

**SUMMARY OF RECOMMENDED CHANGES  
TO THE  
EXECUTIVE BUDGET  
STATE FISCAL YEAR 2017-18**

**TABLE OF CONTENTS**

*Financial Plan and Revenue* ..... 1

*Summary of Recommended Changes by Agency*

PUBLIC PROTECTION & GENERAL GOVERNMENT ..... 1-1

EDUCATION, LABOR & FAMILY ASSISTANCE ..... 30-1

HEALTH & MENTAL HYGIENE ..... 44-1

TRANSPORTATION, ECONOMIC DEVELOPMENT & ENVIRONMENTAL CONSERVATION..... 53-1

DEBT SERVICE ..... 69-1

# **FINANCIAL PLAN**



## **Financial Plan**

The SFY 2017-18 Enacted Budget projects General Fund spending to total \$72.6 billion, which is an increase of \$2.9 billion or 4.2 percent over SFY 2016-17. Total state spending including Special Revenue Funds and Capital Projects is projected at \$111.2 billion for growth of \$5.9 billion or 5.6 percent over last year.

The Enacted All Funds Budget (which includes federal spending) is estimated to total \$163.2 billion, for a growth of 4.5 percent. Absent extraordinary federal funds related to Super Storm Sandy and the Affordable Care Act, the All Funds Budget is projected to total \$153.3 billion, an increase of 4.1 percent over last year.

Reserves at the end of the fiscal year are estimated to total \$5.9 billion which includes \$1.3 billion in the Tax Stabilization Reserve Fund, \$690 million in the Rainy Day Fund.

### Settlements

Since SFY 2014-15 the State has received \$9.9 billion in monetary settlements for violations of State laws. The SFY 2017-18 Enacted Budget allocates \$1.5 billion of previously unallocated funds.

The Enacted Budget appropriates \$1.2 billion to support capital projects across the State, deposits \$150 million in to the Rainy Day Fund, reserves \$155 million for potential labor settlements, and leaves \$278 million unallocated.

Settlement Funds allocations that remains unchanged from the Executive proposal are funding of \$400 million for the second phase of the Buffalo Billion; \$200 million for health care capital grants; \$100 million for the second round of the Downtown Revitalization Initiative; and the aforementioned reserves for the Rainy Day Fund and labor settlements.

The Enacted Budget reduces the appropriation for counter-terrorism and security measures from \$203 million to \$100 million and adds the following: \$65 million for MTA capital projects; \$20 million for non-MTA capital projects; \$10 million for non-MTA operating funds; and an additional \$20 million for Life Sciences Initiatives, for a total of \$320 million.

The appropriations of \$270 million for DOT capital projects and \$20 million for armories and readiness centers previously proposed to be funded from settlement monies will be funded from bond proceeds in the Enacted Budget.

### Contingency for Federal Receipts

The Enacted Budget includes language to establish spending reduction plans related to a reduction in Federal aid. The plans are triggered by either an \$850 million reduction in Federal

Medicaid participation and/or an \$850 million reduction on any other Federal funding, exclusive of Medicaid.

In the event that there is such a reduction, the Director of the Division of Budget shall submit a plan to the Legislature which specifies the amount reduced; itemizes the specific affected programs; and identifies General Fund and Special Revenue Fund appropriations to be reduced proportionate to the programs affected by the reduction.

The Legislature then has ninety days to prepare its own plan which may be adopted by a concurrent resolution passed by both Houses. If the Legislature does not pass its own plan, the Division of Budget's plan will automatically go into effect.

## **SFY 2017-18 Enacted Budget All State Agencies**

The Executive Budget included several policy proposals within appropriation language that appeared within multiple State agencies. The Legislature rejects these proposals and removes appropriation language that would:

- Grant interchange and transfer authority for the purposes of consolidating administrative hearings for state agencies;
- Impermissibly delegate to the director of the Division of Budget the authority to interchange and transfer appropriations without limit;
- Impermissibly delegate to the Division of the Budget the authority to reduce payments from appropriations, without limit, in the event that receipts are less than assumed in the financial plan;
- Condition the effectiveness of the State Operations budget upon the passage of the Aid to Localities budget;
- Authorize design-build contracts for capital projects; and
- Require all legislative sponsors of discretionary funding to provide a written declaration to the director of the Division of the Budget that such grants are for and will be used solely for a lawful purpose, funds will not be misused, and there are no conflicts of interest or financial benefit to the legislative sponsor.

**CASH FINANCIAL PLAN**  
**GENERAL FUND**  
**Estimated 30-Day Closeout 2016-17 vs Enacted Plan 2017-18**  
**(millions of dollars)**

	<u>2016-17 Estimated Closeout</u>	<u>2017-18 Enacted Plan</u>	<u>Change</u>
Opening fund balance	8,934	7,232	(1,702)
<b>Receipts:</b>			
Taxes			
Personal Income Tax	32,274	35,606	3,332
User taxes and fees	7,082	7,513	431
Business taxes	5,571	5,955	384
Other taxes	1,134	969	(165)
Miscellaneous receipts	3,799	2,298	(1,501)
Federal grants	0	0	0
Transfers from other funds			
- PIT Revenue Bond	10,421	11,030	609
- LGAC	2,866	3,156	290
- Sales Tax	2,669	2,803	134
- RETT	952	1,028	76
- All other	1,222	924	(298)
<b>Total Receipts</b>	<b>67,990</b>	<b>71,281</b>	<b>3,291</b>
<b>Disbursements:</b>			
Grants to local governments	44,826	47,438	2,612
State operations	8,253	8,305	52
General State charges	5,491	5,741	250
Transfers to other funds			
- Debt service	927	946	19
- Capital projects	3,458	3,421	(37)
- State Share Medicaid	1,432	1,301	(131)
- Other purposes	5,305	5,443	138
<b>Total Disbursements</b>	<b>69,692</b>	<b>72,596</b>	<b>2,904</b>
Change in fund balance	(1,702)	(1,315)	
Closing fund balance	7,232	5,917	
Tax Stabilization Reserve Fund	1,258	1,258	
Rainy Day Fund	540	690	
Contingency Reserve Fund	21	21	
Community Projects Fund	53	37	
Reserved for Debt Management	500	500	
Reserved for Potential Labor Agreement	0	155	
Settlement Funds	4,860	3,256	

**CASH FINANCIAL PLAN**  
**STATE OPERATING FUNDS**  
**Estimated 30-Day Closeout 2016-17 vs Enacted Plan 2017-18**  
**(millions of dollars)**

	<b>2016-17 Estimated Closeout</b>	<b>2017-18 Enacted Plan</b>	<b>Change</b>
Opening fund balance	12,641	10,816	(1,825)
<b>Receipts:</b>			
Taxes	73,615	78,434	4,819
Miscellaneous receipts	21,111	19,163	(1,948)
Federal grants	74	74	0
<b>Total Receipts</b>	<b>94,800</b>	<b>97,671</b>	<b>2,871</b>
<b>Disbursements:</b>			
Grants to local governments	64,465	65,988	1,523
State operations	18,792	18,630	(162)
General State charges	7,631	7,940	309
Debt service	5,310	5,566	256
Capital projects	2	2	0
<b>Total Disbursements</b>	<b>96,200</b>	<b>98,126</b>	<b>1,926</b>
<b>Other financing sources (uses)</b>			
Transfers from other funds	29,428	30,505	1,077
Transfers to other funds	(29,853)	(30,925)	(1,072)
Bond and note proceeds	0	0	0
<b>Net other financing sources (uses)</b>	<b>(425)</b>	<b>(421)</b>	<b>5</b>
Change in fund balance	(1,825)	(875)	
Closing fund balance	10,816	9,941	



**CASH FINANCIAL PLAN**  
**STATE FUNDS**  
**Estimated 30-Day Closeout 2016-17 vs Enacted Plan 2017-18**  
**(millions of dollars)**

	<b>2016-17 Estimated Closeout</b>	<b>2017-18 Enacted Plan</b>	<b>Change</b>
Opening fund balance	12,308	10,524	(1,784)
<b>Receipts:</b>			
Taxes	74,973	79,732	4,759
Miscellaneous receipts	25,940	26,395	455
Federal grants	79	79	0
<b>Total Receipts</b>	<b>100,992</b>	<b>106,206</b>	<b>5,214</b>
<b>Disbursements:</b>			
Grants to local governments	67,328	70,363	3,035
State operations	18,792	18,630	(162)
General State charges	7,631	7,940	309
Debt service	5,310	5,566	256
Capital projects	6,245	8,665	2,420
<b>Total Disbursements</b>	<b>105,306</b>	<b>111,164</b>	<b>5,858</b>
<b>Other financing sources (uses)</b>			
Transfers from other funds	33,387	34,702	1,315
Transfers to other funds	(31,291)	(32,474)	(1,183)
Bond and note proceeds	434	728	294
<b>Net other financing sources (uses)</b>	<b>2,530</b>	<b>2,956</b>	<b>426</b>
Change in fund balance	(1,784)	(2,002)	
Closing fund balance	10,524	8,522	

**CASH FINANCIAL PLAN**  
**ALL FUNDS**  
**Estimated 30-Day Closeout 2016-17 vs Enacted Plan 2017-18**  
**(millions of dollars)**

	<b>2016-17 Estimated Closeout</b>	<b>2017-18 Enacted Plan</b>	<b>Change</b>
Opening fund balance	11,810	10,046	(1,764)
<b>Receipts:</b>			
Taxes	74,973	79,732	4,759
Miscellaneous receipts	26,175	26,611	436
Federal grants	52,885	54,265	1,380
<b>Total Receipts</b>	<b>154,033</b>	<b>160,608</b>	<b>6,575</b>
<b>Disbursements:</b>			
Grants to local governments	114,732	119,035	4,303
State operations	20,853	20,700	(153)
General State charges	7,934	8,257	323
Debt service	5,310	5,566	256
Capital projects	7,336	9,666	2,330
<b>Total Disbursements</b>	<b>156,165</b>	<b>163,224</b>	<b>7,059</b>
<b>Other financing sources (uses)</b>			
Transfers from other funds	33,061	34,347	1,286
Transfers to other funds	(33,127)	(34,445)	(1,318)
Bond and note proceeds	434	722	288
<b>Net other financing sources (uses)</b>	<b>368</b>	<b>624</b>	<b>256</b>
Change in fund balance	(1,764)	(1,992)	
Closing fund balance	10,046	8,054	



## Revenue Actions

The Enacted Budget includes the following changes to Tax Law:

- Converts the NYC STAR PIT exemption into a NYS personal income tax credit. This action reduces spending by \$277 million in State Fiscal Year (SFY) 2017-18 and \$352 million in SFY 2018-19; and decreases revenue by \$340 million in SFY 2018-2019.
- Allows taxpayers to make partial property tax payments upon local authorization. No fiscal impact.
- Conforms the taxpayer information transparency provisions for the STAR credit with the STAR exemption. No fiscal impact.
- Provides a technical fix to the STAR credit distributed to owners of cooperative housing. No fiscal impact.
- Extends the oil and gas assessment fee expiration date for three years. No fiscal impact.
- Technical correction related to the disbursement of voluntary donations made to veterans' homes through the personal income tax return. No fiscal impact.
- Creates a research and development tax credit for life science companies and also expands eligibility for entry into the Excelsior Jobs Program to life sciences companies. No fiscal impact.
- Reforms the Employee Training Incentive Credit Program to make it easier for companies to include worker training as part of their expansion projects. No fiscal impact.
- Extends the Film Production Tax Credit for three years. No fiscal impact.
- Extends the Youth Works Jobs Program for an additional five years and creates an apprenticeship tax credit program. Reduces revenue annually for five years by \$50 million beginning in SFY 2019-20.
- Extends the Alternative Fuel Vehicle Refueling and Electric Vehicle Recharging Property credit for five years. Reduces revenue by \$3 million annually for five years beginning in SFY 2019-20.
- Clarifies that the Investment Tax Credit is not applicable for the distribution of utility services. Increases revenue by \$5 million annually beginning in SFY 2019-20.

- Conforms the treatment of disregarded entities to the federal treatment for state tax credit purposes. No fiscal impact.
- Extends the top personal income tax bracket rate of 8.82 percent for an additional two years. Increases revenue by \$683 million in SFY 2017-18, \$3.375 billion in 2018-19, \$3.695 billion in SFY 2019-10 and \$902 million in SFY 2020-21.
- Extends the limitation on the deduction that high-income tax payers can claim for charitable donations for two years. Increases revenue by \$70 million in SFY 2018-19, \$140 million the following year, and \$70 million in SFY 2020-21.
- Enhances the Child and Dependent Care Credit by increasing the credit available to taxpayers with incomes from \$50,000 to \$150,000; it also increases the limit on allowable expenses for taxpayers with more than two dependents. Reduces revenue by \$47 million annually beginning in SFY 2019-20.
- Allows for warrantless bank account data matching for three years. Increases revenue by \$5 million in SFY 2017-18 and \$15 million for the next two fiscal years.
- Extends for three years the ability of the Department of Taxation and Finance to garnish wages of tax debtors, for fixed and final debt, without filing a warrant. Increases revenues by \$15 million for three years beginning in SFY 2017-18.
- Closes the cooperative apartment sale loophole. Increases revenue by \$10 million annually beginning in SFY 2017-18.
- Closes the non-resident asset sale loophole. Increases revenue by \$10 million annually beginning in SFY 2017-18.
- Closes two sales tax collection loopholes. Increases revenues by \$9 million in SFY 2017-18 and \$11 million annually thereafter.
- Clarifies that energy distributed by energy service companies (ESCOs) is exempt from the sales tax. No fiscal impact.
- Establishes an equine drug testing fee for tracks and racehorse owners. No fiscal impact.
- Reforms the charitable gaming provisions. No fiscal impact.
- Re-privatizes the New York Racing Association. No fiscal impact.
- Extends for one year certain provisions and tax rates related to horse racing wagering and simulcasting. No fiscal impact.

- Extends for one year the video lottery terminal revenue distribution rates at Monticello Raceway. Reduces revenue by \$2 million in SFY 2017-18.
- Extends for one year the capital awards rates for video lottery terminal facilities. No fiscal impact.
- Extends and reforms the workers' compensation provisions for jockeys. No fiscal impact.
- Allows the Department of Taxation and Finance to send a preliminary STAR payment check to taxpayers. No fiscal impact.
- To account for variation in fuel prices, allows the Commissioner of Taxation and Finance to change the sales tax prepayment amount. No fiscal impact.
- Simplifies the tax filing requirements for Regulated Investment Companies (RICs) and Real Estate Investment Trusts (REITs), and reduces the fixed dollar minimum tax applicable to such companies. No fiscal impact.
- Eliminates the imposition of sales tax on the sale of cemetery monuments. Reduces revenue by \$2 million annually beginning in SFY 2017-18.
- Extends the ability of entities designated as New York Incubators to disburse grants for three years. No fiscal impact.
- Doubles the allowable expenses cap for the Excelsior Jobs Program Research and Development Tax Credit. No fiscal impact.
- Reduces the jobs creation threshold for key industries in the Excelsior Jobs Credit Program. No fiscal impact.
- Regulates and imposes a gross receipts assessment fee of four percent on transportation network companies. Increases State revenue by \$12 million in SFY 2017-18 and by \$24 million annually thereafter.
- Farm to Food Bank Donation Credit. Increases tax expenditures by \$10 million annually beginning in SFY 2019-20.
- Emergency services surcharge on prepaid telecommunications service plans. Increases State revenue in SFY 2017-18 by \$7 million, and by \$26 million annually beginning in SFY 2018-19.
- Allows union dues to be included as an itemized deduction for state taxation purposes. Reduces revenue by \$35 million annually beginning in SFY 2019-20.

