

**2018-19**  
**Assembly Budget Proposal**

## INTRODUCTION

Section 54 of the Legislative Law requires, among other things, a “comprehensive, cumulative report” to be made available to Members of the Assembly prior to action on budget bills advanced by the Governor. The following *“Summary of the Assembly Recommended Changes to the Executive Budget”* is prepared by Ways and Means Committee staff and is intended to provide a concise presentation of all additions, deletions, re-estimates and policy changes that are provided in the Assembly proposal, embodied in Assembly Resolution E. 907. The budget proposal of the Assembly Majority addresses each appropriation, as well as programmatic language that was first advanced in the Executive Budget.

**OVERVIEW OF ASSEMBLY BUDGET PROPOSAL  
State Fiscal Year 2018-19**

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# **Financial Plan Overview**

## Financial Plan

Table 1

<b>NYS Assembly Disbursements - Difference from Executive (\$ in Millions)</b>				
	<b>SFY 2017-18 Close-Out</b>	<b>SFY 2018-19 Executive</b>	<b>SFY 2018-19 Assembly</b>	<b>Difference</b>
General Funds	70,023	75,248	76,558	1,310
State Operating Funds	98,126	99,977	100,762	785
State Funds	108,929	112,446	114,128	1,682
All Funds	164,437	168,185	170,223	2,038

### All Funds

The All Funds Budget is the broadest measure of spending; it accounts for unrestricted and restricted State funds as well as funds received from the Federal government.

The Assembly proposes an All Funds budget of \$170.2 billion for State Fiscal Year (SFY) 2018-19, which is \$2.0 billion over the Executive proposal and \$5.8 billion over the SFY 2017-18 estimate. This is largely attributed to commitments to School Aid, Higher Education, Health Care programs, and Human Services programs.

The Assembly All Funds receipts are forecasted at \$166.0 billion, which represents an increase of \$2.8 billion or 1.7 percent over the Executive forecast and \$1.4 billion or 0.9 percent above SFY 2017-18 estimates.

### State Funds

State Funds spending consists of the General Fund, Debt Service Funds, Capital Projects Funds and Other State Funds. State Funds spending under the Assembly proposal is projected to total \$114.1 billion in SFY 2018-19, representing an increase of \$1.7 billion or 1.5 percent above the Executive's estimate. The Assembly's State Funds spending estimate for SFY 2018-19 is \$5.2 billion over SFY 2017-18.

The Assembly projects State Funds receipts in SFY 2018-19 will total \$107.6 billion, an increase of \$2.4 billion or 2.3 percent over the Executive forecast and \$910 million or 0.9 percent from SFY 2017-18.

## **State Operating Funds**

The State Operating Funds budget includes all State spending from the General Fund, State Special Revenue Funds, and Debt Service Funds. State Operating Funds excludes Capital Projects Funds and Federal spending. The Assembly proposal assumes State Operating Funds spending of \$100.8 billion, an increase of \$785 million or 0.8 percent over the Executive estimate and \$2.6 billion or 2.69 percent over SFY 2017-18. The Assembly Budget excludes \$391.5 million in spending related to revenues for the Transit Subsidization Program that supports the Metropolitan Transportation Authority, upstate and downstate transit systems, and local roads and bridges (CHIPs) from the calculation of State Operations spending growth.

State Operating Fund receipts are forecasted at \$98.5 billion, an increase of \$2.4 billion or 2.5 percent over the Executive forecast and \$400 million or 0.4 percent increase from SFY 2017-18.

## **General Fund**

The General Fund is the primary operating fund of the State and accounts for all unrestricted tax revenue and other receipts not dedicated to a specific fund, program or activity. The General Fund receives monies from personal income taxes, sales and users taxes, business taxes, other taxes, miscellaneous receipts, and transfers from other funds.

The SFY 2018-19 Assembly Financial Plan proposal projects that General Fund spending will total \$76.6 billion, representing an increase of \$1.3 billion or 1.7 percent over the Executive estimate and \$6.5 billion or 9.3 percent from SFY 2017-18 estimated levels. The Assembly General Fund spending annual growth of 9.5 percent includes 7.5 percent of the proposed Executive general fund spending estimate.

The Assembly General Fund budget provides an additional \$198 million to Capital Projects Fund to pay down capital obligations to offset bonded capital and providing additional room under the debt outstanding cap.

In SFY 2018-19, General Fund receipts are forecasted to total \$73.0 billion, \$1.8 billion or 2.6 percent over the Executive forecast and \$1.6 billion or 2.2 percent increase from SFY 2017-18.

Table 2

<b>Financial Plan Summary</b> (\$ in Millions)			
	<b>SFY 2016-17</b> Actual	<b>SFY 2017-18</b> Estimate	<b>SFY 2018-19</b> Assembly
<b>State Operating Funds Budget</b>			
Size of Budget	96,199	98,126	100,762
Annual Growth	2.0%	2.0%	2.69%
<b>Other Budget Measure (Annual Growth)</b>			
General Fund (with Transfers)	68,080	70,023	76,558
Annual Growth	0.1%	2.9%	9.3%
State Funds (Including Capital)	104,029	108,929	114,128
Annual Growth		3.2%	4.8%
Capital Budget (Federal and State)	10,156	12,675	14,981
Annual Growth	13.1%	24.8%	18.2%
Federal Operating	50,659	53,636	54,074
Annual Growth	24.8%	5.9%	0.8%
All Governmental Funds	157,014	164,437	170,223
Annual Growth	9.1%	4.7%	3.5%
<b>Inflation (CPI) Growth</b>	1.6%	2.0%	2.1%
<b>All Funds Receipts</b>			
Taxes	74,372	78,952	79,699
Miscellaneous receipts	26,594	27,829	28,034
Federal grants	55,406	57,777	58,234
Total Receipts	156,372	164,558	165,967
<b>General Fund Receipts</b>			
Taxes	45,507	49,442	38,104
Miscellaneous receipts	3,813	2,946	1,945
Federal grants	0	0	0
Transfer from Other Funds	17,575	19,053	32,998
Total Receipts	66,895	71,441	73,047
<b>Total General Fund Reserves (Year-end)</b>	<b>7,749</b>	<b>9,167</b>	<b>5,655</b>
<b>Debt</b>			
Debt Service as % of All Funds	4.1%	3.9%	3.3%
State Related Debt Outstanding	50,709	51,970	55,182

## Assembly Actions on Executive Budget

The Assembly proposal is estimated to spend a net of \$785 million more than the Executive on a State Operating Funds basis, a 0.8 percent increase in total State Operating spending over the Executive Budget.

