 assistance program including hospital
51 inpatient services.

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

1 fiscal year 2025-26, and (ii) appropri-
2 ation for this item covering fiscal year
3 2025-26 set forth in chapter 53 of the
4 laws of 2024 (26947) [~~115,628,000~~] 173,442,000
5 For services and expenses of the medical
6 assistance program including hospital
7 outpatient and emergency room services.
8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2025-26 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2025-26, and (ii) appropri-
14 ation for this item covering fiscal year
15 2025-26 set forth in chapter 53 of the
16 laws of 2024 (26948) [~~20,744,000~~] 31,116,000
17 For services and expenses of the medical
18 assistance program including clinic
19 services.
20 Notwithstanding any provision of law to the
21 contrary, the portion of this appropri-
22 ation covering fiscal year 2025-26 shall
23 supersede and replace any duplicative (i)
24 reappropriation for this item covering
25 fiscal year 2025-26, and (ii) appropri-
26 ation for this item covering fiscal year
27 2025-26 set forth in chapter 53 of the
28 laws of 2024 (26949) [~~33,934,000~~] 50,901,000
29 For services and expenses of the medical
30 assistance program including nursing home
31 services.
32 Notwithstanding any provision of law to the
33 contrary, the portion of this appropri-
34 ation covering fiscal year 2025-26 shall
35 supersede and replace any duplicative (i)
36 reappropriation for this item covering
37 fiscal year 2025-26, and (ii) appropri-
38 ation for this item covering fiscal year
39 2025-26 set forth in chapter 53 of the
40 laws of 2024(26950) [~~158,718,000~~] 238,077,000
41 For services and expenses of the medical
42 assistance program including other long
43 term care services.
44 Notwithstanding any provision of law to the
45 contrary, the portion of this appropri-
46 ation covering fiscal year 2025-26 shall
47 supersede and replace any duplicative (i)
48 reappropriation for this item covering
49 fiscal year 2025-26, and (ii) appropri-
50 ation for this item covering fiscal year
51 2025-26 set forth in chapter 53 of the
52 laws of 2024 (26951) [~~264,788,000~~] 397,182,000
53 For services and expenses of the medical
54 assistance program including managed care
55 services including regional planning
56 activities of the finger lakes health

1 systems agency, including statewide coordination and demonstration of best practices. The department shall make grants within amounts appropriated therefor, to assure high-quality and accessible primary care, to provide technical assistance to support financial and business planning for integrated systems of care, and to assist primary care providers in the adoption, implementation, and meaningful use of electronic health record technology.

13 Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2025-26 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2025-26, and (ii) appropriation for this item covering fiscal year 2025-26 set forth in chapter 53 of the laws of 2024 (26952) [~~301,658,000~~] 452,487,000

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

30 Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2025-26 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2025-26, and (ii) appropriation for this item covering fiscal year 2025-26 set forth in chapter 53 of the laws of 2024 (26953) [~~185,232,000~~] 277,848,000

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

42 Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2025-26 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2025-26, and (ii) appropriation for this item covering fiscal year 2025-26 set forth in chapter 53 of the laws of 2024 (26954) [~~24,470,000~~] 36,705,000

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

54 Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2025-26 shall

1 supersede and replace any duplicative (i)
 2 reappropriation for this item covering
 3 fiscal year 2025-26, and (ii) appropri-
 4 ation for this item covering fiscal year
 5 2025-26 set forth in chapter 53 of the
 6 laws of 2024 (26955) [~~2,844,000~~] 4,266,000

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

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

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 (26956) [~~275,262,000~~] 412,893,000

22 For services and expenses of the medical
 23 assistance program including medical
 24 services provided at state facilities
 25 operated by the office of mental health,
 26 the office for people with developmental
 27 disabilities and the office of addiction
 28 services and supports.