# **PUBLIC PROTECTION & GENERAL GOVERNMENT**

**By Agency**





## Recommended Changes to the Executive Budget Division of Alcoholic Beverage Control

The Legislature provides an All Funds appropriation of \$13.31 million.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature rejects the Executive proposal to allow an operator of a “Taste NY” store to apply for a special license to sell alcoholic beverages for off premise consumption along with food and souvenir items.
- The Legislature rejects the Executive proposal to allow the operator of a motion picture theater to apply for a special license to sell alcoholic beverages at retail for on premises consumption.

## Recommended Changes to the Executive Budget Department of Audit and Control

The Legislature provides an All Funds appropriation of \$346.24 million, an increase of \$13.55 million over the Executive proposal.

### State Operations

- The Legislature provides an additional \$13.55 million to augment investment and customer service staff for the Common Retirement Fund. These new staff would be supported out of the resources of the Common Retirement Fund.

### Aid to Localities

- The Legislature accepts the Executive proposal and recommends no changes.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- Not applicable.

## Recommended Changes to the Executive Budget Division of the Budget

The Legislature provides an All Funds appropriation of \$50.71 million, an increase of \$527,000 over the Executive budget.

### State Operations

- The Legislature adds \$527,000 for additional contractual services related to membership dues in various organizations.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature rejects the Executive proposal to create a new Division of Central Administrative Hearings within the Executive Department to establish, consolidate, reorganize or abolish certain administrative hearing functions pertaining to State agencies.

## Recommended Changes to the Executive Budget Department of Civil Service

**The Legislature provides an All Funds appropriation of \$55.49 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Corrections and Community Supervision

The Legislature provides an All Funds appropriation of \$3.28 billion, an increase of \$2.6 million over the Executive proposal.

### State Operations

- The Legislature provides \$2.6 million to maintain daily visitation hours at maximum security correctional facilities.

### Aid to Localities

- The Legislature accepts the Executive proposal and recommends no changes.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- The Legislature modifies the Executive proposal to expand the list of programs that qualify an inmate for the limited credit time allowance, to include a two-year vocational culinary arts program, two years' training and working in one of the Department of Motor Vehicles call centers that are operated in a state prison, and certification plus two years of work at a food production center.
- The Legislature rejects the Executive proposal to allow the Commissioner of the Department of Corrections and Community Supervision to set conditions of release for persons conditionally released to post-release supervision.
- The Legislature rejects the Executive proposal to provide alternate sentencing options for certain class C, D and E felonies.
- The Legislature rejects the Executive proposal to provide for a three month reduction of post-release supervision for persons who successfully complete six months of such supervision.

- **The Legislature rejects the Executive proposal to provide for determinate sentencing for non-violent felonies.**
- **The Legislature rejects the Executive proposal to increase criminal penalties for certain crimes.**
- **The Legislature rejects the Executive proposal to authorize jail-based restoration units at State and local correctional facilities.**

## Recommended Changes to the Executive Budget Commission of Correction

**The Legislature provides an All Funds appropriation of \$2.96 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Division of Criminal Justice Services

The Legislature provides an All Funds appropriation of \$286.1 million, an increase of \$17.47 million over the Executive proposal.

### State Operations

- The Legislature denies the Executive proposal to provide \$300,000 in support for the development of a risk assessment tool to be used in pre-trial release determinations.
- The Legislature denies the Executive proposal to provide \$100,000 in support for the development of administrative guidance to ensure access to a speedy trial, in consultation with the Office of Court Administration (OCA).

### Aid to Localities

- The Legislature provides \$4.82 million for regional Cure Violence New York (SNUG) programs, including \$700,000 for a program in Bronx County and \$300,000 for a program in the City of Poughkeepsie. The Legislature also restores support for SNUG programs operating in Brooklyn, Staten Island, Queens, and Manhattan.
- The Legislature provides \$2.95 million for Prisoners' Legal Services, an increase of \$750,000 from the Executive proposal.
- The Legislature restores funding for the New York State Defenders Association at \$2.09 million, an increase of \$1.06 million from the Executive proposal.
- The Legislature provides \$2.22 million for domestic violence related to civil and criminal legal services providers.
- The Legislature restores \$1.98 million to support the Westchester County Policing Program.
- The Legislature restores \$600,000 in support for immigrant legal services.
- The Legislature restores a legislative share of the Federal Edward Byrne/Justice Assistance Grants at \$600,000.
- The Legislature restores \$500,000 for Alternatives to Incarceration (ATI) Programs.



- **The Legislature restores \$441,000 in support of public defense services.**
- **The Legislature restores \$147,000 in support for rape crisis centers.**
- **The Legislature restores \$126,000 to support the New York State District Attorneys Association and the New York State Prosecutors Training Institute.**
- **The Legislature provides \$4.38 million in Legal Services Assistance Fund (LSAF) support as follows:**
  - **\$2.83 million for civil and criminal legal service grants;**
  - **\$950,000 for domestic violence and veterans legal services; and**
  - **\$600,000 for the indigent parolee program.**
- **The Legislature provides General Fund support for the following programs:**
  - **\$2.89 million for law enforcement, drug, violence and crime control and prevention programs;**
  - **\$730,000 for law enforcement and emergency services equipment and technology upgrades;**
  - **\$500,000 for Finger Lakes Law Enforcement;**
  - **\$500,000 for Southern Tier Law Enforcement;**
  - **\$325,000 for Brooklyn Legal Services Corp A;**
  - **\$300,000 for S.T.R.O.N.G. Youth;**
  - **\$300,000 for the Fortune Society;**
  - **\$300,000 for the Civil Air Patrol;**
  - **\$250,000 for Child Care Center of New York;**
  - **\$250,000 for Community Service Society Record Repair Counseling Corps;**
  - **\$250,000 for the Fireman’s Association of New York;**
  - **\$200,000 for the Legal Education Opportunity Program;**
  - **\$200,000 for the Vera Institute’s Common Justice Initiative;**
  - **\$200,000 for Yeshiva University, Benjamin N. Cardozo School of Law;**
  - **\$200,000 for the Jewish Community Council of Greater Coney Island – SNUG Brooklyn;**
  - **\$180,000 for the Legal Action Center;**
  - **\$175,000 for Brooklyn Defender;**
  - **\$175,000 for New York County Defender Services;**
  - **\$150,000 for Friends of Island Academy;**
  - **\$150,000 for the Greenpoint Outreach Domestic and Family Intervention Program;**
  - **\$150,000 for the District Attorney Office in Queens County;**
  - **\$127,000 for the Correctional Association;**
  - **\$125,000 for Goddard Riverside Community Center;**

- \$100,000 for Bailey House Project FIRST;
- \$100,000 for John Jay College;
- \$100,000 for the District Attorney Office in Bronx County;
- \$75,000 for Groundswell;
- \$75,000 for the Mohawk Consortium;
- \$75,000 for Legal Services NYC;
- \$75,000 for the Northern Manhattan Improvement Corporation;
- \$75,000 for Legal Services of the Hudson Valley;
- \$75,000 for Youth Represent;
- \$50,000 for Exodus Transitional Community;
- \$50,000 for Operation SNUG – Wyandanch;
- \$50,000 for Operation SNUG – North Amityville;
- \$50,000 for Inwood Community Services;
- \$50,000 for Manhattan Legal Services;
- \$50,000 for Center for Court Innovation – Crown Heights Mediation Center;
- \$50,000 for MFY Legal Services;
- \$50,000 for the Center for the Integration and Advancement of New Americans;
- \$50,000 for the Emerald Isle Immigration Center;
- \$50,000 for Her Justice;
- \$44,000 for Elmcour Youth and Adult Activities Program;
- \$31,000 for the Osborne Association;
- \$30,000 for NYU’s Veterans Entrepreneurship Program;
- \$26,000 for the Bergen Basin Community Development Corporation;
- \$20,000 for Jacob Riis Settlement House; and
- \$15,000 for Bronx Veterans Mentors.

#### Capital Projects

- Not applicable.

#### Article VII

- The Legislature accepts the Executive proposal regarding the recording of custodial interrogations and eyewitness identification procedures.
- The Legislature modifies the Executive proposal to raise the age of criminal responsibility to provide that the age of criminal responsibility will be 17 starting October 1, 2018 and 18 starting October 1, 2019, and to allow misdemeanors and certain non-violent felonies to be handled in the family court.
- The Legislature modifies the Executive proposal to extend, for two years, various criminal justice and public safety programs, to extend for one year the current

**distribution of certain monies recovered by county district attorneys of the City of New York in settlement agreements signed before the filing of an accusatory instrument; to require funds be distributed within the State; and provide for more detailed reporting requirements.**

- **The Legislature removes the legislation proposed by the Executive to decriminalize possession of small amounts of marijuana.**
- **The Legislature removes the legislation proposed by the Executive to increase criminal penalties for identity theft and computer tampering crimes.**
- **The Legislature includes legislation to require the Office of Court Administration (OCA) to develop a policy for the provision of written translated orders of protection in family and supreme courts. OCA will also commence two pilots programs for the translation of criminal court orders of protection and orders of protection in town and village courts.**

## Recommended Changes to the Executive Budget State Board of Elections

**The Legislature provides an All Funds appropriation of \$11.56 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **Not applicable.**

### Article VII

- **The Legislature does not include the Executive proposals to provide for optional public financing of campaigns, early voting, closing the LLC loophole, same day voter registration, and expanded voter registration through the Department of Motor Vehicles. The Assembly has advanced modified versions of these proposals as standalone legislation.**

## Recommended Changes to the Executive Budget Office of Employee Relations

**The Legislature provides an All Funds appropriation of \$4.86 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Executive Chamber/Lieutenant Governor

**The Legislature provides an All Funds appropriation of \$18.48 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Financial Services (DFS)

The Legislature provides an All Funds appropriation of \$412.97 million, an increase of \$75,000 over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature restores \$75,000 for the Continuation Assistance Demonstration Program for Entertainment Workers.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature modifies the Executive proposal to authorize and regulate transportation network companies outside of New York City by increasing insurance coverage requirements, authorizing cities with a population of 100,000 or more, and counties, to pass local laws or ordinances to opt out; and by requiring workers compensation coverage through the Black Car Fund.
- The Legislature modifies the Executive proposal to extend the Physician's Excess Medical Malpractice Program through June 30, 2018, by rejecting provisions requiring physicians and dentists to receive a tax clearance from the Department of Taxation and Finance in order to qualify for excess medical malpractice insurance coverage.
- The Legislature modifies the Executive proposal related to reverse mortgages to incorporate additional protections for consumers.
- The Legislature rejects the Executive proposal related to licensure of student loan servicers.

- **The Legislature rejects the Executive proposal to increase fines for violations of the Insurance Law and the Banking Law.**
- **The Legislature rejects the Executive proposal which would authorize DFS to assess persons regulated under the Financial Services Law to fund the operating expenses of DFS.**
- **The Legislature rejects the Executive proposal which would amend the distribution rules for life insurance companies upon bankruptcy to conform to a decision at the United States Supreme Court.**
- **The Legislature rejects the Executive proposal which would have provided DFS the authority to order a domestic insurer into an administrative supervision proceeding if the Superintendent determines certain conditions exist.**
- **The Legislature rejects the Executive proposal to authorize enforcement of Insurance, Banking, and Financial Services Law against unlicensed individuals or businesses, including bringing a civil action.**
- **The Legislature rejects the Executive proposal which would provide DFS with the authority to disqualify an individual operating under a DFS license if the Superintendent finds that the individual has committed a disqualifying event.**
- **The Legislature rejects the Executive proposal to require nonprofit organizations that facilitate lending circles to register with DFS.**
- **The Legislature rejects the Executive proposal granting DFS regulatory authority over online lenders doing business in New York State.**
- **The Legislature removes language related to the Executive proposal to regulate the operation of transportation network companies outside of New York City.**
- **The legislature includes language to extend, for one year, the Continuation Assistance Demonstration Program for Entertainment Workers.**



## Recommended Changes to the Executive Budget Office of General Services

The Legislature provides an All Funds appropriation of \$1.28 billion.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- Not applicable.

### Capital Projects

- The Legislature modifies the Executive proposal to establish a cogeneration plant and microgrid to power the Empire State Plaza to ensure that only fuel oil number two and natural gas can be utilized by the facility.

### Article VII

- The Legislature accepts the Executive proposal to require the Commissioner of the Office of General Services to make a payment in-lieu of a standard flood insurance policy to any agency with a state-owned structure in a federally designated flood plain that has incurred damage as a result of a flood.
- The Legislature rejects the Executive proposal to expand the contract and procurement provisions of State Finance Law and Public Authorities Law to require State agencies and authorities to give preference to American-made products.
- The Legislature accepts the Executive proposal to extend the authority of the Office of General Services to enter into construction contracts without formal competitive bidding in certain emergencies; and rejects the Executive proposal related to construction contracts at secure facilities.
- The Legislature rejects the Executive proposal to authorize the Office of General Services to contract for certain printing services without competitive bidding if the cost of printing is under \$85,000;

- **The Legislature rejects the Executive proposal to amend the State’s preferred source procurement program and its operations involving purchases of preferred status commodities and services by State agencies, public benefit corporations, and political subdivisions;**
- **The Legislature rejects the Executive proposal to transfer certain human resources employees within the Division of Military and Naval Affairs to the Office of General Services.**

## Recommended Changes to the Executive Budget Division of Homeland Security and Emergency Services

The Legislature provides an All Funds appropriation of \$1.58 billion.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature accepts the Executive proposal and recommends no changes.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- The Legislature modifies the Executive proposal to extend the Public Safety Communications Surcharge to the sale of prepaid wireless services:
  - to impose such surcharge at a rate of \$0.90 per retail sale of prepaid card;
  - to provide for suppliers of such services to retain three percent of the surcharge amount collected; and
  - to require that such surcharges be administered and collected in the same manner as sales taxes.
- The Legislature adds language to authorize, at local option, any county or New York City to impose a \$0.30 surcharge on the sale of prepaid and post-paid wireless devices.

## Recommended Changes to the Executive Budget Office of Indigent Legal Services

The Legislature provides an All Funds appropriation of \$109.64 million.

### State Operations

- The Legislature denies the Executive proposal to eliminate State Operations funding and transfer these appropriations to Aid to Localities, and restores \$4.83 million in State Operations appropriations.

### Aid to Localities

- The Legislature transfers \$4.83 million in appropriations from Aid to Localities to State Operations to support agency operations.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature modifies the Executive proposal to require the Office of Indigent Legal Services to develop and implement plans to improve the quality of public defense services throughout the State, over a six year period, by limiting the Division of Budget's role in plan approval to an assessment of fiscal impact and the provision at annual appropriations to implement the plan.
- The Legislature rejects the Executive proposal to increase certain fees which support the Indigent Legal Services Fund.

## Recommended Changes to the Executive Budget Office of the State Inspector General

**The Legislature provides an All Funds appropriation of \$7.2 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget New York Interest on Lawyer Account

**The Legislature provides an All Funds appropriation of \$46.98 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Law

The Legislature provides an All Funds appropriation of \$261.69 million, an increase of \$19 million over the Executive proposal.

### State Operations

- The Legislature provides an additional \$19 million in appropriation authority to support the re-location of Department of Law offices in New York City. These cost would be supported by civil recoveries proceeds that are achieved from non-tax debt collection services that the Department provides to other State Agencies

### Aid to Localities

- Not applicable.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- Not applicable.