**Table 3**

<b>Financial Plan Summary</b>				
<b>SFY 2018-19</b>				
<b>(\$ in Millions)</b>				
	<b>General Fund</b>	<b>State Operating Funds</b>	<b>State Funds</b>	<b>All Funds</b>
<b>Executive Opening Balance</b>	<b>9,167</b>	<b>12,578</b>	<b>12,068</b>	<b>11,904</b>
<b>EXECUTIVE RECEIPTS</b>	<b>71,201</b>	<b>96,096</b>	<b>105,205</b>	<b>163,206</b>
<i>Tax Avails</i>	1,205	1,605	1,605	1,605
<i>Tax Cuts</i>	(85)	(85)	(85)	(85)
<i>Misc. Receipts/Fees</i>	(74)	105	135	135
<i>Sweeps</i>	50	0	0	0
<i>Tax &amp; Misc Rec Reestimates</i>	750	750	750	750
Federal				356
<b>Assembly Receipts</b>	<b>73,047</b>	<b>98,471</b>	<b>107,610</b>	<b>165,967</b>
Change in Receipts	1,846	2,375	2,405	2,761
<b>Executive Disbursements</b>	<b>75,248</b>	<b>99,977</b>	<b>112,446</b>	<b>168,185</b>
<i>Spending Addition</i>	2,355	2,266	2,835	3,194
<i>Spending Reduction</i>	(1,045)	(1,481)	(1,154)	(1,156)
<b>Assembly Disbursement</b>	<b>76,558</b>	<b>100,762</b>	<b>114,128</b>	<b>170,223</b>
Change in Disbursements	1,310	785	1,682	2,038

As part of the revenue consensus process, the Assembly agreed to increase the revenue forecast by \$750 million. Excluding consensus, the Assembly estimates an increase of \$1.1 billion in General Fund receipts over the Executive proposal. This is mostly attributable to the freeze of the STAR Rebate Relief Credits to 2017 levels for a savings of just over \$500 million. Additionally, the Assembly's Personal Income Tax surcharge proposal on earners who make over \$5 million is projected to increase revenues by \$232 million in SFY 2018-19, growing to almost \$4 billion in SFY 2021-22.

The Assembly All Funds Receipts provides \$406 million in new revenues from the Transit Sustainability Program to fund certain transportation and MTA initiatives. In addition, as part of the revenues in the Transit Sustainability Program, the real estate transfer tax also provides \$284 million to the General Fund.



## Settlement Funds

Since the SFY 2017-18 Mid-Year Update, the State has received two additional monetary settlements totaling \$137 million: \$135 million from Credit Suisse and \$2 million from Cigna. In addition, the State expects to receive \$60 million from Western Union pursuant to a January 4, 2018 consent order with the Department of Financial Services (DFS), bringing the total monetary settlements received since SFY 2014-15 to \$10.7 billion.

**Table 4**

<b>SFY 2018-19</b>		
<b>Executive vs Assembly Use of Monetary Settlements Funds</b>		
<b>(\$ in Millions)</b>		
	<u><b>Executive</b></u>	<u><b>Assembly</b></u>
<b><u>Capital Purposes</u></b>	<u><b>125</b></u>	<u><b>125</b></u>
Health Care Capital Grants	125	125
<b><u>Operating Expenses</u></b>	<u><b>577</b></u>	<u><b>577</b></u>
MTA Subway Action Plan	194	194
Financial Plan - General Fund Operating Purposes	383	383
<b>Total</b>	<b>702</b>	<b>702</b>

The Executive proposal allocated the remaining \$702 million of settlement funds in the proposed budget. This includes \$383 million for General Fund support, \$194 million in operating aid for the MTA, and \$125 million in Health Care Facility Transformation capital grants.

The Assembly does not recommend any changes to the Executive proposal regarding the allocation of settlement monies.

## Reserves

Table 5

<b>SFY 2018-19 Estimated General Fund Closing Balance (\$ in Millions)</b>		
	<b>Executive</b>	<b>Assembly</b>
Tax Stabilization Reserve Fund	1,258	1,258
Statutory Rainy Day Reserve Fund	540	540
Contingency Reserve Fund	21	21
Community Projects Fund	-	-
Reserved for Debt Management	500	500
Reserved for Labor Agreements	155	155
Monetary Settlements	2,646	2,646
Undesignated Fund Balance	-	535
<b>Total</b>	<b>5,120</b>	<b>5,655</b>

The Assembly Budget projects \$5.7 billion in reserves at the end of SFY 2018-19, an increase of \$535 million over the Executive proposal.