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 (26961) [~~166,800,000~~] 250,200,000

39 § 9. Section 6 of chapter 113 of the laws of 2025, relating to making
 40 appropriations for the support of government, as amended by chapter 118
 41 of the laws of 2025, is amended to read as follows:

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

47 DEPARTMENT OF LABOR

48 AID TO LOCALITIES

49 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~345,000,000~~] 465,000,000
 50 -----

51 Enterprise Funds

1 Unemployment Insurance Benefit Fund
2 Unemployment Insurance Benefit Account - 50650

3 For payment of unemployment insurance bene-
4 fits pursuant to article 18 of the labor
5 law or as authorized by the federal
6 government through the disaster unemploy-
7 ment assistance program, the emergency
8 unemployment compensation program, the
9 extended benefit program, the federal
10 additional compensation program or any
11 other federally funded unemployment bene-
12 fit program (34787) [~~345,000,000~~] 465,000,000

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

18 DEPARTMENT OF TRANSPORTATION
19 AID TO LOCALITIES

20 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM 49,437,000
21 -----

22 Special Revenue Funds - Other
23 Dedicated Mass Transportation Trust Fund
24 Railroad Account - 20852

25 To the metropolitan transportation authority
26 for deposit in the metropolitan transpor-
27 tation authority dedicated tax fund for
28 the expenses of the New York city transit
29 authority, the Manhattan and Bronx surface
30 transit operating authority, and the
31 Staten Island rapid transit operating
32 authority, the Long Island rail road
33 company and the Metro-North commuter rail-
34 road company which includes the New York
35 state portion of the Harlem, Hudson, Port
36 Jervis, Pascack, and the New Haven commu-
37 ter railroad service regardless of whether
38 the services are provided directly or
39 pursuant to joint service agreements.

40 No expenditure shall be made hereunder until
41 a certificate of approval has been issued
42 by the director of the budget and a copy
43 of such certificate filed with the state
44 comptroller, the chairperson of the senate
45 finance committee and the chairperson of
46 the assembly ways and means committee.
47 Moneys appropriated herein may be made
48 available at such times and upon such
49 conditions as may be deemed appropriate by
50 the commissioner of transportation and the

1 director of the budget in accordance with
 2 the following:
 3 To the metropolitan transportation authority
 4 for the operating expenses of the Long
 5 Island rail road company and the Metro-
 6 North commuter railroad company which
 7 include operating expenses for the New
 8 York state portion of Harlem, Hudson, Port
 9 Jervis, Pascack, and New Haven commuter
 10 railroad services regardless of whether
 11 such services are provided directly or
 12 pursuant to joint service agreements
 13 (54282) 7,426,000

14 Special Revenue Funds - Other
 15 Dedicated Mass Transportation Trust Fund
 16 Transit Authorities Account - 20851

17 To the metropolitan transportation authority
 18 for deposit in the metropolitan transpor-
 19 tation authority dedicated tax fund for
 20 the expenses of the New York city transit
 21 authority, the Manhattan and Bronx surface
 22 transit operating authority, and the
 23 Staten Island rapid transit operating
 24 authority, the Long Island rail road
 25 company and the Metro-North commuter rail-
 26 road company which includes the New York
 27 state portion of the Harlem, Hudson, Port
 28 Jervis, Pascack, and the New Haven commu-
 29 ter railroad service regardless of whether
 30 the services are provided directly or
 31 pursuant to joint service agreements.
 32 No expenditure shall be made hereunder until
 33 a certificate of approval has been issued
 34 by the director of the budget and a copy
 35 of such certificate filed with the state
 36 comptroller, the chairperson of the senate
 37 finance committee and the chairperson of
 38 the assembly ways and means committee.
 39 Moneys appropriated herein may be made
 40 available at such times and upon such
 41 conditions as may be deemed appropriate by
 42 the commissioner of transportation and the
 43 director of the budget in accordance with
 44 the following:
 45 To the metropolitan transportation authority
 46 for the operating expenses of the New York
 47 city transit authority, the Manhattan and
 48 Bronx surface transit operating authority,
 49 and the Staten Island rapid transit oper-
 50 ating authority (53173) 42,011,000
 51 -----

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

1 appropriated and authorized to be paid as hereinafter provided, to the
2 public officers and for the purposes specified, which amount shall be
3 available for the state fiscal year beginning April 1, 2025.