## Recommended Changes to the Executive Budget Division of Military and Naval Affairs

**The Legislature provides an All Funds appropriation of \$139.31 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **The Legislature provides \$100 million to support two additional years of the Joint Task Force Empire Shield and the expanded deployment of the National Guard at New York City transit hubs, airports, and nine Metropolitan Transportation Authority-operated bridges and tunnels.**

### Article VII

- **The Legislature denies the Executive proposal to transfer certain human resources employees within the Division of Military and Naval Affairs to the Office of General Services.**



## Recommended Changes to the Executive Budget Office for the Prevention of Domestic Violence

**The Legislature provides an All Funds appropriation of \$5.6 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature restores appropriation language to include the SUNY Buffalo Law School Domestic Violence and Women’s Rights Clinic as a recipient of funds to support domestic violence legal services and programs.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Public Employment Relations Board

**The Legislature provides an All Funds appropriation of \$3.98 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

**Recommended Changes to the Executive Budget  
Joint Commission on Public Ethics**

**The Legislature provides an All Funds appropriation of \$5.58 million.**

**State Operations**

- **The Legislature accepts the Executive appropriation and recommends no changes.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

## Recommended Changes to the Executive Budget Judicial Commissions

**The Legislature provides an All Funds appropriation of \$5.65 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Division of State Police

**The Legislature provides an All Funds appropriation of \$926.12 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Article VII

- **The Legislature provides for the establishment of a Hate Crimes Task Force within the Division of State Police to prevent, detect and investigate hate crimes, as well as issue reports in conjunction with the Division of Human Rights and the Division of Criminal Justice Services to combat against hate crimes and other forms of discrimination.**

## Recommended Changes to the Executive Budget Statewide Financial System

**The Legislature provides an All Funds appropriation of \$30.49 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Office of Information Technology Services

**The Legislature provides an All Funds appropriation of \$854.1 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Article VII

- **The Legislature rejects the Executive proposal to authorize up to 250 term appointments to be made for periods of up to five years, without examination, to temporary positions in the Office of Information Technology Services that require special expertise in information technology.**

## Recommended Changes to the Executive Budget Office of Victim Services

The Legislature provides an All Funds appropriation of \$119.7 million.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature adds appropriation language that would require the Office of Victim Services to report to the Legislature on initiatives supported through federal crime victim and witness assistance funds.
- The Legislature adds appropriation language to include enhanced multidisciplinary teams as a recipient of federal crime victim and witness assistance funds through the New York State Office of the Aging.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature accepts the Executive proposal to expand eligibility for reimbursement of expenses for crime victims to include certain crimes where there is no physical injury to the victim.
- The Legislature accepts the Executive proposal to expand the types of reimbursable expenses to include crimes that result in a “loss of savings” to vulnerable elderly, incompetent, and physically disabled persons.



## Recommended Changes to the Executive Budget Workers' Compensation Board

The Legislature provides an All Funds appropriation of \$195.4 million.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- **The Legislature enacts a series of reforms to the Workers' Compensation Board (WCB) that would:**
  - Eliminate the requirement for claimants classified as permanent partial disability (PPD) to demonstrate ongoing attachment to the labor market in order to continue to receive benefits.
  - Require durational benefit caps for PPD claimants to start after 2.5 years (130 weeks) of temporary partial disability, and includes protections for claimants who do not reach Maximum Medical Improvement on or before 2.5 years. This provision applies for those injured after the effective date of the bill.
  - Require the chair of the WCB to revise the permanency impairment guidelines and conduct a study on utilization of independent medical examinations (IME) and create a comprehensive prescription drug formulary.
  - Allow for a claimant to request a hearing to be held within 45 days when the carrier or employer is not making payment as required.

- **Reduce the assessment reserve balance from ten percent to five percent of assessments, and create a Workers' Compensation Rate Stabilization Fund to receive excess reserves. The proceeds of the fund would be used to stabilize assessments over the next five years.**

## Recommended Changes to the Executive Budget General State Charges

The Legislature provides an All Funds appropriation of \$4.04 billion, a \$14.7 million increase over the Executive proposal.

### State Operations

- The Legislature rejects Executive proposals to eliminate reimbursement of the Income Related Monthly Adjustment Amount (IRMAA) and to institute a freeze in Medicare Part B premium support, and instead restores \$5.4 million.
- The Legislature rejects the Executive proposal to implement differential healthcare premiums based on years of service, and instead restores \$3.4 million.
- The Legislature rejects the Executive proposal to require the rate of interest paid upon any judgment or accrued claim be calculated at a rate equal to the weekly average one year constant maturity rate Treasury yield, up to a maximum of nine percent, and instead restores \$6 million.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature rejects the Executive proposal to cease reimbursement of IRMAA and to cap reimbursement of Medicare Part B premium support.
- The Legislature rejects the Executive proposal to implement differential health care premiums based on years of service.

- **The Legislature rejects an Executive proposal to require the rate of interest paid upon certain judgments or accrued claims be calculated at a variable, market-based rate instead of a fixed nine percent interest rate.**
- **The Legislature modifies the Executive proposal to establish a Retiree Health Trust Fund to change who may invest the monies in such fund, to put limitations on deposits of surplus revenue into the fund, and to provide notification to the Legislature of any transfers out of the fund.**

**Recommended Changes to the Executive Budget  
Miscellaneous: Public Protection and General Government**

**Local Governments**

**The Legislature provides an All Funds appropriation of \$822.37 million.**

**State Operations**

- **The Legislature accepts the Executive proposal and recommends no changes.**

**Aid to Localities**

- **The Legislature accepts the proposed \$715 million AIM appropriation, but rejects language that ties payments to enactment of a County-wide Shared Services Property Tax Reduction Initiative.**
- **The Legislature provides \$1.8 million in village per capita aid.**
- **The Legislature restores \$250,000 in Video Lottery Terminal (VLT) aid for a total of \$28.9 million.**
- **The Legislature provides \$12.5 million to the City of Albany, funded through the Mortgage Insurance Fund (MIF).**
- **The Legislature provides \$7.5 million in Miscellaneous Financial Assistance, which includes:**
  - **\$2 million to Onondaga County for a pilot project with the Syracuse City School District;**
  - **\$1.44 million to the Niagara County Industrial Development Agency to fund economic development initiatives within the City of Niagara Falls;**
  - **\$310,000 to the County of Franklin to mitigate shortfalls in real property taxes due to the loss of taxable lands to the St. Regis Mohawk Tribe;**
  - **\$310,000 to the County of Seneca to mitigate shortfalls in real property taxes due to the loss of taxable lands to the Cayuga Indian Nation of New York;**

- **\$250,000 for the South Fallsburg Fire Department to offset the cost of a new ladder truck;**
- **\$250,000 for the Town of Rotterdam;**
- **\$194,500 to the City of Cortland for expenses related to police and fire services associated with institutions of higher education;**
- **\$194,500 to the City of Oneonta for expenses related to police and fire services associated with institutions of higher education; and**
- **\$115,000 to Onondaga County for a shared services project with the City of Syracuse;**
- **\$83,000 to the County of Cayuga to mitigate shortfalls in real property taxes due to the loss of taxable lands to the Cayuga Indian Nation of New York;**
- **\$48,000 in AIM funding for villages that were not included in the Executive proposal:**
  - **\$27,000 for the Village of Woodbury;**
  - **\$19,000 for the Village of South Blooming Grove; and**
  - **\$2,000 for the Village of Sagaponack.**
- **\$25,000 for the Town of Victor.**

#### Capital Projects

- **Not applicable.**

#### Article VII

- **The Legislature modifies the Executive’s proposed Countywide Shared Services Property Tax Reduction Initiative. The Legislature establishes a Shared Services Panel made up of local elected officials from each municipality within a county, of which a majority vote is required for plan approval. A proposed mandatory referendum is rejected and a matching grant program is established for savings achieved in the first year of each plan.**
- **The Legislature rejects language that alters local gaming aid distribution to fund a \$2.25 million appropriation for Madison County. The Legislature accepts the appropriation to Madison County and funds it out of the General Fund.**

- **The Legislature adds language that increases the number of land banks permitted in the State to 25, from the current 20.**

# **EDUCATION, LABOR & FAMILY ASSISTANCE**

**By Agency**





## Recommended Changes to the Executive Budget Division of Veterans' Affairs

The Legislature provides an All Funds appropriation of \$20.7 million, an increase of \$1.7 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides \$1.7 million for local initiatives:
  - \$500,000 for the New York State Defenders Association, Veterans Defense Program;
  - \$250,000 for additional services and expenses of the Veterans Outreach Center (Monroe County);
  - \$200,000 for the Legal Services of the Hudson Valley Veterans and Military Families Advocacy Project;
  - \$200,000 for the Warrior Salute;
  - \$200,000 for Helmets-to-Hardhats;
  - \$120,000 for the Veterans of Foreign Wars NYS Chapter Field Service Operations;
  - \$100,000 for the SAGE Veterans' Project;
  - \$100,000 for the Veterans Justice Project;
  - \$50,000 for the Vietnam Veterans of America, New York State Council; and
  - \$25,000 for the Veterans Miracle Center.
- The Legislature modifies the purposes for \$1 million contained in the Executive Budget for Veterans' Courts. Specifically, the funding would provide veterans who are in the criminal justice system or looking to avoid the criminal justice system with services including veteran-to-veteran support and counseling and advocacy.

### Capital Projects

- Not applicable.

## Article VII

- **The Legislature rejects the Executive proposal to create new veterans treatment courts under the jurisdiction of the New York State Division of Veterans' Affairs and the Office of Court Administration.**

## Recommended Changes to the Executive Budget Council on the Arts

The Legislature provides an All Funds appropriation of \$47.04 million, an increase of \$160,000 over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides additional support for the following programs in the Executive proposal:
  - \$100,000 for CNY Arts, Inc; and
  - \$60,000 for the Auburn Public Theatre, Inc.

### Capital Projects

- \$10 million is included for Cultural, Arts, and Open Space, however, the funding will be suballocated to the NYS Council on the Arts.

### Article VII

- Not applicable.

## Recommended Changes to the Executive Budget City University of New York

The Legislature provides an All Funds appropriation of \$4.8 billion, a decrease of \$12.38 million from the Executive proposal.

### State Operations

- The Legislature modifies the Executive proposal to allow the City University of New York (CUNY) to increase the New York resident tuition rate in amounts up to \$200 per year for the next four years, through Academic Year (AY) 2020-21.
- The Legislature restores \$4.68 million for the Search for Elevation and Knowledge (SEEK) Program.
- The Legislature restores \$1.5 million to the Joseph Murphy Institute.
- The Legislature restores \$250,000 to CUNY Pipeline.
- The Legislature modifies language to allow up to \$60 million in proceeds from the sale of CUNY properties to be used in support of CUNY operations.

### Aid to Localities

- The Legislature increases base aid for community colleges by \$50 per FTE, an increase of \$3.1 million.
- The Legislature restores \$2.5 million for the Accelerated Study in Associates Program (ASAP).
- The Legislature restores \$902,000 to CUNY child care for a total funding level of \$1.71 million.
- The Legislature restores \$225,000 to College of Discovery, a total of \$450,000.
- The Legislature provides \$200,000 for CUNY in the Heights at Hostos.
- The Legislature provides \$50,000 for the CUNY Law Community Legal Resource Network.

- **The Legislature appropriates \$4 million to CUNY to provide low or no-cost electronic or online resources to students in lieu of more costly learning materials.**

### Capital Projects

- **The Legislature allocates \$181 million in appropriations for CUNY in the following manner: \$60 million to individual campuses for expanded purposes, and \$121 million to be distributed at CUNY's discretion.**

### Article VII

- **The Legislature restores the state maintenance of effort (MOE) requirement at CUNY.**
- **The Legislature rejects the proposal to allow the State Inspector General to oversee implementation and enforcement of financial control policies at CUNY and their affiliated nonprofit organizations and foundations.**
- **The Legislature rejects the proposal to expand the jurisdiction of the State Inspector General to include CUNY affiliated nonprofit organizations and foundations.**
- **The Legislature requires CUNY to examine the availability of opportunity programs for transfer students.**
- **The Legislature rejects an Executive proposal to require CUNY foundations to contribute to scholarships for students in need.**
- **The Excelsior Program at CUNY is referred to in Higher Education Services Corporation (see page 36-1).**

## Recommended Changes to the Executive Budget State Education Department

The Legislature provides an All Funds appropriation of \$61.8 billion, which is an increase of \$26.6 billion over the Executive Budget. The scale of this increase is due to providing a two year Aid to Localities appropriation.

### State Operations

- The Legislature rejects the Executive proposal to set aside \$500,000 within the State Education Department (SED) administration to provide confidential legal assistance to the Legislature and the Executive.

### Aid to Localities

#### Office of Prekindergarten through Grade Twelve Education

- The Legislature provides an overall increase to General Support for Public Schools (GSPS) of \$1 billion over the 2016-17 School Year (SY), for a total of \$25.7 billion. This is an increase in formula based aids of \$995 million or 4.1 percent for SY 2017-18, and reflects an increase of \$272 million over the Executive Budget.
  - The Legislature increases Foundation Aid by \$700 million for SY 2017-18, for a total of \$17.2 billion. This amount includes a reallocation of a \$150 million Fiscal Stabilization Fund toward Foundation Aid.
  - The Legislature rejects a repeal of the Foundation Aid formula, as proposed by the Executive.
  - The Legislature modifies last year's language directing school district use of Community Schools funding within Foundation Aid to allow for more school district flexibility. The Legislature also includes \$1.2 million for services and expenses of community school regional technical centers. Total Community Schools funding is \$151.2 million, which is an increase of \$51.2 million over last year.
  - The Legislature unfreezes the reimbursable expense based aids, costing \$37 million.

- The Legislature modifies the Executive proposal to consolidate the Priority Full-Day and Expanded Half-Day Prekindergarten grant program into Universal Prekindergarten (UPK) within School Aid by making technical changes to ensure that districts do not lose funding. The Legislature would also consolidate the other prekindergarten programs into Universal Prekindergarten in future years. The total consolidated Universal Prekindergarten funding within School Aid is \$416 million for SY 2017-18.
- The Legislature modifies the Executive proposal to expand the pool of eligible students in after school programs to include programs located in a school district with a child poverty count greater than 5,000 but less than 20,000. Total funding for after school programs is \$35 million.
- The Legislature also includes the following:
  - \$25 million for competitive grants to provide safety and security projects at nonpublic schools, community centers, and day care facilities that are targets of hate crimes or attacks;
  - \$20 million for Teacher Resource and Computer Training Centers, which is comprised of a restoration of \$14.3 million and an increase of \$5.7 million;
  - \$7 million for nonpublic schools for additional costs for complying with immunization requirements;
  - \$5 million to hire STEM teachers for nonpublic schools;
  - \$5.5 million for Supplemental Valuation Impact Grants, which is a restoration of \$1.25 million and an increase of \$4.25 million, including \$4 million for the Haverstraw-Stony Point Central School District;
  - \$3 million for the East Ramapo School Improvement Grant;
  - A \$2.3 million increase in funding for 4201 schools for the Blind and Deaf, for a total of \$103 million;
  - \$2 million to ensure that if any schools go into receivership in the upcoming year, districts will not have to pay for such receiver;
  - \$1.5 million to restore the carve-out for the Consortium for Worker Education;
  - \$1.2 million to restore funding for the Rochester School Health Services Grant and \$1.2 million to restore funding for the Buffalo School Health Services Grants;



- **\$1 million to restore Adult Literacy Education, for a total of \$7.3 million;**
- **\$903,000 to restore funding to the Henry Viscardi School and \$903,000 for the School for the Deaf;**
- **\$500,000 for New York City Community Learning Initiative;**
- **\$500,000 for the Center for Autism and Related Disabilities at SUNY Albany;**
- **\$475,000 to restore funding for the Executive Leadership Institute;**
- **\$461,000 to restore funding for Bard High School Early College Queens;**
- **\$250,000 for Consortium for Worker Education Enhanced Credentialing Initiative;**
- **\$200,000 to restore the Onondaga, Cortland and Madison BOCES New Tech initiative; and**
- **\$125,000 for National History Day.**

#### **Cultural Education**

- **The Legislature restores \$4 million to Aid to Public Libraries, for a total of \$95.6 million for fiscal year 2017-18.**
- **The Legislature restores \$250,000 for the Schomburg Center for Research in Black Culture.**
- **The Legislature provides \$200,000 for the New York State Council on the Humanities.**
- **The Legislature restores \$75,000 for the Langston Hughes Community Library and Cultural Center.**

#### **Office of Higher Education and the Professions**

- **The Legislature restores \$5.9 million for the Higher Education Opportunity Program (HEOP), for total funding of \$35.5 million.**
- **The Legislature restores \$3.06 million for the Liberty Partnerships, for total funding of \$18.36 million.**

- The Legislature restores \$2.63 million for the Science and Technology Entry Program (STEP), for total funding of \$15.8 million.
- The Legislature restores \$1.99 million for the Collegiate Science and Technology Entry Program (CSTEP), for total funding of \$11.98 million.
- The Legislature provides \$3 million to the Foster Youth Initiative which would be funded at \$4.5 million, receiving a \$1.5 million increase over last year to fund a third cohort.
- The Legislature rejects a proposal to withhold Bundy Aid from independent colleges if the institutions have tuition growth over \$500 a year or the Higher Education Price Index, whichever is greater.