Table 6

<b>CASH FINANCIAL PLAN ALL FUNDS Estimated 30-Day Closeout 2017-18 vs Enacted Plan 2018-19 (\$ in Millions)</b>				
	<b>2017-18 Estimated Closeout</b>	<b>2018-19 Assembly Plan</b>	<b>Change</b>	<b>% Change from 17-18 to 18-19</b>
Opening fund balance	11,105	11,904	799	7.2%
<b>Receipts:</b>				
Taxes	78,952	79,699	747	0.9%
Miscellaneous receipts	27,829	28,034	205	0.7%
Federal grants	57,777	58,234	457	0.8%
<b>Total Receipts</b>	<b>164,558</b>	<b>165,967</b>	<b>1,409</b>	<b>0.9%</b>
<b>Disbursements:</b>				
Grants to local governments	121,886	125,150	3,264	2.7%
State operations	20,731	21,229	498	2.4%
General State charges	8,293	8,733	440	5.3%
Debt service	5,621	5,636	15	0.3%
Capital projects	7,906	9,476	1,570	19.9%
<b>Total Disbursements</b>	<b>164,437</b>	<b>170,223</b>	<b>5,786</b>	<b>3.5%</b>
<b>Other financing sources (uses)</b>				
Transfers from other funds	33,302	29,392	(3,910)	-11.7%
Transfers to other funds	(33,412)	(28,556)	4,856	-14.5%
Bond and note proceeds	788	43	(745)	-94.5%
<b>Net other financing sources (uses)</b>	<b>678</b>	<b>880</b>	<b>202</b>	<b>29.8%</b>
Change in fund balance	799	(3,376)		
Closing fund balance	11,904	8,528		

Table 7

<b>CASH FINANCIAL PLAN</b>				
<b>STATE FUNDS</b>				
<b>Estimated 30-Day Closeout 2017-18 vs Enacted Plan 2018-19</b>				
<b>(\$ in Millions)</b>				
	<b>2017-18 Estimated Closeout</b>	<b>2018-19 Assembly Plan</b>	<b>Change</b>	<b>% Change from 17-18 to 18-19</b>
Opening fund balance	11,134	12,068	934	8.4%
<b>Receipts:</b>				
Taxes	78,952	79,699	747	0.9%
Miscellaneous receipts	27,669	27,832	163	0.6%
Federal grants	79	79	0	0.0%
<b>Total Receipts</b>	<b>106,700</b>	<b>107,610</b>	<b>910</b>	<b>0.9%</b>
<b>Disbursements:</b>				
Grants to local governments	69,857	72,765	2,908	4.2%
State operations	18,735	19,156	421	2.2%
General State charges	7,976	8,410	434	5.4%
Debt service	5,621	5,636	15	0.3%
Capital projects	6,740	8,161	1,421	21.1%
<b>Total Disbursements</b>	<b>108,929</b>	<b>114,128</b>	<b>5,199</b>	<b>4.8%</b>
<b>Other financing sources (uses)</b>				
Transfers from other funds	33,650	30,735	(2,915)	-8.7%
Transfers to other funds	(31,275)	(28,060)	3,215	-10.3%
Bond and note proceeds	788	718	(70)	-8.9%
<b>Net other financing sources (uses)</b>	<b>3,163</b>	<b>3,394</b>	<b>231</b>	<b>7.3%</b>
Change in fund balance	934	(3,124)		
Closing fund balance	12,068	8,944		

Table 8

<b>CASH FINANCIAL PLAN</b>				
<b>STATE OPERATING FUNDS</b>				
<b>Estimated 30-Day Closeout 2017-18 vs Enacted Plan 2018-19</b>				
<b>(\$ in Millions)</b>				
	<b>2017-18 Estimated Closeout</b>	<b>2018-19 Assembly Plan</b>	<b>Change</b>	<b>% Change from 17-18 to 18-19</b>
Opening fund balance	11,625	12,578	953	8.2%
<b>Receipts:</b>				
Taxes	77,619	78,298	679	0.9%
Miscellaneous receipts	20,378	20,099	(279)	-1.4%
Federal grants	74	74	0	0.0%
<b>Total Receipts</b>	<b>98,071</b>	<b>98,471</b>	<b>400</b>	<b>0.4%</b>
<b>Disbursements:</b>				
Grants to local governments	65,794	67,560	1,766	2.7%
State operations	18,735	19,156	421	2.2%
General State charges	7,976	8,410	434	5.4%
Debt service	5,621	5,636	15	0.3%
Capital projects	0	0	0	
<b>Total Disbursements</b>	<b>98,126</b>	<b>100,762</b>	<b>2,636</b>	<b>2.69%</b>
<b>Other financing sources (uses)</b>				
Transfers from other funds	30,897	26,303	(4,594)	-14.9%
Transfers to other funds	(29,889)	(26,225)	3,664	-12.3%
Bond and note proceeds	0	0	0	
<b>Net other financing sources (uses)</b>	<b>1,008</b>	<b>78</b>	<b>(930)</b>	<b>-92.3%</b>
<b>Deposit to/(use of) Community Projects Fund</b>	<b>0</b>	<b>0</b>		
<b>Deposit to/(use of) Prior Year Reserves</b>	<b>0</b>	<b>0</b>		
<b>Deposit to/(use of) Debt Reduction Reserve</b>	<b>0</b>			
Change in fund balance	953	(2,214)		
Intrafund Transfer Adjustment		0		
Closing fund balance	12,578	10,364		

Table 9

<b>CASH FINANCIAL PLAN</b>				
<b>GENERAL FUND</b>				
<b>Estimated 30-Day Closeout 2017-18 vs Enacted Plan 2018-19</b>				
<b>(\$ in Millions)</b>				
	<b>2017-18 Estimated Closeout</b>	<b>2018-19 Assembly Plan</b>	<b>Change</b>	<b>% Change from 17-18 to 18-19</b>
Opening fund balance	7,749	9,167	1,418	18.3%
<b>Receipts:</b>				
Taxes				
Personal Income Tax	35,616	23,267	(12,349)	-34.7%
User taxes and fees	7,386	7,771	385	5.2%
Business taxes	5,108	6,015	907	17.8%
Other taxes	1,332	1,051	(281)	-21.1%
Miscellaneous receipts	2,946	1,945	(1,001)	-34.0%
Federal grants	0	0	0	0.0%
Transfers from other funds				
- PIT Revenue Bond	11,017	23,222	12,205	110.8%
- LGAC	3,102	3,184	82	2.6%
- Sales Tax	2,761	2,844	83	3.0%
- RETT	966	1,318	352	36.4%
- All other	1,207	2,431	1,224	101.4%
<b>Total Receipts</b>	<b>71,441</b>	<b>73,047</b>	<b>1,606</b>	<b>2.2%</b>
<b>Disbursements:</b>				
Grants to local governments	46,501	51,005	4,504	9.7%
State operations	8,192	11,208	3,016	36.8%
General State charges	5,650	7,458	1,808	32.0%
Transfers to other funds				
- Debt service	1,037	837	(200)	-19.3%
- Capital projects	2,004	3,802	1,798	89.7%
- State Share Medicaid	1,314	0	(1,314)	-100.0%
- SUNY Operations	1,022	1,021	(1)	-0.1%
- Other purposes	4,303	1,227	(3,076)	-71.5%
<b>Total Disbursements</b>	<b>70,023</b>	<b>76,558</b>	<b>6,535</b>	<b>9.3%</b>
Change in fund balance	1,418	(3,512)		
Closing fund balance	9,167	5,655		