4 DEPARTMENT OF MENTAL HYGIENE
5 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES
6 AID TO LOCALITIES

7 COMMUNITY SERVICES PROGRAM 302,259,000
8 -----

9 General Fund
10 Local Assistance Account - 10000

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

27 Notwithstanding any other provision of law,
28 advances and reimbursement made pursuant
29 to subdivision (d) of section 41.15 and
30 section 41.18 of the mental hygiene law
31 shall be allocated pursuant to a plan and
32 in a manner prescribed by the agency head
33 and approved by the director of the budg-
34 et. The moneys hereby appropriated are
35 available to reimburse or advance locali-
36 ties and voluntary non-profit agencies for
37 expenditures made during local fiscal
38 periods commencing January 1, 2025, April
39 1, 2025 or July 1, 2025, and for advances
40 for the 3 month period beginning January
41 1, 2026.

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

1 Notwithstanding any other provision of law,
2 the money hereby appropriated may be
3 transferred to state operations and/or any
4 appropriation of the office for people
5 with developmental disabilities with the
6 approval of the director of the budget.

7 Notwithstanding any inconsistent provision
8 of law, moneys from this appropriation may
9 be used for state aid of up to 100 percent
10 of the net deficit costs of day training
11 programs and family support services.

12 Notwithstanding the provisions of section
13 16.23 of the mental hygiene law and any
14 other inconsistent provision of law, with
15 relation to the operation of certified
16 family care homes, including family care
17 homes sponsored by voluntary not-for-pro-
18 fit agencies, moneys from this appropri-
19 ation may be used for payments to purchase
20 general services including but not limited
21 to respite providers, up to a maximum of
22 14 days, at rates to be established by the
23 commissioner and approved by the director
24 of the budget in consideration of factors
25 including, but not limited to, geographic
26 area and number of clients cared for in
27 the home and for payment in an amount
28 determined by the commissioner for the
29 personal needs of each client residing in
30 the family care home.

31 Notwithstanding the provisions of subdivi-
32 sion 12 of section 8 of the state finance
33 law and any other inconsistent provision
34 of law, moneys from this appropriation may
35 be used for expenses of family care homes
36 including payments to operators of certi-
37 fied family care homes for damages caused
38 by clients to personal and real property
39 in accordance with standards established
40 by the commissioner and approved by the
41 director of the budget.

42 Notwithstanding any inconsistent provision
43 of law, moneys from this appropriation may
44 be used for appropriate day program
45 services and residential services includ-
46 ing, but not limited to, direct housing
47 subsidies to individuals, start-up
48 expenses for family care providers, envi-
49 ronmental modifications, adaptive technol-
50 ogies, appraisals, property options,
51 feasibility studies and preoperational
52 expenses.

53 Notwithstanding any inconsistent provision
54 of law except pursuant to a chapter of the
55 laws of 2024 authorizing a 2.84 percent
56 cost of living adjustment, for the period

1 commencing on April 1, 2024 and ending
2 March 31, 2025 the commissioner shall not
3 apply any other cost of living adjustment
4 for the purpose of establishing rates of
5 payments, contracts or any other form of
6 reimbursement; provided that this shall
7 not prevent the commissioner from applying
8 prior adjustments for the purpose of
9 establishing rates resulting from a rebas-
10 ing of base year costs.