#### Capital Projects

- The Legislature would add an additional \$10 million to Library Construction Grants, for a total of \$24 million.
- The Legislature provides \$2 million to replace obsolete Facilities Management and State Aid and Rate Setting Systems for students with disabilities at the State Education Department (SED) to facilitate more efficient and timely processing.

#### Article VII

- The Legislature requires that the minimum weekly time commitment for full-day UPK be considered 25 hours and a half-day UPK be considered 12.5 hours.
- The Legislature requires all school districts receiving UPK funding to adopt approved quality indicators within two years.
- The Legislature proposes to allow parents of children in a public school prekindergarten program to sit on the community education council.
- The Legislature extends the period for when teachers employed by eligible universal prekindergarten providers must be certified to June 30, 2020, provided that districts must submit a report to the Commissioner regarding any barriers to education, the number of uncertified teachers, how long teachers have been employed under transitional guidelines and the expected certification completion.
- The Legislature extends the period for when Statewide Universal Full-Day Prekindergarten teachers must be certified to June 30, 2018, provided that an

exemption to the certification requirement may be given for a teacher without certification who possesses a written plan to obtain certification and who has registered in the ASPIRE workforce registry.

- The Legislature modifies the Executive proposal to require the Universal Prekindergarten annual report to include the unmet need in district universal prekindergarten programs and enrollment in preschool special education programs (4410).
- The Legislature does not provide for an extension of mayoral control in New York City beyond June 30, 2017.
- The Legislature re-bases charter tuition for the 2017-18 School Year, and provides a state reimbursement of \$1,000 per pupil. In future years, an average rate of increase will be applied to this tuition each year based on school district spending growth, and the state will reimburse school districts \$1,000 per pupil for charter tuition annually.
- The Legislature accepts the Executive proposal to increase charter facility reimbursement in New York City to 30 percent of charter school tuition, from the current 20 percent.
- The Legislature rejects the Executive proposal to create an SED Inspector General.
- The Legislature requires Smart Schools Bond Act plans submitted on or after April 15, 2017 to calculate the amount of classroom technology to be loaned to nonpublic students including for servers, wireless access points and other portable connectivity devices.
- The Legislature modifies the Executive proposal to require the Chancellor to annually notify all seventh grade students of opportunities to apply for admission to the specialized high schools.
- The Legislature rejects the Executive proposal to allow schools to use Textbook Aid for professional development in certain circumstances.
- The Legislature proposes to require the Chancellor of the New York City School District to prepare a report on the use of transportable classroom units (TCUs), and update such report annually.
- The Legislature proposes to continue the Contracts for Excellence Program in SY 2017-18 for schools that submitted a contract for the 2016-17 SY, unless all schools in the district are identified as good standing.

- The Legislature authorizes the Commissioner to increase the length of contracts school districts enter into to educate Native American students from five years to ten years.
- The Legislature rejects the Executive proposal to allow any school district to apply for waivers from certain special education requirements.
- The Legislature modifies the Executive proposal to create a new rate for Preschool Special Education programs in integrated settings by requiring stakeholder input and extending the deadline to April 1, 2018.
- The Legislature modifies the Executive proposal to increase the maximum amount that a Board of Education may purchase directly from an association of more than ten New York State food producers or growers from \$25,000 to \$50,000.
- The Legislature accepts the Executive proposal to continue state monitors for the East Ramapo Central School District.
- The Assembly restores a carve-out of the Employment Preparation Education appropriation to support education for high school diploma holders who lack skills necessary for employment.
- The Legislature allows certain school districts to spread aid penalties over ten years.
- The Legislature would allow the Haverstraw-Stony Point Central School District to be advanced \$2 million of lottery funding for educational programs and to refinance bonds through the Dormitory Authority. Additionally, the Legislature requires the Comptroller conduct a comprehensive review on the financial condition of the district and report the results of such review on or before January 1, 2018.
- The Legislature extends various provisions of the Education Law.
- The Legislature rejects the Executive proposal to authorize BOCES to establish two recovery high schools.
- The Legislature rejects the Executive proposal modifying the gifted and talented process.
- The Legislature would create a Hendrick Hudson Central School District Energy System Tax Stabilization Reserve Fund to offset revenue losses due to the anticipated closure of Indian Point Nuclear Power Plant.

## Recommended Changes to the Executive Budget Office of Children and Family Services

The Legislature provides an All Funds appropriation of \$3.91 billion, an increase of \$64.3 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature rejects the Executive proposal to mandate that \$27 million of Title XX funds be used only for child care and restores the funds to their original discretionary purpose.
- The Legislature restores \$20 million in funding for child care subsidies.
- The Legislature provides \$24.54 million towards community initiatives including:
  - \$3 million for Sexually Exploited Children (Safe Harbour);
  - \$2.5 million for Advantage Afterschool;
  - \$2.45 million for Settlement Houses;
  - \$2.2 million for Child Advocacy Centers;
  - \$1.9 million for Kinship/Caretaker Relative;
  - \$1.5 million for Youth Development;
  - \$1.25 million for United Way 2-1-1;
  - \$1.01 million for Community Voices for Youth and Families of Long Island;
  - \$1 million for Catholic Charities Community Services Archdiocese of New York;
  - \$758,000 for Enhanced Child Protective Services Caseload;
  - \$700,000 for NYS Alliance of Boys and Girls Club;
  - \$500,000 for Facilitated Enrollment in New York City;
  - \$500,000 for Facilitated Enrollment in Onondaga;
  - \$500,000 for Facilitated Enrollment in Erie County;
  - \$466,000 for New Alternatives for Children;
  - \$400,000 for NYS YMCA Foundation;
  - \$260,000 for Hillside Family & Children's Service (Reinvesting in Youth Program);
  - \$250,000 for Center for Elder Law and Justice;
  - \$215,000 for Opportunities For a Better Tomorrow;
  - \$200,000 for Cattaraugus Youth Bureau;

- \$200,000 for OHEL Home;
- \$200,000 for Y'eled V'yalda Early Childhood Center;
- \$150,000 for American Legion Boys State for SUNY Morrisville;
- \$150,000 for Riverdale Neighborhood Houses;
- \$150,000 for Big Brothers Big Sisters NYC;
- \$150,000 for Citizens Committee for NYC;
- \$147,000 for Neighborhood Initiatives Development Corporation;
- \$135,000 for Bronx Jewish Community Council;
- \$100,000 for Centro-Center for Puerto Rican Studies;
- \$100,000 for The Jewish Board;
- \$100,000 for JCCA;
- \$100,000 for Kinship Navigator;
- \$100,000 for Brooklyn Chinese American Association;
- \$100,000 for Carribbean Women's Health Association;
- \$100,000 for Dominican Women's Development Center;
- \$90,000 for Gateway Youth Outreach;
- \$75,000 for Catholic Charities Alianza Dominicana;
- \$75,000 for Hamaspik of Kings County;
- \$52,000 for JCC of Greater Coney Island;
- \$50,000 for Woodside on the Move;
- \$50,000 for YMCA of Greater NY;
- \$50,000 for Catholic Charities Neighborhood Services;
- \$50,000 for Schenectady Foundation Weekend Backpack Program;
- \$50,000 for Masores Bais Yaakov;
- \$50,000 for Metropolitan Council on Jewish Poverty;
- \$50,000 for Mothers Aligned Saving Kids;
- \$50,000 for Ohr Malkah;
- \$50,000 for Pesach Tikvah Hope Development;
- \$50,000 for Rockland Habitat for Humanity;
- \$50,000 for Helen Keller - Services for the Blind;
- \$35,000 for Young Men's and Young Women's Hebrew Association of Boro Park;
- \$30,000 for Kips Bay Boys and Girls Club;
- \$25,000 for Boro Park Jewish Community Council;
- \$25,000 for St. Athanasius School;
- \$20,000 for Harmony in the Jewish Home;
- \$10,000 for Sansone Foundation;
- \$5,000 for Be Proud; and
- \$5,000 for Adoptive and Foster Family Coalition of NY.

#### Capital Projects

- The Legislature accepts the Executive appropriation and recommends no changes.

## Article VII

- **The Legislature accepts the Executive proposal to extend child welfare financing and eliminate certain reimbursements to NYC out of the Foster Care Block Grant.**
- **The Legislature accepts the Executive proposal to amend the definition of child abuse to include victims of sex trafficking and severe forms of trafficking, as defined by federal law.**
- **The Legislature modifies the Executive proposal to expand Runaway and Homeless Youth Services to ease burdens on those that provide services for a longer duration or to younger youth.**
- **The Legislature modifies the Executive proposal to require foster care agencies to obtain a license in order to contract with Medicaid Managed Care organizations, and ensure that licensing requirements take into consideration the size of the program and the medical services provided.**
- **The Legislature modifies the Executive proposal to raise the age of criminal responsibility, to provide that the age of criminal responsibility will be 17 starting October 1, 2018 and 18 starting October 1, 2019, and to allow misdemeanors and certain non-violent felonies to be handled in the family court.**

## Recommended Changes to the Executive Budget Office of Temporary and Disability Assistance

The Legislature provides an All Funds appropriation of \$5.65 billion, an increase of \$4.64 million over the SFY 2016-17 level.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature includes \$1 million to reject the Executive proposal to increase the amount of recoupable lottery winnings to pay back public assistance.
- The Legislature includes \$2 million to assist refugee resettlement agencies statewide.
- The Legislature provides \$18.9 million in TANF restorations and adds, including:
  - \$8.48 million for Facilitated Enrollment in New York City, Monroe County, and the Capital Region;
  - \$4 million for the Advanced Technology Training and Information Networking Program (ATTAIN);
  - \$2.85 million for Career Pathways;
  - \$1.57 million for Preventive Services;
  - \$800,000 for ACCESS Welfare to Careers Program;
  - \$475,000 for the Wage Subsidy Program;
  - \$334,000 for SUNY/CUNY Child Care;
  - \$200,000 for the Fatherhood Initiative;
  - \$144,000 for Wheels for Work;
  - \$82,000 for the Rochester-Genesee Regional Transportation Authority; and
  - \$25,000 to Centro of Oneida.
- The Legislature provides an additional \$2.34 million in General Fund support for the following programs:
  - \$1.5 million for the Disability Advocacy Program, for a total of \$4.13 million;
  - \$200,000 for the Council on Jewish Organizations of Flatbush;
  - \$150,000 for the Association of Community Employment Programs for the Homeless;



- \$150,000 for the United Jewish Organizations of Williamsburg;
  - \$100,000 for Housing and Family Services of Greater New York;
  - \$75,000 for the Urban Justice Center;
  - \$60,000 for Youth Services Opportunity Project;
  - \$50,000 for Bed-Stuy Campaign Against Hunger;
  - \$25,000 for Heartshare Wellness; and
  - \$25,000 for Street Corner Resource.
- **The Legislature reduces TANF support for child care by \$19.67 million to allow TANF funds to support a variety of restorations and new initiatives. The Legislature includes \$19.67 million in child care funding in Office of Children and Family Services (OCFS) to fully offset this reduction.**

#### Capital Projects

- **The Legislature accepts the Executive proposal and recommends no changes.**

#### Article VII

- **The Legislature rejects the Executive proposal that would authorize the State to recoup lottery winnings over \$600, up to the amount of assistance provided to current and former recipients of public assistance within the last 10 years.**
- **The Legislature accepts the Executive proposal to allow the continuation of the current Federal cost of living adjustment in 2018 for individuals receiving SSI who reside in residential care, family care or enhanced residential care settings.**
- **The Legislature accepts the Executive proposal that would require “publicly-funded emergency shelter for families with children” to perform Statewide Central Registry of Child Abuse (SCR) and criminal background checks on prospective as well as certain existing employees. Also, this proposal would make employees of such shelters mandated reporters of child abuse.**
- **The Legislature provides language that would require districts with a population of five million to continue the Savings Plan Demonstration Project.**

## Recommended Changes to the Executive Budget Higher Education Service Corporation

The Legislature provides an All Funds appropriation of \$1.26 billion, an increase of \$22.72 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature accepts the Excelsior Scholarship program with the following modifications:
  - allow students to attend SUNY or CUNY tuition free;
  - reset the tuition that Excelsior pays every four years to keep up with tuition growth;
  - require students to take 30 credits a year; and
  - require students to live in New York upon graduation and not work outside the state for the same number of years as they had received an award.
- The Legislature creates a scholarship for students attending independent colleges and funds the program at \$19 million.
  - The program would allow New York State residents with a family income under \$100,000 AGI to be eligible for an award after TAP and Pell are taken into account. The income threshold would rise to \$110,000 in the 2018-19 Academic Year (AY) and \$125,000 in AY 2019-20;
  - The maximum State award would be \$3,000;
  - The school the student is attending would be required to match the State award and would have to freeze the tuition rate for students receiving the award as long as the student is receiving the scholarship;
  - The student would be required to take 30 credits a year; and
  - The student would have to live in New York and not work outside the state for the same number of years as they had received an award.
- The Legislature restores a total \$500,000 to On Point for College (\$400,000) and the Trinity Alliance (\$100,000).

- **The Legislature proposes funding a Part-Time Scholarship (PTS) for community college students at \$3.11 million.**
- **The Legislature adds \$50,000 for the Child Welfare Loan Forgiveness Program.**
- **The Legislature adds \$50,000 for the Child Welfare Scholarship Program.**

#### Capital Projects

- **Not applicable**

#### Article VII

- **The Legislature modifies the Excelsior program to allow qualifying students to attend SUNY or CUNY tuition free, receive up to \$5,500 towards tuition with the state reimbursing the school for the rest of the tuition.**
- **The Legislature rejects the Executive proposal to prohibit students from using TAP awards at institutions where annual tuition and mandatory fee increases exceed the three year average of the Higher Education Price Index or \$500, whichever is greater.**
- **The Legislature requires the President of HESC to conduct a study on options to make college more affordable for students and families. The report shall explore options for qualified residents to refinance loans, alternative methods for debt relief, lowering costs of student housing, review family programs to plan for college, and affordability initiatives at private and public colleges to lower non-tuition costs.**
- **The Legislature does not provide authorization to enact the DREAM Act.**

## Recommended Changes to the Executive Budget Division of Housing and Community Renewal

The Legislature provides an All Funds appropriation of \$816 million, a \$10.9 million increase over the Executive proposal.

### State Operations

- The Legislature modifies the Executive proposal to fund the Tenant Protection Unit (TPU) by instead supporting the TPU through excess reappropriation authority.

### Aid to Localities

- The Legislature provides \$300,000 for the Community Voices Heard Program.
- The Legislature provides \$75,000 for Neighborhood Housing Services of Queens.