## Revenue

Pursuant to the provisions of Chapter 309 of the Laws of 1996, the Executive and the Legislature reached consensus and provide the following update:

### ***ECONOMIC AND REVENUE CONSENSUS REPORT FY 2019***

This report contains the results of the consensus economic and revenue forecasting process conducted by the Executive and the Legislature in advance of the enactment of the FY 2019 Budget, pursuant to the provisions of Chapter 309 of the Laws of 1996.

The Consensus Forecasting Conference was held on February 28, 2018. Based on the testimony of experts at the Conference, the outlooks for both the economy and revenue are strengthening, but uncertainty remains high due to the volatility caused by the impact of the federal tax law changes.

### **Economic Forecast Review**

The economic forecasts contained in the Executive Budget and Legislative reports portray accelerating economic growth for 2018. All parties agree that the national economy will be buoyed by synchronous global growth, higher energy prices, and the injection of fiscal stimulus stemming from federal tax changes and increased federal spending. However, there is some disagreement as to the magnitude of the impact from the tax law change. All parties agree that household spending will continue to exhibit robust growth in 2018, supported by growth in employment, income, and net worth. The consensus forecast for U.S. real GDP growth for 2018 is 2.7 percent, following growth of 2.3 percent for 2017.

All parties expect the national labor market to continue to grow going forward. The consensus forecast for 2018 employment growth is 1.5 percent, following 1.6 percent growth in 2017. In contrast, stronger income growth is expected for 2018, consistent with accelerating inflation. A consensus forecast of 4.1 percent is achieved for both wage and total personal income growth for 2018, following growth of 3.1 percent for both in 2017. Consensus growth in the Consumer Price Index for 2018 of 2.3 percent is expected to follow an inflation rate of 2.1 percent for 2017. Consensus growth in U.S. corporate profits, including the capital consumption and inventory valuation adjustments, is expected to improve from 5.4 percent in 2017 to 7.7 percent growth in 2018. All parties expect the Federal Reserve to continue to raise

its short-term interest rate target during 2018, although there is a diversity of opinion as to the exact timing and number of additional moves.

<b>CONSENSUS U.S. FORECAST</b>		
<b>CALENDAR YEAR</b>		
<b>Percent Change</b>		
	<u><b>CY2018</b></u>	<u><b>CY2019</b></u>
<b>REAL GDP</b>	<b>2.7</b>	<b>2.5</b>
<b>PERSONAL INCOME</b>	<b>4.1</b>	<b>4.7</b>
<b>WAGES</b>	<b>4.1</b>	<b>4.4</b>
<b>CORP PROFITS</b>	<b>7.7</b>	<b>4.8</b>
<b>NONFARM EMPLOYMENT</b>	<b>1.5</b>	<b>1.4</b>
<b>3-MONTH T-BILL RATE</b>	<b>1.7</b>	<b>2.4</b>
<b>CPI</b>	<b>2.3</b>	<b>2.1</b>

The parties agree that the New York State labor market will continue to exhibit historically robust growth going forward, with consensus forecast growth of 1.1 percent for FY 2019, following estimated growth of 1.2 percent for FY 2018. The consensus forecast for FY 2019 personal income growth is 4.4 percent, representing an acceleration from the FY 2018 consensus estimate of 3.5 percent. The consensus forecast for FY 2019 wage growth is 4.4 percent, following estimated growth of 3.7 percent for FY 2018.



<b>CONSENSUS N.Y. FORECAST</b>		
<b>FISCAL YEAR</b>		
<b>Percent Change</b>		
	<u><b>FY 2018</b></u>	<u><b>FY 2019</b></u>
<b>NONFARM EMPLOYMENT</b>	<b>1.2</b>	<b>1.1</b>
<b>PERSONAL INCOME</b>	<b>3.5</b>	<b>4.4</b>
<b>WAGES</b>	<b>3.7</b>	<b>4.4</b>

**Note: The Senate Majority constructs their personal income and wage series based on BEA data, whereas all other parties use NYS Department of Labor QCEW data; the two series can deviate substantially from one another.**

All parties agree that there are multiple risks to the economic outlook for the national and State economies, and thus revenues. Slower growth in global trade would have an adverse impact on the U.S. economy, with the rise of protectionism representing a particular source of uncertainty. In contrast, stronger growth overseas could result in stronger growth in employment, wages, and corporate profits than reflected in the consensus forecast. Energy price volatility also remains both a positive and negative risk. The potential impact of federal tax law changes represents a source of both upside and downside risk to the household spending and business investment forecasts. Additional sources of risk to the household sector include slower housing market growth than expected, brought about in part by strong home price growth, as well as a steeper slowdown in auto sales than anticipated.

Risks to both the national and the New York forecasts also stem from monetary policy actions. Higher interest rates than reflected in the consensus forecast could hamper the housing recovery and reduce business investment and hiring. As the world's financial capital, New York could be negatively affected were interest rates to rise at either a much faster or much slower pace than reflected in the consensus forecast. All parties identify equity market volatility as a risk to both the national and State economic outlook. On the other hand, stronger growth in financial activities than expected could present upside potential for the State economy. Finally, stronger global growth, resulting in greater international tourism than expected, could give rise to stronger State employment and wage growth than reflected in the consensus forecast.