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

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

41 Funds appropriated herein shall be available
42 in accordance with the following:

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

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

1 intermediate care facilities for people
2 with developmental disabilities.
3 Notwithstanding the provisions of section
4 41.36 of the mental hygiene law and any
5 other inconsistent provision of law,
6 moneys from this appropriation may be used
7 for payment up to \$250 per year per
8 client, at such times and in such manner
9 as determined by the commissioner on the
10 basis of financial need for the personal
11 needs of each client residing in voluntar-
12 y-operated community residences and volun-
13 tary-operated community residential alter-
14 natives, including individualized
15 residential alternatives under the home
16 and community based services waiver. The
17 commissioner shall, subject to the
18 approval of the director of the budget,
19 alter existing advance payment schedules
20 for voluntary-operated community resi-
21 dences established pursuant to section
22 41.36 of the mental hygiene law.
23 Notwithstanding any inconsistent provision
24 of law, moneys from this appropriation may
25 be used for the operation of clinics
26 licensed pursuant to article 16 of the
27 mental hygiene law including, but not
28 limited to, supportive and habilitative
29 services consistent with the home and
30 community based services waiver.
31 For the state share of medical assistance
32 services expenses incurred by the depart-
33 ment of health for the provision of
34 medical assistance services to people with
35 developmental disabilities (37835) 277,014,000
36 For services and expenses of the community
37 services program, net of disallowances,
38 for community programs for people with
39 developmental disabilities pursuant to
40 article 41 of the mental hygiene law,
41 and/or chapter 620 of the laws of 1974,
42 chapter 660 of the laws of 1977, chapter
43 412 of the laws of 1981, chapter 27 of the
44 laws of 1987, chapter 729 of the laws of
45 1989, chapter 329 of the laws of 1993 and
46 other provisions of the mental hygiene
47 law. Notwithstanding any inconsistent
48 provision of law, the following appropri-
49 ation shall be net of prior and/or current
50 year refunds, rebates, reimbursements, and
51 credits.
52 Notwithstanding any other provision of law,
53 advances and reimbursement made pursuant
54 to subdivision (d) of section 41.15 and
55 section 41.18 of the mental hygiene law
56 shall be allocated pursuant to a plan and

1 in a manner prescribed by the agency head
2 and approved by the director of the budg-
3 et. The moneys hereby appropriated are
4 available to reimburse or advance locali-
5 ties and voluntary non-profit agencies for
6 expenditures made during local fiscal
7 periods commencing January 1, 2025, April
8 1, 2025 or July 1, 2025, and for advances
9 for the 3 month period beginning January
10 1, 2026.

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

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

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

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

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

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

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

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

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

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

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

1 term consistent with the requirements of
2 another regulatory agency.
3 For services and expenses related to the
4 provision of residential services to
5 people with developmental disabilities
6 (37802) 14,655,000
7 For services and expenses related to the
8 provision of day program services to
9 people with developmental disabilities
10 (37803) 3,600,000
11 For services and expenses related to the
12 provision of family support services to
13 people with developmental disabilities
14 (37804) 4,050,000
15 For services and expenses related to the
16 provision of workshop, day training and
17 employment services to people with devel-
18 opmental disabilities. Notwithstanding any
19 other provision of law, up to \$800,000 of
20 this appropriation may be transferred to
21 the New York State Education Departments'
22 Adult Career and Continuing Education
23 Services - Vocational Rehabilitation
24 (ACCES-VR) program to support the Long-
25 Term Sheltered Employment program operated
26 by FEDCAP Rehabilitation Services, Inc.
27 (37805) 2,340,000
28 For other services and expenses provided to
29 people with developmental disabilities
30 including but not limited to hepatitis B,
31 care at home waiver, epilepsy services,
32 Special Olympics New York, Inc. and volun-
33 tary fingerprinting (37806) 600,000
34 -----

35 § 12. Section 8 of chapter 113 of the laws of 2025, relating to making
36 appropriations for the support of government, as amended by chapter 118
37 of the laws of 2025, is amended to read as follows:

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

43 DEPARTMENT OF VETERANS' SERVICES

44 AID TO LOCALITIES

45 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000
46 -----

47 General Fund
48 Local Assistance Account - 10000

49 For payment of annuities to blind veterans
50 and eligible surviving spouses. Up to

1	<u>\$15,000 of this appropriation may be</u>		
2	<u>transferred to state operations for admin-</u>		
3	<u>istrative costs associated with this</u>		
4	<u>program (54606)</u>	<u>385,000</u>	
5	VETERANS' BENEFITS ADVISING PROGRAM	[126,000]	<u>210,000</u>
6		-----	
7	Special Revenue Funds - Other		
8	Homeless Veterans Assistance Fund		
9	Homeless Veterans Assistance Account - 20204		
10	For services and expenses related to home-		
11	less veterans' housing (54815) ..	[126,000]	<u>210,000</u>

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

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

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

37 § 16. This act shall take effect immediately and shall be deemed to
 38 have been in full force and effect on and after April 1, 2025; provided,
 39 however, that upon the transfer of expenditures and disbursements by the
 40 comptroller as provided in section fourteen of this act, the appropri-
 41 ations made by this act and subject to such section shall be deemed
 42 repealed.