### Capital Projects

- The Legislature modifies the Executive proposal for a \$2.5 billion five-year, affordable and supportive housing program by increasing overall funding by \$15 million and allocating the \$2.5 billion as follows:
  - \$1 billion for 6,000 or more supportive housing units statewide;
  - \$472 million for the Multifamily New Construction Program for households that earn up to 60 percent of the area median income (AMI);
  - \$200 million for New York City Housing Authority (NYCHA) Capital Repairs in consultation with DASNY. The Legislature removes language that would delay the obligation of this funding;
  - \$150 million for the Middle Income Housing Program for households that earn between 60 percent and 130 percent of the AMI;
  - \$146 million for a Multifamily Preservation Program;
  - \$125 million for public housing authorities outside New York City. The Legislature includes language affording tenant protections for projects funded through the Federal Rental Assistance Demonstration (RAD) Program;
  - \$125 million for a Senior Housing Program for low-income seniors aged 60 and above;

- **\$100 million for the development of 100 percent affordable housing in New York City, for households up to 60 percent of the AMI, with prioritization given to not-for-profit developers;**
- **\$75 million for Mitchell-Lama Preservation Programs;**
- **\$62.5 million for the Small Buildings Program;**
- **\$45 million for the Rural and Urban Community Investment Fund;**
- **\$41.48 million for Homeownership Programs;**
- **\$13 million for a Manufactured Homes Program; and**
- **\$10 million for the Main Street Program.**

## Article VII

- **The Legislature modifies the Executive proposal to reauthorize and amend the 421-a tax benefit program by shifting responsibility for enforcement of the wage provisions to the New York City Comptroller from the New York City Department of Housing Preservation and Development, and by requiring a study of the efficacy and impact of the program. The 421-a tax benefit program will expire in June 2022.**
- **The Legislature provides \$155 million from the Mortgage Insurance Fund for various housing programs, a \$13.5 million increase over the Executive proposal, as follows:**
  - **\$39.5 million for Mitchell Lama project rehabilitation;**
  - **\$21 million for the Low Income Housing Trust Fund;**
  - **\$18.2 million for Neighborhood and Rural Preservation Programs;**
  - **\$6.5 million for homeless housing programs; and**
  - **\$1 million for Naturally Occurring Retirement Communities (NORCs) and \$1 million for Neighborhood NORCs (NNORCs).**

## Recommended Changes to the Executive Budget Division of Human Rights

The Legislature provides an All Funds appropriation of \$18.2 million.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.
- The Legislature removed Executive language that created an Administrative Hearing Interchange and transfer authority.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature rejects the Executive proposal to extend anti-discrimination protections contained within the State's Human Rights Law to apply to children in public schools, BOCES, colleges and universities across the State.
- The Legislature provides for the establishment of a Hate Crimes Task Force within the Division of State Police to prevent, detect and investigate hate crimes, as well as issue reports in conjunction with the Division of Human Rights and the Division of Criminal Justice Services to combat against hate crimes and other forms of discrimination.

## Recommended Changes to the Executive Budget Department of Labor

The Legislature provides an All Funds appropriation of \$3.7 billion, an increase of \$15.3 million over the SFY 2016-17 level.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides \$15.3 million in restorations for the following community initiatives:
  - \$3.98 million for AFL-CIO Workforce Development Institute;
  - \$3 million for AFL-CIO Workforce Development Institute Manufacturing Initiative;
  - \$1.62 million in funding for the Displaced Homemakers Program;
  - \$980,000 for Chamber on the Job Training, and expands the program into Tioga County;
  - \$750,000 for the Manufacturers Association of Central New York, Inc.;
  - \$500,000 for Brooklyn Chamber Brooklyn Jobs Initiative;
  - \$500,000 for Solar Energy Consortium;
  - \$400,000 for Paul Smith's College Logger Training School;
  - \$300,000 for the Cornell Worker Institute;
  - \$350,000 for the New York Council on Occupational Safety and Health;
  - \$300,000 for Youth Build Statewide;
  - \$300,000 for Rochester Summer of Opportunity Youth Employment;
  - \$250,000 for the Criminal Records Discrimination Program at Cornell's School of Industrial Labor Relations;
  - \$225,000 for Citizens Committee for New York City;
  - \$200,000 for the Building Trades Pre-Apprenticeship Program in Nassau County;
  - \$200,000 for the Building Trades Pre-Apprenticeship Program in Rochester;
  - \$200,000 for the Building Trades Pre-Apprenticeship Program in Western New York;
  - \$200,000 for the New York Council on Occupational Safety and Health in Western New York;
  - \$200,000 for the New York Council on Occupational Safety and Health Long Island;

- **\$150,000 for the AFL-CIO Cornell Leadership Institute;**
- **\$150,000 for the Cornell Domestic Violence Program;**
- **\$150,000 for Jubilee Homes of Syracuse;**
- **\$140,000 for NYS Pipe Trades Industry United Association;**
- **\$100,000 for the Lesbian, Gay, Bisexual, and Transgender Community Center;**
- **\$50,000 for Rochester Tooling and Machining program;**
- **\$50,000 for Team STEPPS; and**
- **\$30,000 for the Office of Adult and Career Education Services.**

#### Capital Projects

- **Not applicable.**

#### Article VII

- **The Legislature rejects the Executive proposal to expand personal liability for wage theft to include the top 10 shareholders of foreign limited liability companies.**
- **The Legislature rejects the Executive proposal to create a partial unemployment insurance benefit by exempting from earnings the greater of 40 percent of the weekly benefit or \$100.**



## Recommended Changes to the Executive Budget State of New York Mortgage Agency

**The Legislature provides an All Funds appropriation of \$209.43 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget State University of New York

The Legislature provides an All Funds appropriation of \$10.567 billion, which is \$24.35 million over the Executive proposal.

### State Operations

- The Legislature modifies the Executive proposal to allow the State University of New York (SUNY) to increase the New York resident tuition rate in an amount up to \$200 per year for the next four years through Academic Year (AY) 2020-21.
- The Legislature restores \$18.6 million to SUNY hospitals, with a portion of this funding provided under the Medicaid program.
- The Legislature provides \$5.36 million to restore support for the Educational Opportunity Program (EOP), for total funding of \$32.17 million.
- The Legislature restores \$5 million to Educational Opportunity Centers (EOC), for total funding of \$60.04 million.
- The Legislature provides \$4 million to SUNY to provide low or no-cost electronic or online resources to students in lieu of more costly learning materials.
- The Legislature restores \$2 million to ATTAIN Labs, for total funding of \$6.5 million.
- The Legislature restores \$600,000 for Graduate Diversity Fellowships, for total funding of \$6.6 million.
- The Legislature restores \$250,000 to the Cornell Veterinary School, for total funding of \$500,000.
- The Legislature funds the Benjamin Center at SUNY New Paltz at \$100,000.
- The Legislature restores \$1.5 million to Small Business Development Centers.
- The Legislature restores \$100,000 to American Chestnut Research and Restoration.

## Aid to Localities

- **The Legislature increases base aid for community colleges by \$50 per FTE, an increase of \$6.2 million.**
- **The Legislature restores \$1.5 million for the Graduate and Placement Remediation Program (GAP).**
- **The Legislature restores \$1.1 million to SUNY child care centers, for total funding of \$2.1 million.**
- **The Legislature restores \$600,000 to Harvest New York.**
- **The Legislature restores \$97,000 Orange County Community College's Bridge Program.**
- **The Legislature funds SUNY telecounseling and mental health services at \$300,000.**

## Capital Projects

- **The Legislature allocates \$396 million in appropriation for SUNY in the following manner: \$100 million to individual campuses for expanded purposes, and \$296 million to be distributed at SUNY's discretion**
- **The Legislature reprograms \$5 million in reappropriations for SUNY Stony Brook to support the development of academic and student program space at the Southampton campus.**
- **The Legislature reprograms \$22.7 million in SUNY Delhi reappropriations to SUNY Delhi's Farnsworth Hall.**
- **The Legislature repurposes funds at SUNY Binghamton from the Castle Renovation Project to Binghamton Nursing School.**
- **The Legislature provided \$6 million in capital funds to the Suffolk County Community College Health and Sport Facility.**

## Article VII

- **The Legislature restores the state maintenance of effort (MOE) requirement at SUNY.**

- **The Legislature rejects the proposal to allow the State Inspector General to oversee implementation and enforcement of financial control policies at SUNY and their affiliated nonprofit organizations and foundations.**
- **The Legislature rejects the proposal to expand the jurisdiction of the State Inspector General to include SUNY affiliated nonprofit organizations and foundations.**
- **The Excelsior Program at SUNY is referred to in Higher Education Services Corporation (see page 36-1).**

**Recommended Changes to the Executive Budget  
Office of Welfare Inspector General**

**The Legislature provides an All Funds appropriation of \$1.26 million.**

**State Operations**

- **The Legislature accepts the Executive proposal and recommends no changes.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Recommended Changes to the Executive Budget  
Miscellaneous: Education, Labor, & Family Assistance**

**Nonprofit Infrastructure Capital Investment Program**

**The Legislature provides an All Funds appropriation of \$20 million.**

**Capital**

- **The Legislature provides \$20 million for the Nonprofit Capital Infrastructure Initiative.**

# HEALTH & MENTAL HYGIENE

By Agency





## Recommended Changes to the Executive Budget State Office for the Aging (SOFA)

The Legislature provides an All Funds appropriation of \$250.79 million, an increase of \$3.29 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- Legislature provides General Fund support for the following programs:
  - \$875,000 in additional support for the Community Services for the Elderly (CSE), and waives the local matching requirement for such funds;
  - \$500,000 for Lifespan Elder Abuse Enhanced Multidisciplinary Teams;
  - \$250,000 for Older Adults Technology Center (OATS);
  - \$300,000 for Services Now for Adult Person, Inc.;
  - \$200,000 for Lifespan of Greater Rochester, Inc.;
  - \$100,000 for the Emerald Isle Immigration Center Meals on Wheels;
  - \$100,000 for the Riverdale Senior Center;
  - \$86,000 for the New York Foundation for Senior Citizens Home Sharing and Respite Program;
  - \$75,000 for Neighborhood Self-Help by Older Persons Project, Inc.;
  - \$75,000 for Wayside Out-Reach Development, Inc.;
  - \$50,000 for the Greater Whitestone Taxpayers Community Center;
  - \$50,000 for Crown Heights Jewish Community Council, Inc.;
  - \$50,000 for Council of Senior Centers and Services of New York City, Inc.;
  - \$50,000 for the Jewish Association for Services for the Aged (JASA);
  - \$50,000 for Wayside Out-Reach Development, Inc.;
  - \$50,000 for Elmcors Youth & Adult Activities, Inc.;
  - \$50,000 for the Queens Community House, Inc.;
  - \$31,500 for the New York Statewide Senior Action Council, Inc.;
  - \$25,000 for the Medicare Rights Center, Inc.;
  - \$25,000 for the Meals on Wheels Programs and Services of Rockland County;
  - \$20,000 to support senior center operation for Allerton Avenue Homeowners and Tenants Association;

- \$15,000 for the Hillcrest Senior Center operated by Catholic Charities Neighborhood Services, Inc.; and
  - \$15,000 for the Bayside Senior Center operated by Catholic Charities Neighborhood Services, Inc.
- **The Legislature rejects the consolidation of \$1.12 million transportation funding into the CSE program and restores discrete appropriations for this purpose.**
  - **The Legislature includes language to waive the local matching requirements for \$3.5 million in base CSE program funding.**
  - **The Legislature restores \$700,000 and provides \$1.3 million in new Mortgage Insurance Fund support for Naturally Occurring Retirement Communities (NORC) and Neighborhood NORCs.**
  - **The Legislature provides discrete funding for the full value of the NY Connects program within the Medicaid program in the Department of Health to ensure that funding for this vital program is continued when federal funding expires.**
  - **The Legislature adds appropriation language in the Office of Victims Services, to include enhanced multidisciplinary teams as recipients of federal crime victim and witness assistance funds.**

#### Capital Projects

- **Not applicable.**

#### Article VII

- **The legislature rejects the proposed Article VII language to allow banking institutions to hold transactions on the accounts of vulnerable adults based on reasonable belief of financial exploitation.**

## Recommended Changes to the Executive Budget Developmental Disabilities Planning Council

**The Legislature provides an All Funds appropriation of \$4.76 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Health (DOH)

The Legislature provides an All Funds appropriation of \$147.83 billion, an increase of \$182.7 million over the Executive budget.

### State Operations

- The Legislature transfers \$71.66 million in administrative funding for the qualified health plan operations of the New York State of Health into the Medicaid Administration program.

### Aid to Localities

#### Medicaid Global Cap

- The Legislature provides restorations of \$79.91 million to the Medicaid program, including:
  - \$20.2 million to reject the Executive proposal to eliminate prescriber prevails provisions in fee-for-service Medicaid and Medicaid Managed Care;
  - \$14.63 million to reject the proposed co-payment and premium increases for Essential Plan enrollees;
  - \$10 million to reject the Executive proposal to eliminate spousal refusal;
  - \$10 million to reject the Executive proposal to reduce payments for certain emergency department visits;
  - \$8.98 million to reject the Executive proposal to carve-out managed long term care (MLTC) and adult day health care transportation from the Medicaid managed care benefit, and to transfer the management of these services to the State's transportation manager;
  - \$6.3 million to reject the Executive proposal to limit coverage for over the counter (OTC) drugs and to increase OTC co-payments;
  - \$4 million to reject the Executive proposal to eliminate supplemental payments for rural transportation;

- **\$2.75 million to reject the Executive proposal to limit MLTC eligibility to only individuals that are found to need a nursing home level of care;**
- **\$1.35 million to reject the Executive proposal to modify the insurance coverage requirements related to the Early Intervention program;**
- **\$750,000 to support a restoration of nursing home bed hold payments related to therapeutic leaves of absence;**
- **\$500,000 to reject the Executive’s proposals to waive Civil Service Law requirements to expedite DOH in-sourcing activities; and**
- **\$450,000 to reject the Executive proposal to establish a collaborative comprehensive medication management program.**
- **The Legislature provides \$44.16 million in new Medicaid initiatives, including:**
  - **\$10 million to support the establishment of an Enhanced Safety Net Hospital Program to provide rate increase to hospitals that serve large proportions of Medicaid enrollees and uninsured individuals;**
  - **\$10 million to provide additional support to designated Critical Access Hospitals;**
  - **\$9.3 million to support additional Disproportionate Share Hospital (DSH) payments to hospitals operated by the State University of New York (SUNY). The Legislature also provides sufficient appropriation authority to support the full cost of SUNY hospital DSH payments;**
  - **\$9 million to support the expansion of the existing wage parity requirements to persons employed by the Consumer Directed Person Assistance Program;**
  - **\$5 million for a program to improve the health outcomes of women who are undergoing treatment with ovulation enhancing drugs;**
  - **\$3 million in investment, offset by \$3 million in savings related to establishing limited Medicaid coverage of donor breast milk for inpatient use, in certain circumstances; and**
  - **\$860,000 for St. Ann’s Home Skilled Nursing Facility.**
- **To support these restorations, the Legislature advances \$124.07 million in reductions, including:**

- **\$59 million in savings related to a delay in repaying federal overpayments under the Affordable Care Act;**
- **\$25 million in savings related to a Medicaid re-estimate based on savings expected to accrue under the Delivery Reform Incentive Payment (DSRIP) Program;**
- **\$10.07 million in savings related to reducing accounts receivable levels by utilizing an outside contractor;**
- **\$10 million in savings related to a reduction in the hospital quality pool;**
- **\$10 million in savings related to a restructuring of health home program outreach activities to better target resources to high performing activities;**
- **\$5 million in savings related to reducing enhanced funding for patient centered medical homes; and**
- **\$5 million in savings from additional New York City School Supportive Health Services claiming.**