## Revenue Forecast Review

Section 23 of the State Finance Law defines receipts subject to consensus as the combined total of All Funds tax receipts, General Fund miscellaneous receipts, and lottery revenues. The revenue estimates from all parties for FY 2018 and projections for FY 2019 exhibited significant variance, but participants reached consensus on a two-year revenue total range that is \$675 million to \$750 million above the Executive Budget estimate. The parties also agreed that March receipts should be carefully monitored. There was general consensus on factors affecting current and out-year receipts – strong bonus growth in the current quarter, a shift in personal income tax payments from FY 2019 into FY 2018, and accelerating personal income and corporate profits growth in calendar year 2018.

Risk factors that could affect actual results during the next 13 months include:

- the degree, timing and length of the stimulus resulting from the Federal Tax Cuts and Jobs Act;
- the growth in financial sector bonus payments in the first quarter of calendar year 2019, given the strong to-date growth in the current quarter;
- the level of personal income tax estimated payments that will recur in tax year 2018, given the estimated shift from tax year 2018 into tax year 2017; and
- the extent and timing of Federal Reserve interest rate increases, and their impact on New York's finance, housing, and business sectors; and by extension, personal income, sales tax, and corporate franchise tax receipts.

## Assembly Tax/Revenue Proposals SFY 2018-19

- **Part A** – Intentionally omitted.
- **Part B – Make Participation in the Income Verification Program (IVP) Mandatory for Enhanced STAR Recipients:** The Assembly accepts the Executive proposal and modifies to require assessors to assist taxpayers, upon their request, in the filing of required statements with the Department of Taxation and Finance.
- **Part C – Require informational filings for co-ops and co-op shares** whenever a cooperative apartment is sold or whenever there is a transfer or acquisition of a controlling interest in an entity with an interest in real property. The Assembly accepts the Executive proposal.
- **Part D – Require owners of mobile home parks to file informational returns** listing all residents of the mobile home park and any other information that the Department of Housing and Community Renewal may require. The Assembly modifies the Executive proposal to allow for a supplemental annual registration statement to be used for determining eligibility and administering the STAR exemption program.
- **Part E – Technical changes to the real property tax law:** The Assembly accepts the Executive proposal; however, the Assembly modifies to delay by two years the repeal of the property tax freeze provisions. The other proposals would: remove out-of-date references; requires municipalities to receive county consent prior to offering partial payments of property taxes if the county prepares their tax bills or provides tax collection software; provides the county with sole authority to collect partial payments for municipalities if the county collects their taxes; clarify that married couples can only receive one STAR benefit; conform payment deadlines; and ratify the Department of Taxation and Finance’s practice regarding the application of the Consumer Price Index to Enhanced STAR amounts for all school districts.
- **Part F** – Intentionally omitted.
- **Part G – Telecommunications mass property assessments and fix:** extends the current program providing state assessment ceilings on telecommunication property on private property for another four years. In addition, the proposal would provide for a phase-in of assessment changes. The Assembly accepts the Executive proposal.

- **Part H** – Intentionally omitted.
- **Part I – Provide for employee wage reporting consistency between the Departments of Taxation and Finance and Labor:** require employers to file individual employee gross wages and withholding amounts on a quarterly basis instead of on annual basis. The Assembly accepts the Executive proposal.
- **Part J – Simplify the sales tax exemption for prepared food purchased for resale:** The Assembly accepts the Executive proposal that eliminates the requirement that businesses pay sales tax on food they resell and then apply for a tax credit from the state. Under this proposal, food service businesses would be able to purchase all products that they resell tax free.
- **Part K – Allow warrantless tax debt to be assessed against unclaimed funds:** give the state the ability to collect fixed and final tax debt from the unclaimed funds held by the state Comptroller without filing a warrant. The Assembly accepts the Executive proposal.
- **Part L** – Intentionally omitted.
- **Part M – Close the carried interest tax loophole:** The Assembly accepts the Executive proposal to tax carried interest income of hedge fund and private equity investors as ordinary income. In addition to characterizing carried interest as earned income for non-residents (instead of capital gains) this proposal would subject these earnings to a 17 percent fee until the federal government also treats carried interest as ordinary income. This provision would take effect once the states of Connecticut, New Jersey, Massachusetts and Pennsylvania enact legislation with a similar effect.
- **Part N** – Intentionally omitted.
- **Part O – Clarify residency requirements** for taxpayers that spend part of the year as a resident and part of the year as a non-resident; taxpayers would be deemed residents of the state as long as they have spent 184 days in the state. The Assembly modifies the proposal so that it becomes effective only prospectively.
- **Part P – Maintains the current Empire State Child Credit benefit** by using the calculation for the credit that was effective before the federal tax reform of December of 2017. The federal changes altered the refundability, eligible income ranges and value of the child credit. The proposal eliminates the adverse fiscal impact (estimated at

\$500 million) that this component of federal tax reform would otherwise have on the state. The Assembly accepts the Executive proposal.

- **Part Q – Extends the Hire a Veteran Tax Credit for two years:** The credit available to employers is capped at \$5,000 for each veteran hired, but that amount rises to \$15,000 for each disabled veteran that is hired. The credit would be extended through 2020. The Assembly accepts the Executive proposal.
- **Part R – Enhance the New York Youth Jobs Program:** increases by 50 percent the amount of credit available to employers claiming the Youth Jobs Program Tax Credit. This proposal would also require employers to comply with increased reporting requirements related to the administration of the credit. The Assembly accepts the Executive proposal.
- **Part S –** Intentionally omitted.
- **Part T – Amend the refund and joint liability provisions of the real estate transfer tax.** Aligns the joint tax liability provisions of the additional Real Estate Transfer Tax (RETT), which is levied on residential sales in excess of \$1 million, to those of the basic RETT. In addition, the proposal would extend the deadline to apply for a RETT refund from two years to three years, so it conforms to other tax refund deadlines. The Assembly accepts the Executive proposal.
- **Part U – Improves cigar tax enforcement:** The Assembly accepts the Executive proposal to establish a clear basis of taxation for cigars by changing the definition of wholesale price to the amount shown on the manufacturer's invoice or other business that sells to a distributor.
- **Part V – Discontinue the energy services company sales tax exemption:** The Assembly accepts the Executive proposal to collect sales tax from businesses that purchase energy from Energy Service Companies (ESCOs). Under current law, businesses are not charged sales tax on transmission fees when energy is purchased from an ESCO; however, they are charged sales tax when they purchase energy from a company that is not an ESCO. This proposal eliminates ESCOs' competitive advantage. Residential customers do not pay sales tax on energy transmission.
- **Part W – Convert the veterinarian drug sales tax credit for livestock into a sales tax exemption for veterinarian and farmer livestock drug sales:** The Assembly accepts the Executive proposal.

- **Part X – Relieve non-controlling and non-managing members of limited liability corporations (LLCs) or limited partnerships (LPs) from liability for the entire sales tax debt of the business:** The current statutory obligation is to hold all owners of the LLC or LP equally responsible for the sales tax debt. This proposal codifies current Tax Department practice. The Assembly accepts the Executive proposal.
- **Part Y – Increase the sales tax exemption for vending machines from \$1.50 to \$2.00** only for machines that have the option to collect payment from a credit or debit card. The entire sales tax exemption for vending machines would sunset on May 31, 2020. The Assembly accepts the Executive proposal.
- **Part Z – Technical changes to the local sales tax distribution laws** to ensure conformity to the general provisions. The Assembly accepts the Executive proposal.
- **Part AA – Internet fairness conformity:** The Assembly accepts the Executive’s marketplace provider proposal and expands to include services in the definition of a marketplace provider.
- **Part BB – Tax vapor products at a rate of 40 cents per fluid milliliter:** The Assembly accepts the Executive proposal to tax vaping products but increases the tax rate from 10 to 40 cents per fluid milliliter.
- **Part CC – Tax opioid drugs at a rate of two and one half cents per morphine milligram equivalent sold:** The Assembly accepts the Executive proposal but modifies to increase the tax rate from two cents to 2.5 cents per morphine milligram equivalent. In addition, the Assembly excludes hospice facilities and pharmacies from the tax, as well as excludes from the tax drugs approved by the FDA for the purpose of treating a substance use disorder (e.g. methadone, naltrexone).
- **Part DD – Intentionally omitted.**
- **Part EE – Amend NYRA racing operations provisions:** This Executive proposal would amend the amount of reserves kept by the New York Racing Association (NYRA), allow nighttime racing (under certain circumstances) and create an advisory committee on equine drug testing and research. The Assembly accepts the provisions related to NYRA reserves and adds reporting requirements, rejects the nighttime racing provisions, and modifies the provisions related to the advisory committee. In addition, the Assembly proposes a local advisory board for the Belmont racetrack facility.

- **Part FF** – Intentionally omitted.
- **Part GG – Extend certain horseracing tax rates and certain simulcasting provisions for one year.** The Assembly accepts the Executive proposal.
- **Part HH** – Intentionally omitted.
- **Part II – Simplify Video Lottery Gaming (VLG) rate and Additional Commission Provisions:** The Assembly accepts the Executive proposal regarding VLG rates but rejects the additional commission provisions.
- **Part JJ – Decoupling from certain personal income tax provisions in the federal tax code:** The Assembly accepts the Executive proposal to decouple from the federal tax code to allow taxpayers to utilize all the itemized deductions that were available in 2017. Additionally, the provision would preserve the standard deduction for single filers.
- **Part KK – Technical changes to NYS and NYC tax law related to deemed repatriation of foreign income:** The Assembly accepts the Executive proposal to add back to taxable income certain deductions allowed under the federal tax reform provisions related to deemed repatriation of foreign income. In addition, the Assembly includes similar conformity provisions for New York City.
- **Part LL – Charitable contribution funds:** The Assembly accepts the proposal related to school districts and local governments, but rejects the proposal related to the state-wide funds. The Assembly language also makes a modification to give locals more flexibility related to the purposes that funds can be used.
- **Part MM – Employer Compensation Expense Tax (ECET) system:** The Executive proposes an optional employer tax. The Assembly accepts the Executive proposal and modifies the procedure for employer election.
- **Part NN –Make permanent the current Personal Income Tax top rate of 8.82%, and increase rates for those making over \$5 million irrespective of filing status:** Under the Assembly proposal, the rates will be: 9.32 percent for incomes between \$5 million to \$10 million; 9.82 percent for incomes between \$10 million to \$100 million; and 10.32 percent for incomes over \$100 million.
- **Part OO –Limit the Property Tax Relief Credit to the 2017 levels:** This four-year program provides a rebate to homeowners based on a percentage of their overall STAR

savings, depending on income. The current program is only for taxpayers with income below \$275,000. The Assembly proposal will allow the relief credit for the last two years of the program (2018 and 2019), but will hold the relevant percentage rebates at 2017 values.