### **Public Health**

- **The Legislature rejects the Executive proposal to reduce General Public Health Work (Article 6) funding for New York City from 36 percent to 29 percent, restoring \$11 million.**
- **The Legislature restores \$4.05 million to Early Intervention (EI) program and rejects the Executive proposal to modify the insurance coverage requirements related to the EI program.**
- **The Legislature provides:**
  - **\$1,060,000 for the Comprehensive Care Centers for Eating Disorders;**
  - **\$1,000,000 for Community Health Advocates;**
  - **\$800,000 for Premium Health, Inc.;**
  - **\$750,000 for Family Planning Services;**
  - **\$725,000 for the New York Alliance for Donation, Inc.;**
  - **\$525,000 for HIV/AIDS Community Services Program (CSP);**
  - **\$525,000 for HIV/AIDS Multi Service Agencies (MSA);**
  - **\$500,000 for the Hunger Prevention and Nutrition Assistance Program (HPNAP);**
  - **\$500,000 for the Diversity in Medicine Program;**
  - **\$500,000 for New Alternatives for Children;**
  - **\$475,000 for Women’s Health services;**

- **\$425,000 for the Nurse Family Partnership;**
- **\$409,000 for the Finger Lakes Health Systems Agency Restoration;**
- **\$400,000 for Primary Care Development Corporation (PCDC);**
- **\$400,000 for Lyme and Tick Born Disease Taskforce;**
- **\$300,000 for the LGBT Health and Human Services Network;**
- **\$250,000 for the University of Buffalo Mobile Dental Unit;**
- **\$225,000 for the ALS Association Greater New York;**
- **\$225,000 for the New York Center for Liver Transplant;**
- **\$200,000 for the Alzheimer’s Disease Resource Center, Inc.;**
- **\$200,000 for the Jewish Community Council of Greater Coney, Inc.;**
- **\$150,000 for the National Lymphatic Disease Patient Registry and Tissue Bank;**
- **\$150,000 for the Congregation Chai Lifeline;**
- **\$125,000 for Long Term Care Community Coalition;**
- **\$120,000 for St. Joseph’s Neighborhood Center;**
- **\$100,000 for the Maternity and Early Childhood Foundation, Inc.;**
- **\$100,000 for the New York State Dental Association;**
- **\$100,000 for the Central New York Cord Blood Center;**
- **\$100,000 for the Iroquois Healthcare Association, Inc.;**
- **\$75,000 for the Coalition for the Institutionalized, Aged, and Disabled;**
- **\$75,000 for Heartscan, Inc.;**
- **\$60,000 for Mekimi;**
- **\$60,000 for the Ezra Cholim Yad Ephraim;**
- **\$59,000 for the New York State Coalition for School Based Health Centers;**
- **\$50,000 for the New York State Breast Cancer Network;**
- **\$50,000 for the New York Cancer Center, Inc.;**
- **\$50,000 for School Based Health Community Service Network;**
- **\$50,000 for the Dominican Medical Association;**
- **\$50,000 for the Academy of Medical & Public Health Services;**
- **\$50,000 for the Urban Health Plan, Inc.;**
- **\$50,000 for the APICHA Community Health Center;**
- **\$40,000 for the Maimonides Medical Center;**
- **\$25,000 for the Epilepsy Foundation of Northeastern New York, Inc.;**
- **\$25,000 for Chayim Aruchim, Inc.;**
- **\$20,000 for the American-Italian Cancer Foundation; and**
- **\$10,000 for the New York Community Hospital of Brooklyn.**

## Capital

- **The Legislature modifies the Executive proposal to provide \$500 million in capital support to health care facility transformation, to increase the allocation for community based providers from \$30 million to \$75 million, and authorize up to \$300 million of the amount allocated to be used for unfunded applications for a similar program included in the SFY 2016-17 budget.**

## Article VII

### Part A – Early Intervention (EI)

- **The Legislature rejects the Executive proposal to modify insurance coverage provisions relating to EI services and a new requirement for providers to appeal a denial prior to receiving payment.**

### Part B – General Public Health Work Program

- **The Legislature rejects the Executive’s proposed reduction in New York City’s public health reimbursement under the General Public Health Work program.**

### Part C – Essential Plan

- **The Legislature rejects the Executive’s proposed premium and cost sharing increases for the Essential Plan.**

### Part D - Pharmacy

- **The Legislature accepts the Executive proposal to require prior authorization for refills of controlled substances when more than a seven day supply of previously dispensed amount remains.**
- **The Legislature accepts the Executive proposal to modify copayments for certain prescriptions in compliance with federal requirements.**
- **The Legislature accepts the Executive’s proposal to increase the professional dispensing fee to \$10.**
- **The Legislature accepts the Executive proposal to reduce the threshold for initiating a penalty on generic drug price increases.**
- **The Legislature modifies the Executive proposal to include spending on drugs by:**
  - **establishing a Medicaid drug cap as a separate component within the Medicaid global cap;**
  - **authorizing the Drug Utilization Review Board (DURB) to formulate recommendations on target rebate amounts for certain drugs;**



- authorize the Commissioner of Health to enter into rebate agreements with manufacturers in accordance with the target rebate amount set by the DURB;
  - establish disclosure requirements for drug manufacturers in certain circumstances; and
  - authorize the Commissioner of Health to take certain actions if the projected Medicaid drug cap is breached.
- The Legislature modifies the Executive proposal to adjust the calculation of drug acquisition costs to increase reimbursement for over-the-counter drugs to wholesale acquisition costs.
  - The Legislature modifies the Executive proposal to establish inappropriate prescribing of opioids as an unacceptable practice in the Medicaid program, to include due process protections for providers.
  - The Legislature rejects the Executive proposal to restrict prescriber prevails provisions in managed care and fee-for-service.
  - The Legislature rejects the Executive proposal to establish a collaborative comprehensive medication management program.
  - The Legislature rejects the Executive proposal to limit coverage for over the counter drugs and to increase OTC co-payments.

#### Part E – Long Term Care

- The Legislature modifies the Executive proposal to eliminate reimbursement to nursing homes for bed hold days by excluding therapeutic leave from such elimination.
- The Legislature rejects the Executive proposal to limit MLTC enrollment to only individuals eligible for a nursing home level of care.
- The Legislature rejects the Executive proposal to eliminate spousal refusal.
- The Legislature rejects a reduction in Medicaid coverage for certain hospice services.
- The Legislature includes language to establish DOH oversight of fiscal intermediaries that provide financial services in the Consumer Directed Personal Assistant Program, and to define their authorized activities.

## Part F – Transportation

- The Legislature rejects the proposed transfer of MLTC and adult day health care transportation services to the transportation manager.
- The Legislature rejects the Executive proposal to eliminate supplemental payments for rural transportation.
- The Legislature rejects the Executive proposal to eliminate and reprogram \$3 million in supplemental payments to providers of emergency medical transportation services.

## Part G – Global Cap, Civil Service, and New York City Supportive Health Services

- The Legislature modifies the Executive proposal to extend the Medicaid global cap for an additional fiscal year through SFY 2018-19, by eliminating language allowing the Commissioner of Health to make changes to the cap in the event of changes to federal matching rates or federal Medicaid eligibility criteria.
- The Legislature rejects the Executive proposals to waive Civil Service Law requirements to expedite Department of Health in-sourcing.
- The Legislature rejects the Executive proposals to allow for a \$50 million reduction in Medicaid funding to New York City, if the City does not claim \$50 million in school supportive health services.

## Part H – Health Care Reform Act

- The Legislature modifies the Executive proposal to extend the Health Care Reform Act provisions for three years, from March 31, 2017 to March 31, 2020, to continue to include specific funding on programmatic allocations omitted by the Executive.
- The Legislature modifies the Executive proposal which would extend the Physician's Excess Medical Malpractice Program through June 30th 2018, to reject provisions requiring physicians and dentists to receive a tax clearance from the Department of Taxation and Finance in order to qualify for excess medical malpractice insurance coverage.

## Part I – Extenders

- The Legislature modifies the Executive extension of various programs to reduce the number of years until certain programs sunset and include the extension of accountable care organization certification and current capital methodology.

### Part J – Pharmacy Benefit Managers

- The Legislature rejects the Executive proposal to regulate Pharmacy Benefit Managers.

### Part L – Health Care Regulation Modernization Team

- The Legislature rejects the Executive proposal to establish a Health Care Regulation Modernization Team.

### Part M – Emerging Contaminants

- The Legislature modifies the Executive proposal to establish an Emerging Contaminant Monitoring program within the Department of Health to identify emerging contaminants in public water systems, and to establish testing and notification requirements.

### Part N – Well Testing

- The Legislature rejects the Executive proposal to require mandatory well testing for contaminants, and also require real property sales to require such testing as a condition of sale.

### Part R – Drinking Water Quality Council

- The Legislature establishes a Drinking Water Quality Council within the Department of Health to make recommendations on emerging contaminants, maximum contaminant levels, and testing requirements, with stakeholder and public comment.

### Subpart H – Miscellaneous Medicaid Initiatives

- The Legislature includes language to authorize the Commissioner of Health to use state funds only if federal funds are not available for the payments associated with health home providers meeting process and outcome standards.
- The Legislature includes language to require managed care organizations to continue to reimburse nursing homes at the current benchmark rate and authorizes the use of value-based payment methodologies, consistent with the DSRIP program.
- The Legislature includes language to provide Medicaid coverage for donor breast milk for inpatient use, for high risk preterm infants unable to receive mother's breast milk or when a mother unable to provide.

- The Legislature includes language to provide Medicaid coverage for certain infertility services.
- The Legislature includes language to apply wage parity requirement to persons employed by the Consumer Directed Person Assistance Program.
- The Legislature includes language to authorize the Commissioner of Health to utilize outside contractors to improve accounts receivable collections.

**Part FFF – Health Care Facility Capital**

- The Legislature modifies the Executive proposal to provide \$500 million in capital support to health care facilities, to increase the allocation for community based providers from \$30 million to \$75 million, and to authorize \$300 million of the amount allocated to be used for unfunded applications received for a similar program included in the SFY 2016-17 budget.

## Recommended Changes to the Executive Budget Office of Medicaid Inspector General

**The Legislature provides an All Funds appropriation of \$50.02 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Mental Hygiene

**The Legislature provides an All Funds appropriation of \$600 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Office of Alcoholism and Substance Abuse Services

The Legislature provides an All Funds appropriation of \$706.71 million, an increase of \$13.37 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides \$13.87 million in State share funding across various State Agencies to support a 3.25 percent salary increase for direct care and direct support workers that will take effect January 1, 2018, including \$921,000 in OASAS. In addition, direct care, direct support, and clinical staff will receive another 3.25 percent increase on April 1, 2018.
- The Legislature restores \$2 million to fund Substance Abuse Prevention and Intervention Specialists (SAPIS) in New York City through the Department of Education.
- The Legislature provides \$175,000 for New York State Alliance of Boys and Girls Club, Inc.
- The Legislature provides \$100,000 for Thomas Hope Foundation, Inc.
- The Legislature provides \$100,000 for Save the Michaels of the World, Inc.
- The Legislature provides \$50,000 for the National Committee for the Furtherance of Jewish Education.
- The Legislature provides \$25,000 for the Camelot of Staten Island, Inc.

### Capital Projects

- The Legislature provides \$10 million in capital funding to support residential bed and opioid treatment program development.

## Article VII

- **The Legislature modifies the Executive proposal to extend the use of Ambulatory Patient Group (APG) Rates for the payment of all behavioral health services, except inpatient until March 31, 2020, to clarify the requirements for implementing alternative payment methodologies and to strengthen financial hardship exemptions.**
- **The Legislature modifies the Executive proposal to defer the human services cost of living (COLA) increase, to accept the deferral but to instead provide a 3.25 percent salary increase for direct care and direct support workers, on January 1, 2018, and another 3.25 percent increase for direct care, direct support, and clinical staff on April 1, 2018.**



## Recommended Changes to the Executive Budget Office of Mental Health

The Legislature provides an All Funds appropriation of \$4.13 million, an increase of \$19 million over the Executive proposal.

### State Operations

- The Legislature rejects the Executive proposal to establish county jail-based restoration units and provides a net restoration of \$1.3 million.

### Aid to Localities

- The Legislature provides \$13.87 million in State share funding across various State Agencies to support a 3.25 percent salary increase for direct care and direct support workers that will take effect January 1, 2018, including \$1.7 million in OMH. In addition, direct care, direct support, and clinical staff will receive another 3.25 percent increase on April 1, 2018.
- The Legislature provides \$3.09 million for the Joseph P. Dwyer Veteran Peer-to-Peer Program.
- The Legislature restores \$1 million in support for Crisis Intervention Program to provide mental health training to local law enforcement officers.
- The Legislature provides \$400,000 for Crisis Intervention Teams.
- The Legislature provides \$400,000 for FarmNet.
- The Legislature provides \$250,000 for Children's Prevention and Awareness Initiatives.
- The Legislature provides \$200,000 for Comunilife, Inc. to support suicide prevention among adolescent Latinas.
- The Legislature provides \$200,000 for Comunilife, Inc.
- The Legislature provides \$175,000 for South Fork Mental Health Initiative.
- The Legislature provides \$100,000 for Mental Health Association in New York State, Inc.

- **The Legislature provides \$100,000 for North Country Behavioral Healthcare Network.**
- **The Legislature provides \$50,000 for Global Trauma Research, Inc.**
- **The Legislature provides \$45,000 for Mental Health Association of Genesee and Orleans County.**

#### Capital Projects

- **The Legislature provides \$10 million in new capital support for children’s behavioral health service development.**

#### Article VII

- **The Legislature modifies the Executive proposal to extend the use of Ambulatory Patient Group (APG) Rates for the payment of all behavioral health services, except inpatient until March 31, 2020, to clarify the requirements for implementing alternative payment methodologies and to strengthen financial hardship exemptions.**
- **The Legislature modifies the Executive proposal to defer the human services cost of living (COLA) increase, to accept the deferral but to instead provide a 3.25 percent salary increase for direct care and direct support workers, on January 1, 2018, and another 3.25 percent increase for direct care, direct support, and clinical staff on April 1, 2018.**
- **Legislature rejects the Executive language to authorize counties to voluntarily establish and operate a restoration to competency program in a local jail or state correctional facility.**

## Recommended Changes to the Executive Budget Office for People with Developmental Disabilities

The Legislature provides an All Funds appropriation of \$4.51 billion, an increase of \$13.36 million over the Executive proposal.

### State Operations

- The Legislature provides \$840,000 to support the expansion of community-based pilot programs for State employees.

### Aid to Localities

- The Legislature provides \$13.87 million in State share funding across various State Agencies to support a 3.25 percent salary increase for direct care and direct support workers that will take effect January 1, 2018, including \$11.25 million in OPWDD. In addition, direct care, direct support, and clinical staff will receive another 3.25 percent increase on April 1, 2018.
- The Legislature provides \$300,000 for the HASC Center, Inc.
- The Legislature provides \$200,000 for Special Olympics New York, Inc.
- The Legislature provides \$200,000 for the Women's League Community Residences, Inc.
- The Legislature provides \$100,000 for Best Buddies International, Inc.
- The Legislature provides \$100,000 for Bonim Lamokom, Inc.
- The Legislature restores \$100,000 for Syracuse University.
- The Legislature provides \$86,000 for St. Dominics Home, Inc.
- The Legislature provides \$55,000 for the Developmental Disabilities Alliance of Western New York.
- The Legislature provides \$50,000 for Otsar Family Services, Inc.
- The Legislature restores \$50,000 for Jawonio, Inc.

- The Legislature provides \$25,000 for Life's Worc, Inc.

#### Capital Projects

- **The Legislature accepts the Executive proposal and recommends no changes.**

#### Article VII

- **The Legislature modifies the Executive proposal to extend the use of Ambulatory Patient Group (APG) Rates for the payment of all behavioral health services, except inpatient until March 31, 2020, to clarify the requirements for implementing alternative payment methodologies and to strengthen financial hardship exemptions.**
- **The Legislature modifies the Executive proposal to defer the human services cost of living (COLA) increase, to accept the deferral but to instead provide a 3.25 percent salary increase for direct care and direct support workers, on January 1, 2018, and another 3.25 percent increase for direct care, direct support, and clinical staff on April 1, 2018.**

## Recommended Changes to the Executive Budget Justice Center for People with Special Needs

**The Legislature provides an All Funds appropriation of \$54.54 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

# **TRANSPORTATION, ECONOMIC DEVELOPMENT & ENVIRONMENTAL CONSERVATION**

*By Agency*



## Recommended Changes to the Executive Budget Adirondack Park Agency

**The Legislature provides an All Funds appropriation of \$4.6 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**



## Recommended Changes to the Executive Budget Department of Agriculture and Markets

The Legislature provides an All Funds appropriation of \$228.7 million, an increase of \$21.7 million over the Executive proposal.