- **Part PP – Low Income Housing Credit Transferability:** The Assembly proposes to allow the allocation of the credit to investors in a different proportion than their pro rata share of the business, as well as investors without ownership in the company. The goal is to increase demand for the credit and therefore investment in low income housing projects.
- **Part QQ – Transit Sustainability Improvement Surcharge:** The Assembly proposes the imposition of a \$2.75 charge on transportation services (e.g. Uber, Lyft, black cars, and limousines, but not taxis) in Manhattan below 96<sup>th</sup> street. A charge of \$1 will be imposed on all trips outside that zone. Receipts will be allocated to the MTA, NYC Transit, Upstate and Long Island transit systems.
- **Part RR – Progressive Real Estate Transfer tax rates:** The Assembly proposes additional progressive Real Estate Transfer Tax rates for residential and commercial properties valued at over \$5 million. Twenty five percent of the receipts will be dedicated to the MTA and upstate transportation systems (including roads and bridges) depending on where the purchased property is located.
- **Part SS – NYC Personal Income Tax technical fix:** The Assembly proposes a fix for a tax section that was not extended in conformity with other bill parts in the June 2017 omnibus bill.
- **Part TT – Historic Properties Rehabilitation tax credit:** The Assembly proposes to extend this credit for an additional five years, while decoupling from the federal tax provisions that reduced the effective value of the credit.
- **Part UU – NYC real estate flipping tax:** The Assembly amends the city's tax code and allows for the imposition of a surcharge on certain real estate transactions when the sale occurs within two years of the original conveyance. Receipts will be directed to the NYC Transit Authority.
- **Part VV – Alcohol production credit:** The Assembly proposes to make the current base credit equitable for all types of alcohol produced. Thereafter, this credit will fully



compensate alcohol producers for the tax imposed on the first 500,000 gallons produced.

- **Part WW – Corporate Surcharge:** The Assembly proposes to impose a three percent surcharge on state tax liability across business tax articles in lieu of an Executive proposal to impose an even greater surcharge in the insurance industry alone.
- **Part XX – Itemized charitable deduction limitation for high income taxpayers:** The Assembly proposes to extend by four years, through tax year 2023, the current itemized charitable deduction limitation.
- **Part YY – NYC Taxicab Surcharge for trips below 96<sup>th</sup> Street:** The Assembly proposes an additional 50 cents per trip surcharge on all taxicab and street hailed green cab trips below 96<sup>th</sup> Street in Manhattan.
- **Part ZZ – Driver’s license suspension for delinquent taxes:** The Assembly proposes to raise the tax debt threshold for driver’s license suspension from \$10,000 to \$20,000 and allows for a broader set of exemptions including people on public assistance or whose income is less than 250 percent of the poverty level.
- **Part AAA – Musical and theatrical production credit for shows touring outside of NYC:** The Assembly proposes to extend the theater production credit for an additional four years.
- **Part BBB – Jockey injury compensation fund:** The Assembly proposes to amend the racing, pari-mutuel wagering and breeding law, in relation to the New York Jockey Injury Compensation Fund, Inc. (NYJICF), to permit the NYJICF to continue to use up to \$2 million from the New York Racing Association (“NYRA”) unpaid purse cushion to pay for the cost of workers’ compensation insurance procured by the NYJICF. In addition, the Assembly proposes to enable the establishment of a separate account to be used by New York Thoroughbred Horsemen’s Association solely as collateral to secure workers’ compensation insurance coverage.
- **Part CCC – NYC tobacco tax technical fix and vapor products tax authorization:** The Assembly proposes to authorize NYC to impose an excise tax of up to 10 cents per fluid millimeter on vapor products. The proposal also ensures the transfer of tobacco tax money to a dedicated housing account consistent with NYC public housing law.

- **Part DDD – Clinical preceptorship tax credit:** The Assembly proposes to provide a non-refundable tax credit to health care professionals who provide community-based instruction (preceptorship) to medical students. The credit will be capped at \$3 million annually.
- **Part EEE – Rural and Agricultural Jobs Act:** The Assembly proposes to increase access to capital for small rural businesses via a non-refundable tax credit for investors who invest in certain business funds which then invest in rural businesses.

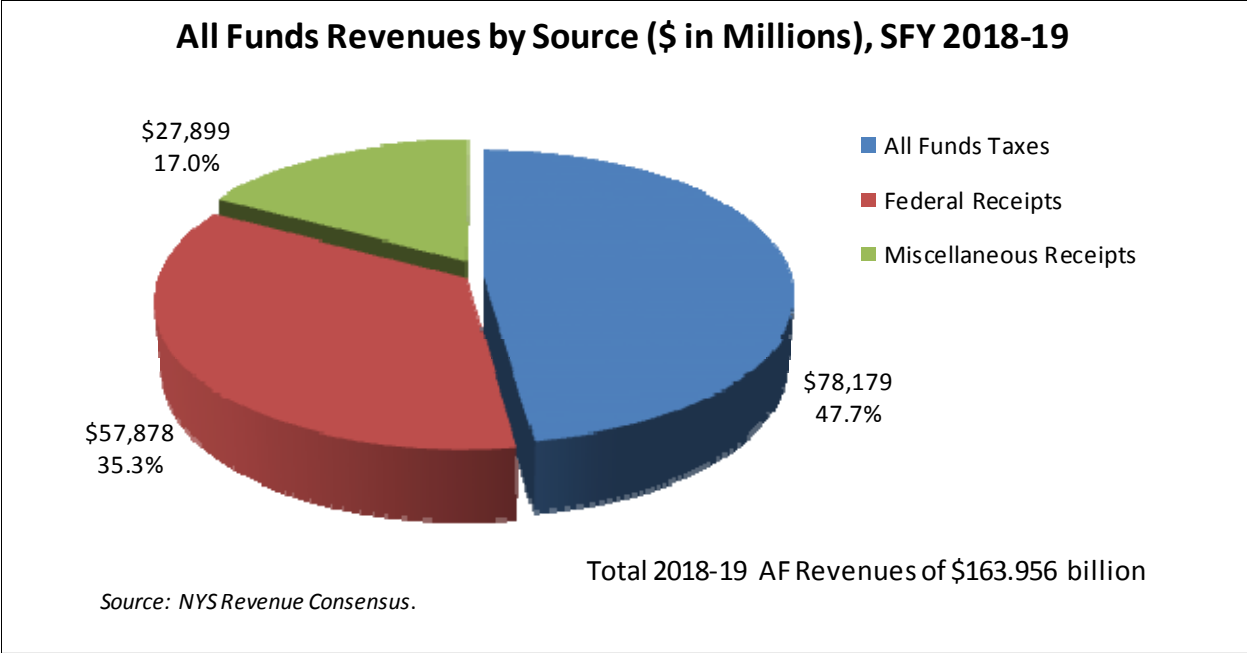
### **Executive Tax Revenue Proposals Rejected**