### State Operations

- The Legislature provides \$30.4 million for the consumer food services program, an increase of \$278,000 over the Executive proposal.

### Aid to Localities

- The Legislature provides the following restorations and increases, totaling \$11.44 million:
  - \$1.5 million for the New York Farm Viability Institute;
  - \$1 million for the "Core" Diagnostic Lab;
  - \$1 million for the Agribusiness Child Development Program;
  - \$600,000 for Northern NY Agricultural Development;
  - \$560,000 for the Cornell University Rabies Program;
  - \$544,000 for the New York State Apple Growers Association;
  - \$500,000 for the Apple Research and Development Program;
  - \$500,000 for the Senior Farmers Market Nutrition Program;
  - \$416,000 for Cornell University Farm Family Assistance;
  - \$378,000 for the Cornell University Pro-dairy Program;
  - \$307,000 for the New York Wine and Grape Foundation;
  - \$300,000 for Cornell University Future Farmers of America;
  - \$300,000 for Adirondack North Country Association Farm-to-School;
  - \$260,000 for Cornell University Berry Research;
  - \$250,000 for the Tractor Rollover Protection Program;
  - \$220,000 for the Dairy Profit Teams/NY Farm Viability Institute;
  - \$215,000 for the Maple Producers Association;
  - \$200,000 for Long Island Deer Fence Matching Grants;
  - \$200,000 for the North Country Agriculture Academy;
  - \$200,000 for Cornell Farm Labor Specialist;
  - \$175,000 for the Eastern Equine Encephalitis Program;
  - \$160,000 for Local Fairs (also: \$5 million in capital);
  - \$160,000 for the Hop Evaluation and Field Testing Program;
  - \$150,000 for Turfgrass Environmental Stewardship;

- \$125,000 for Cornell University Maple Research;
- \$125,000 for NY Christmas Tree Farmers ;
- \$115,000 for Cornell University Veterans to Farm;
- \$100,000 for Genesee County Ag. Academy;
- \$100,000 for the Farmer Muck Boot Training Camp;
- \$100,000 for the Seeds of Success School Gardens Program;
- \$100,000 for Cornell University Vegetable Research;
- \$100,000 for the Wood Products Development Council;
- \$100,000 for Grown on Long Island;
- \$75,000 for the NY Corn and Soybean Growers Association;
- \$60,000 for New York State Berry Growers;
- \$50,000 for Cornell University Onion Research;
- \$50,000 for Cornell University Honeybee Research;
- \$50,000 for the Farm to Table Trail;
- \$25,000 for the North Country Low-cost Rabies Vaccine;
- \$20,000 for the Island Harvest Food Bank;
- \$10,000 for the New York State Brewers;
- \$10,000 for the New York State Distillers Guild;
- \$10,000 for the New York State Cider Association;
- \$10,000 for Cornell Sheep Farming; and
- \$10,000 for the Chautauqua County Beekeepers.

#### Capital Projects

- The Legislature restores \$5 million for capital improvements at local fairs.
- The Legislature provides a new \$5 million for capital improvements at animal shelters, pounds, and humane societies.

#### Article VII

- The Legislature lifts the cap on the number of hemp farms that may be established in New York State.

## Recommended Changes to the Executive Budget Department of Economic Development

The Legislature provides an All Funds appropriation of \$92.56 million, an increase of \$4.34 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature restores support for the following programs which were eliminated in the Executive proposal:
  - \$1.28 million for the Centers of Excellence thereby allocating a total of \$10 million;
  - \$609,000 for Technology Development Organization Matching grants thereby allocating a total of \$2 million;
  - \$250,000 for the SUNY Albany Center of Excellence;
  - \$200,000 for the Finger Lake Tourism Alliance; and
  - \$100,000 for the Regional Economic Gardening Program.
- The Legislature provides additional support for the following programs in the Executive proposal:
  - \$700,000 for the Local Tourism Promotion Matching Grants Program thereby allocating a total of \$4.52 million;
  - \$500,000 for the New York Medical Center of Excellence in Life Science;
  - \$200,000 for the North Country Chamber of Commerce;
  - \$150,000 for the Chautauqua Regional Economic Development Corporation for LECOMP / PGA Health Challenge golf tournament promotion;
  - \$125,000 for Fiber Optics Robotics feasibility study on Long Island;
  - \$100,000 for the Town of East Hampton for tourism initiatives;
  - \$80,000 for Dream It Do It Western New York, Inc.; and
  - \$50,000 for the Brooklyn Chamber of Commerce.

## Capital Projects

- **Not applicable.**

## Article VII

- **The Legislature agrees to extend the minority- and-women owned business enterprise (MWBE) program until April 15, 2018, unless the statewide disparity study is delivered to the legislature by June 30, 2017, in which case the MWBE program would be extended until December 31, 2018.**

**Recommended Changes to the Executive Budget  
New York State Energy and Research Development Authority**

**The Legislature provides an All Funds appropriation of \$15.58 million.**

**State Operations**

- **Not applicable.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **The Legislature accepts the Executive proposal and recommends no changes.**

**Article VII**

- **The Legislature modifies the Executive proposal to extend another year. The increased assessment on gas and electric corporations for NYSERDA's research, development and demonstration program, by providing \$825,000 for the University of Rochester Laser Lab, an increase of \$75,000 above the Executive proposal.**

## Recommended Changes to the Executive Budget Department of Environmental Conservation

The Legislature provides an All Funds appropriation of \$3.89 billion, an increase of \$501.2 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature funds the following programs, totaling \$1.2 million:
  - \$250,000 for the Beacon Institute for Rivers & Estuaries at Clarkson University;
  - \$250,000 for the Town of North Elba/ORDA;
  - \$150,000 for Udall's Cove;
  - \$140,000 for Sustainable South Bronx;
  - \$120,000 for the Douglas Manor Environmental Association;
  - \$100,000 for the NY Restoration Project for Sherman Creek Wetland Restoration;
  - \$100,000 for Chautauqua Lake; and
  - \$100,000 for the Rockland County Ramapo Watershed Assessment Plan.

### Capital Projects

- The Legislature appropriates \$2.5 billion for Water Infrastructure, an increase of \$500 million above the Executive proposal, and includes the following allocations:
  - \$1 billion for the purposes of the Water Infrastructure Improvement Act;
  - \$220 million for Water Quality Improvement Projects;
  - \$200 million for projects in the New York City watershed;
  - \$150 million for the Intermunicipal Water Infrastructure Grant Program;
  - \$110 million for land acquisition for source water protection;
  - \$100 million for municipal water quality infrastructure programs;
  - \$100 million for mitigation and remediation of contaminated drinking water;
  - \$75 million for upgrades and replacements of septic systems and cesspools;
  - \$50 million for green infrastructure projects;
  - \$50 million for Concentrated Animal Feeding Operations (CAFOs);
  - \$25 million for solid waste site monitoring and mitigation;

- \$25 million for road salt management projects;
  - \$20 million for the replacement of lead drinking water service lines;
  - \$10 million for a water infrastructure emergency loan fund;
  - \$10 million for IT system upgrades; and
  - \$355 million for clean water infrastructure projects after SFY 2021-22.
- The Legislature accepts the Executive proposal to fund the Environmental Protection Fund (EPF) at \$300 million, and modifies the appropriations to provide the following:
    - \$3.35 million increase to Land Acquisition for a total of \$36.35 million;
    - \$1 million increase for Environmental Justice projects, for a total of \$8 million;
    - \$1 million increase for invasive species control for a total of \$13 million, including a \$500,000 increase for eradication;
    - \$1 million increase to Non-Agricultural Non-Point Source Pollution Control, for a total of \$7 million;
    - \$1 million for the East River Esplanade;
    - \$1 million for the restoration of the Scajaquada Creek in Buffalo;
    - \$500,000 for Green Jobs and Renewable Energy Training in EJ Communities;
    - \$200,000 increase to the Mohawk River Basin, for a total of \$1 million; and
    - \$50,000 for a study of incentives for carbon farming.

## Article VII

- The Legislature modifies the Executive proposal to create the Clean Water Infrastructure Act of 2017 by including an intermunicipal water infrastructure grant program, a septic system rebate program, and an emergency loan fund. The legislature ensures continued oversight of land acquired through this legislation, and establishes parameters for mitigating or remediating contaminated public drinking water sites.
- The Legislature accepts the Executive proposal to transfer funding for oil spill remediation to capital from state operations.
- The Legislature modifies the Executive proposal to increase the state match for the Local Waterfront Revitalization Program (LWRP) to 75 percent from the current 50 percent, and increase the state match to 85 percent from 50 percent for Environmental Justice communities.
- The Legislature delays the implementation of the diesel emissions reduction act for one additional year.
- The Legislature rejects the Executive proposal to require food waste from high volume food scrap generators to be diverted from landfills by 2021.

- **The Legislature extends for three years several pesticide registration fees.**
- **The Legislature modifies an Executive proposal to make technical changes to the EPF by extending a provision of the Cleaner, Greener NY Act of 2013 that was set to expire.**



## Recommended Changes to the Executive Budget New York State Gaming Commission

The Legislature provides an All Funds appropriation of \$330.68 million, an increase of \$100,000 over the Executive proposal.

### State Operations

- The Legislature provides an additional \$100,000 for the Racing Fan Advisory Council, for a total of \$200,000.

### Aid to Localities

- The Legislature accepts the Executive proposal and recommends no changes.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature rejects the Executive's proposals to move the State's equine drug testing program out of Morrisville State College and to revise the amount of funding required of the horsemen and racetracks to pay for such testing.
- The Legislature modifies the Executive proposal to consolidate and modernize existing charitable gaming laws that provide for the conduct of bingo, bell jar, raffles, and other games of chance statewide.
- The Legislature modifies the Executive proposal to re-privatize the New York Racing Association, Inc. (NYRA) by revising the composition of its board of directors, modifying the enhanced powers for the Franchise Oversight Board, and rejecting nighttime thoroughbred racing at Belmont Park.
- The Legislature accepts the Executive's proposal to extend certain pari-mutuel tax rates and out-of-state simulcasting provisions for one year.

- **The Legislature accepts the Executive proposal to extend the current vendor fee rate of 41 percent paid to the Monticello video lottery terminal facility for one year.**
- **The Legislature accepts the Executive proposal to extend the video lottery gaming vendor's capital awards program for one year.**
- **The Legislature includes authorization for the New York Jockey Injury Compensation Fund (NYJICF) to continue to utilize certain purse monies to help finance workers' compensation insurance, elect to self-insure, and elect to provide coverage for more employees of licensed owners and trainers.**

## Recommended Changes to the Executive Budget Department of Motor Vehicles

The Legislature provides an All Funds appropriation of \$343.98 million, an increase of \$1.6 million over the Executive Proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides \$1.6 million to support county STOP-DWI programs.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- The Legislature accepts the Executive proposal to authorize the DMV to waive fees for the issuance of a replacement non-driver identification card lost or destroyed as a result of a crime.
- The Legislature accepts the Executive proposal to increase the fee to be paid by non-residents applying for the reinstatement of driving privileges from \$25 to \$100, and imposes a fee on non-residents to reinstate such privileges lost due to zero tolerance violations.
- The Legislature modifies the Executive proposal to authorize and regulate transportation network companies outside of New York City by increasing insurance coverage requirements, authorizing cities with a population of one hundred thousand or more, and counties, to pass local laws or ordinances to opt out; and by requiring workers compensation coverage through the Black Car Fund.
- The Legislature modifies the Executive proposal relating to toll evasion penalties by clarifying that any reciprocal agreements with other states provide for notice, due process, opportunity for hearings and appeal protections including an opportunity to

present evidence without appearing personally. The Legislature rejects an expansion of the crime of theft of services and increased fines for obscuring license plates.

- The Legislature modifies the Executive proposal to direct the annual deposit of \$3 million in fines collected by the New York City Traffic Violations Bureau to the State General Fund by adding a two-year sunset.
- The Legislature rejects the Executive proposal to amend various provisions of law relating to highway safety, and recommends this legislation be considered outside the context of the budget.
- The Legislature rejects the Executive proposal to increase the fee for obtaining an original certificate of title and a replacement certificate of title, and to deposit the additional revenue into the Dedicated Highway and Bridge Trust Fund.
- The Legislature rejects the Executive proposal to impose an additional \$5 fee for the issuance or renewal of a driver's license or non-driver identification card that complies with the Federal REAL-ID Act.
- The Legislature modifies the Executive proposal allowing DMV to approve tests of autonomous vehicle technology on public highways by requiring direct supervision by the state police, providing minimum parameters for the demonstrations and tests and including a reporting requirement and a sunset provision.

## Recommended Changes to the Executive Budget Olympic Regional Development Authority

**The Legislature provides an All Funds appropriation of \$42 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Office of Parks, Recreation and Historic Preservation

The Legislature provides an All Funds appropriation of \$444.72 million, an increase of \$1.04 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature funds the following programs:
  - \$250,000 for the City Parks Foundation;
  - \$200,000 for the Historic Hudson-Hoosick Rivers Partnership;
  - \$200,000 for the Snug Harbor Cultural Center;
  - \$150,000 for the Council for the Humanities Women's Suffrage;
  - \$125,000 for the West Indian American Carnival Association;
  - \$50,000 for the Poppenheusen Institute;
  - \$25,000 for the Staten Island Zoo;
  - \$25,000 Queens Historical Society; and
  - \$15,000 for the Alley Pond Environmental Center.

### Capital Projects

- The Legislature accepts the Executive proposal and recommends no changes.

### Article VII

- Not applicable.

## Recommended Changes to the Executive Budget Department of Public Service

The Legislature provides an All Funds appropriation of \$101.4 million.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature accepts the Executive proposal and recommends no changes.

### Capital Projects

- Not applicable.

### Article VII

- The Legislature establishes an Indian Point Task Force to assess the local impact of the anticipated Plant closure, evaluate mitigation programs including workforce retraining, and to make recommendations on facility decommissioning and reuse.
- The Legislature modifies the Executive proposal to fund \$3 million in the utility-related expenses of several agencies through a new utility assessment by excluding telecommunications corporations.
- The Public Service Commission and New York State Energy and Research Development Authority have agreed to appear before a Legislative hearing on the Clean Energy Standard, including on Zero Emission Credits, by April 30, without legislation.

## Recommended Changes to the Executive Budget Department of State

The Legislature provides an All Funds appropriation of \$157.26 million, an increase of \$13.11 million over the Executive budget.

### State Operations

- The Legislature restores \$600,000 to maintain the Department of State's responsibility for mailing a copy of a service of process, rather than shifting this responsibility to the plaintiff.

### Aid to Localities

- The Legislature restores \$505,000 in funding for the Public Utility Law Project (PULP).
- The Legislature provides \$10 million in funding for legal defense and other services for immigrants through the Office for New Americans, in the following manner:
  - \$4 million for the Vera Institute of Justice Inc.;
  - \$2 million for the Hispanic Federation;
  - \$1 million for the Catholic Charities Community Services Archdiocese of New York;
  - \$1 million for the Empire Justice Center;
  - \$1 million for the New York Immigration Coalition; and
  - \$1 million for the Northern Manhattan Coalition for Immigrants Rights.

### Capital Projects

- The Legislature provides \$2 million in funding for the repair and maintenance of the Whispering Pines Cemetery and Mausoleum Complex.

### Article VII

- The Assembly accepts the Executive proposal to extend for one year the ability of the Secretary of State to charge fees for expediting certain documents issued by or requested from the Department of State's Division of Corporations.



- **The Assembly modifies the Executive proposal to assess a \$5 fee to real estate licensees for the issuance or reissuance of an identification card to instead provide a \$5 increase in the real estate license fee.**
- **The Assembly rejects the Executive proposal to remove the Chairperson of the New York State Athletic Commission from the list of officers in Executive Law that receive a specific salary.**
- **The Assembly rejects the Executive proposal to require persons or entities suing corporations to serve legal papers on both the Secretary of State and the defendant corporation instead of serving only the Secretary of State as agent for the defendant corporation.**

## Recommended Changes to the Executive Budget Department of Taxation and Finance

**The Legislature provides an All Funds appropriation of \$456.5 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Capital Projects

- **Not applicable.**

### Article VII

- **The Legislature provides language to:**
  - **extend provisions for oil and gas charges until March 31, 2021; and**
  - **authorize the State University of New York (SUNY) Chancellor to certify and approve the disbursement of funds for veterans' homes operated by SUNY.**

## Recommended Changes to the Executive Budget Division of Tax Appeals

**The Legislature provides an All Funds appropriation of \$3.0 million.**

### State Operations

- **The Legislature accepts the Executive proposal and recommends no changes.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Recommended Changes to the Executive Budget Department of Transportation (DOT)

The Legislature provides an All Funds appropriation of \$12.4 billion, an increase of \$238.5 million over the Executive proposal.

### State Operations

- The Legislature accepts the Executive proposal and recommends no changes.

### Aid to Localities

- The Legislature provides \$202.7 million in transit operating assistance for upstate transit systems, an increase of \$4 million over the Executive proposal.
- The Legislature provides \$309.5 million in transit operating assistance for non-MTA downstate transit systems, an increase of \$6 million over the Executive proposal.
- The Legislature provides \$13.8 million for the Verrazano Narrows Bridge Rebate Program, an increase of \$3.5 million over the Executive proposal, to fully offset recent toll increases.

### Capital Projects

- The Legislature provides \$6.33 billion for the DOT capital program, an increase of \$225 million over the Executive proposal, including;
  - \$130 million for DOT's core capital program;
  - \$65 million for extreme weather recovery, distributed through the CHIPs formula. This is in addition to \$478 million for CHIPs and Marchiselli and \$100 million for Pave NY, also distributed through the CHIPs formula. Total annual funding for these programs total \$643 million;
  - \$20 million for non-MTA transit systems for capital projects for total annual funding of \$104.5 million; and

- **\$10 million for the Airport or Aviation State Program and the Airport Improvement and Revitalization program (AIR 99), for total annual funding of \$26.5 million.**
- **The Legislature provides up to \$4 million to support diesel train engine retrofits to meet higher emissions standards, including the upgrade of one diesel train engine owned by the LIRR.**

#### Article VII

- **The Legislature accepts the Executive proposal to make permanent the disposition of certain revenues into the Mass Transportation Operating Assistance Account and the Dedicated Highway and Bridge Trust Fund.**
- **The Legislature modifies the Executive proposal to increase the cap on the number of divisible load permits, by authorizing DOT to issue an additional 2000 divisible load permits, eliminating the proposed penalty increase for violations of posted weight restrictions and by removing the provision that would allow DOT to increase the cap administratively.**
- **The Legislature modifies the Executive proposal to amend certain commercial vehicle dimensions to limit changes to those that have been confirmed in federal law.**
- **The Legislature rejects the Executive proposal to grant enforcement authority to, and expand the oversight authority of the Public Transportation Safety Board.**

## Recommended Changes to the Executive Budget Urban Development Corporation

The Legislature provides an All Funds appropriation of \$2.68 billion, an increase of \$182.54 million over the Executive proposal.

### State Operations

- Not applicable.

### Aid to Localities

- A \$69.5 million appropriation to support economic development and tourism was modified to require any advertising contracts in excess of \$5 million must provide the outcomes, specific targets, goals, and benchmarks of the contracts, including an annual report on cost-effectiveness of the contract.
- The Legislature restores support for the following programs:
  - \$3 million for Military Base Retention and Research Efforts;
  - \$1 million for the Beginning Farmers NY Fund;
  - \$850,000 for the Bronx Overall Economic Development Corporation;
  - \$500,000 for the Brooklyn Chamber of Commerce;
  - \$400,000 for the Center State Corporation for Economic Opportunity;
  - \$300,000 in additional support for Community Development Financial Institutions for a total appropriation of \$1.8 million;
  - \$250,000 for the Kingbridge-Riverdale Van Cortlandt Development Corporation;
  - \$200,000 for the Adirondack North County Association;
  - \$110,000 for Watkins Glen International;
  - \$100,000 for the New Bronx Chamber of Commerce;
  - \$100,000 for Canisius College;
  - \$75,000 for the Town of Tonawanda for an Industrial Water Usage study; and
  - \$25,000 for the World Trade Center Buffalo Niagara.
- The Legislature provides additional support for the following programs:
  - \$250,000 for the Carnegie Hall Corporation;
  - \$100,000 for the North Country Chamber of Commerce;
  - \$75,000 for Camba, Inc.;
  - \$75,000 for the Black Institute, Inc.;

- \$75,000 for the Association of Community Employment Programs for the Homeless; and
- \$50,000 for Asian American Equality.

## Capital Projects

- An appropriation for a proposed, \$207.5 million Strategic Projects Program initiative was amended to provide more detail for how and where funds would be used. Specifically, the Legislature included language to make clear that these funds would be for certain ongoing SUNY Poly projects. This appropriation would automatically lapse in two years.
- The Legislature modifies a \$150 million appropriation for the Life Science Public Health Laboratory by requiring any award in excess of \$5 million to be reviewed and approved by the New York State Public Authorities Control Board.
- Support for economic development and infrastructure projects, including \$45 million for renovations to the LIRR stations in Great Neck, Valley Stream, Merrick, Bellmore, Baldwin, Deer Park, Syosset, Northport and Stony Brook and \$20 million for LIRR Brookhaven Connection project have been shifted to current year appropriations.
- \$20 million is provided to allow the State to purchase heavy equipment for snow and ice control.
- \$10 million is included for Cultural, Arts, and Open Space, however the funding will be suballocated to NYS Council on the Arts.
- A \$1 million appropriation an LGBT Memorial is shifted to the New York Works Economic Development Fund, rather than a standalone appropriation.
- The Legislature provides additional support for the following programs:
  - \$70 million for the RESTORE NY's Communities Initiative;
  - \$20 million in additional support for the Life Science Initiative for bioscience research labs and academic medical centers, for a total appropriation of \$320 million; and
  - \$15 million for Cryo-electron Microscopy (CryoEM) facility at Brookhaven National Laboratory.

## Article VII

- **The Legislature provides Article VII language that:**
  - **extends the Urban Development Corporation’s authority to administer the Economic Development Fund from July 1, 2017 to July 1, 2018;**
  - **extends the Urban Development Corporation’s general loan powers from July 1, 2017 to July 1, 2018;**
  - **increases the Electric Generation Facility Cessation Mitigation Fund from \$30 million to \$45 million. This measure also changes the reimbursement schedule to municipalities and school districts to be fixed at 80 percent for the first year, and to decrease by 10 percent annually over the course of seven years;**
  - **establishes the Life Sciences Initiatives Program to support the advancement of life science technologies, to promote critical public and private sector investment in emerging life science fields, and to foster the creation of new and expanded business development and job growth in the life science industry; and**
  - **rejects the Executive proposal to recodify the START-UP NY as the Excelsior Business Program; and to make programmatic changes to eligibility, participation, reporting and associated tax benefits.**



**Recommended Changes to the Executive Budget  
Miscellaneous: Transportation, Economic Development, and  
Environmental Conservation**

**Arts and Cultural Facilities Improvement Program**

- **The Legislature provides \$10 million in new capital for the Arts and Cultural Facilities Improvement Program.**

**Greenway Heritage Conservancy for the Hudson River Valley**

- **The Legislature accepts the Executive proposal and recommends no changes.**

**Hudson River Valley Greenway Communities Council**

- **The Legislature accepts the Executive proposal and recommends no changes.**

**New York Power Authority**

- **The Legislature rejects the Executive proposal to include a \$35 million contingency appropriation to facilitate the sale of the Fitzpatrick Nuclear Power Plant from Entergy Nuclear to the Exelon Corporation.**

**Article VII**

- **The Legislature modifies the Executive proposal to authorize shared service agreements between the New York Power Authority, Canal Corporation, and Department of Transportation by limiting such agreements to ten days and only for extreme weather and emergency situations.**

**Metropolitan Transportation Authority**

- **The Legislature provides \$65 million in capital support to fully restore the Executive's reduction in an annual Operating Funds transfer that was established to ensure that MTA revenues were not diminished as a result of certain exemptions to the payroll mobility tax.**

## Article VII

- The Legislature modifies the definition of “transportation purpose” to ensure the MTA **cannot circumvent local zoning laws and taxes.**

## State and Municipal Facilities Program

- The Legislature provides an All Funds appropriation of \$385 million.

# DEBT SERVICE



## Recommended Changes to the Executive Budget Debt Service and Capital Projects

The Legislature provides a Debt Service appropriation of \$9.8 billion.

### State Operations

- Not applicable.

### Aid to Localities

- Not applicable.

### Capital Projects

The Legislature provides \$20.1 billion in capital appropriations, an increase of \$1.3 billion over the Executive proposal.

- The Legislature accepts the following capital initiatives, as proposed in the Executive's capital projects appropriation bill:

#### Special Infrastructure Account

- \$100 million for Downtown Revitalization Grants.

#### Transportation/Transit

- \$5.60 billion for Transportation and DMV Capital Program;
- \$1.47 billion for MTA – Year 3 of Capital Appropriation;
- \$564 million for JFK Master Plan (Phase 1); and
- \$270 million for the DOT Capital Plan.

#### Economic Development

- \$700 million for Moynihan Station;
- \$400 million for Buffalo Billion, Phase II;
- \$208 million for Strategic Projects Program;
- \$150 million for Life Science Lab/Public Health Initiative;
- \$150 million for Regional Economic Development Councils;

- \$110 million for NY SUNY and NY CUNY 2020 Grants;
- \$108 million for Kingsbridge Armory;
- \$28 million for Olympic Regional Development Authority; and
- \$260 million for All Other Economic Development.

#### Health and Mental Hygiene

- \$500 million for Additional Health Care Transformation Grants;
- \$158 million for Department of Health Programs; and
- \$30 million for Statewide Health Information Network for New York (SHIN-NY).

#### Parks and Environment

- \$300 million for Environmental Protection Fund;
- \$200 million for Empire State Trail;
- \$123 million for Parks NY Works;
- \$100 million for Superfund;
- \$70 million for DEC NY Works;
- \$464 million for DEC Program; and
- \$86 million for Parks and Historic Preservation.

#### Education/Higher Education

- \$834 million for SUNY/CUNY Systemwide Maintenance;
- \$100 million for SUNY Hospitals; and
- \$133 million for Community College Programs.

#### General Government

- \$88 million for OGS Cogeneration Plant/Microgrid; and
- \$25 million for OGS Office Optimization Funding.

#### Social Welfare

- \$688 million for Housing Capital Plan; and
- \$153 million for Youth Facilities.

#### All Other Capital Appropriations

- \$20 million for Division of Military and Naval Affairs.

- **The Legislature modifies the following capital initiatives, as proposed in the Executive’s capital projects appropriation bill:**
  - **\$100 million for Counter-Terrorism and Security Measures, a decrease of \$103 million;**
  - **\$65 million for Consolidated Highway Improvement Program (CHIPS), for a total of \$543 million;**
  - **\$20 million for Mental Hygiene Program, for a total of \$549 million;**
  - **\$500 million for Clean Water Infrastructure Act, for a total of \$2.5 billion;**
  - **\$10 million for Library Construction, for a total of \$24 million;**
  - **\$25 million for Non-Public School Capital Grants, for a total of \$25 million; and**
  - **Higher Education Capital Matching Grants of \$30 million is eliminated.**
  
- **The Legislature adds the following new capital initiatives:**
  - **\$385 million for State and Municipal Facilities;**
  - **\$130 million for DOT Roads and Bridges;**
  - **\$70 million for RESTORE NY Communities;**
  - **\$65 million for Long Island Rail Road Renovations;**
  - **\$65 million for MTA Capital;**
  - **\$20 million for Non-MTA Transit Capital;**
  - **\$20 million for Nonprofit Capital;**
  - **\$20 million for Snow removal equipment under DOT;**
  - **\$10 million for Arts and Cultural Facilities Improvement Program;**
  - **\$10 million for Aviation;**
  - **\$5 million for Animal Shelters;**
  - **\$5 million for Local Fairs; and**
  - **\$2 million in State Aid for Cemeteries.**

## Article VII

- **The Legislature accepts the following bond caps:**
  - **\$12.34 billion for SUNY Educational Facilities;**
  - **\$7.98 billion for CUNY Senior and Community Colleges;**
  - **\$7.74 billion for Correctional Facilities Improvement/Prison Facilities;**
  - **\$5.38 billion for Housing Capital Programs;**
  - **\$2.7 billion for Health Care and Related Facilities;**
  - **\$915 million for SUNY Upstate Community Colleges;**
  - **\$683 million for Youth Facilities;**
  - **\$660 million for NY-SUNY and NY-CUNY 2020 Challenge;**
  - **\$655 million for State Office Buildings and Other Facilities;**
  - **\$451 million for Office of Information Technology Services;**

- \$250 million for Homeland Security Training Facilities; and
  - \$174 million for Division of State Police.
- **The Legislature modifies the following bond caps:**
    - Consolidated Highway Improvement Program (CHIPS) is increased to \$9.70 billion, an increase of \$65 million;
    - Library Facilities is increased to \$183 million, an increase of \$10 million;
    - Economic Development Initiatives is increased to \$6.71 billion, an increase of \$175 million;
    - Environmental Infrastructure is increased to \$4.95 billion, an increase of \$500 million;
    - Mental Health Services Facilities is increased to \$8.39 billion, an increase of \$20 million; and
    - Special Education is increased to \$55 million, an increase of \$25 million.
  - **The Legislature adds the following bond cap initiatives:**
    - Division of Military and Naval Affairs is increased to \$47 million, an increase of \$20 million;
    - State and Municipal Facilities is increased \$1.93 billion, an increase of \$385 million; and
    - Nonprofit Infrastructure is increased to \$120 million, an increase of \$20 million.
  - **The Legislature accepts the Executive proposal for the Thruway Authority to conduct its own public bond sales.**
  - **The Legislature accepts the Executive proposal for amending certain technical General Obligation Provisions.**
  - **The Legislature modifies the Executive proposal allowing for any disbursement from the Debt Reduction Reserve Fund (DRRF) to be excluded from the growth in state operating funds.**
  - **The Legislature modifies the Executive proposal extending for three years the authorization for the general debt service quarterly set-asides of monies to pay general obligation and special contractual debt.**
  - **The Legislature modifies the Executive proposal extending for two years the authorization for the Dormitory Authority of the State of New York (DASNY) to enter into certain design and construction management agreements with the Department of Environmental Conservation (DEC) and the Office of Parks, Recreation, and Historic Preservation (OPRHP).**



- **The Legislature modified the Executive proposal to authorize certain state agencies and projects to utilize the alternative project delivery method for certain public works projects.**
- **The Legislature rejects the Executive proposal to exempt the Local Government Assistance Corporation (LGAC) Board from certain Public Authorities Reform Act (PARA) requirements.**
- **The Legislature rejects the Executive proposal amending the Personal Income and Sales Tax Bond Credits.**
- **The Legislature rejects the Executive proposal limiting the Office of State Comptroller's authority to approve private bond sales by public authorities, local governments, and school districts.**