- **Part A – Cap STAR benefits:** The Assembly rejects the Executive proposal that would cap the STAR benefits at 2017-18 levels.
- **Part F – Eliminate the annual assessment of taxable state owned land** and beginning in 2018, base the payment on the prior year payment amount which would be increased annually by the “allowable levy growth factor” used in the tax cap calculation. The Assembly rejects the Executive proposal.
- **Part H – Apply the three year statute of limitations for amended tax returns:** The Assembly rejects the Executive proposal.
- **Part L – Allow the Department of Taxation and Finance to access data from other state agencies** that list the recipients of child daycare subsidies. The Assembly rejects the Executive proposal.
- **Part N – Allow the Department of Taxation and Finance to appeal the decisions of the Tax Tribunal,** similar to taxpayers with cases before the Tax Tribunal. The Assembly rejects the Executive proposal.
- **Part S – Defer the payment of any taxpayer’s aggregate tax credits** that are in excess of \$2 million. The Assembly rejects the Executive proposal.
- **Part DD – New windfall profit fee on for-profit health care insurance companies at a rate of 14 percent on profits earned.** The Assembly rejects the Executive proposal.
- **Part FF – Allow breeding funds to be used for equine aftercare.** The Assembly rejects the Executive proposal.

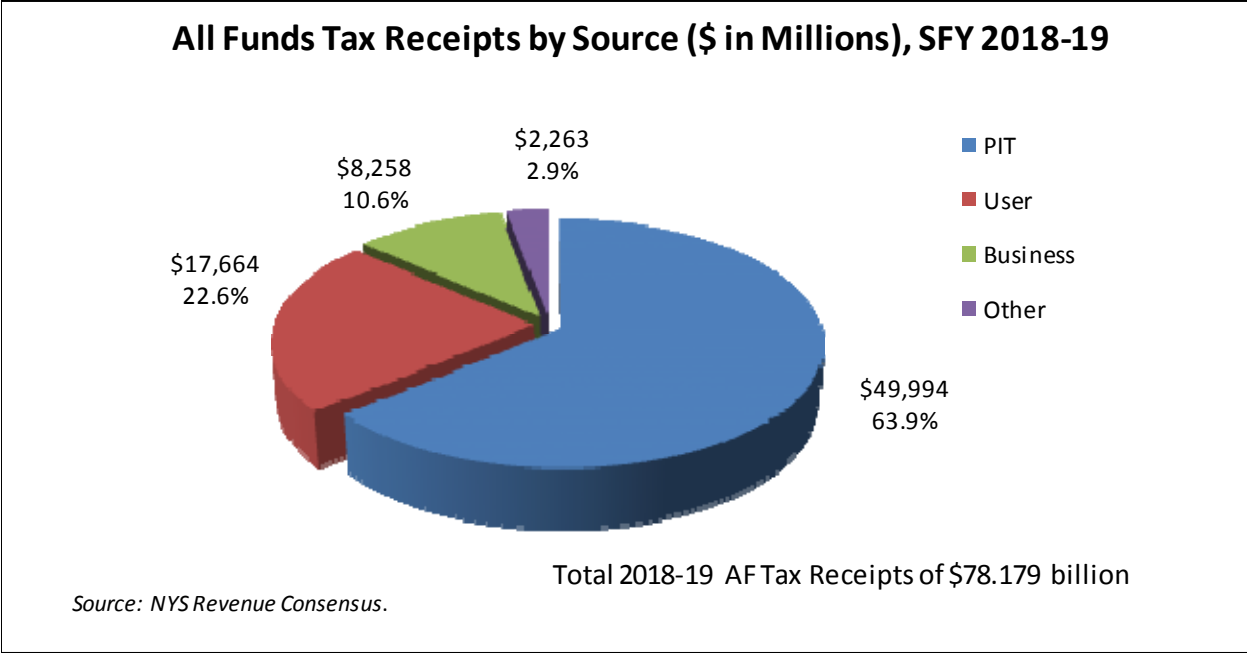
- **Part HH – Eliminate the Video Lottery Gaming (VLG) hold harmless transfer provision.**  
The Assembly rejects the Executive proposal.

**Fiscal Impact - Assembly Article VII Revenue Proposals (\$ Millions)**

<b>PART</b>	<b>DESCRIPTION</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>
B	Make participation in the Income Verification Program (IVP) mandatory for Enhanced STAR recipients.	\$35	\$35	\$35	\$35
C	Require informational filings for co-ops and co-op share sales.	\$0	\$0	\$0	\$0
D	Informational reporting requirements for mobile home park owners.	\$0	\$0	\$0	\$0
E	Technical amendments to property tax laws.	\$0	\$0	\$0	\$0
G	Telecom mass property assessments extender and fix.	\$0	\$0	\$0	\$0
I	Provide for employee wage reporting consistency between the Departments of Taxation and Finance and Labor.	\$0	\$0	\$0	\$0
J	Simplify the sale for resale exemption for prepared food.	\$0	\$0	\$0	\$0
K	Allow warrantless tax debt to be assessed against unclaimed funds.	\$3	\$3	\$3	\$3
M	Close the carried interest loophole.	\$0	\$0	\$0	\$0
O	Clarify New York residency requirements for tax purposes.	\$0	\$0	\$3	\$3
P	Maintain the Empire State Child Tax credit benefits according to 2017 law.	\$0	\$0	\$0	\$0
Q	Extend the Hire-a-Veteran tax credit for two years.	\$0	\$0	(\$37)	(\$37)
R	Double the credit values in the New York Youth Jobs program.	\$0	\$0	\$0	\$0
T	Amend the refund and joint liability provisions of the real estate transfer tax.	\$0	\$0	\$0	\$0
U	Improve cigar tax enforcement.	\$12	\$23	\$23	\$23
V	Discontinue the energy services company sales tax exemption.	\$96	\$128	\$128	\$128
W	Convert the veterinary sales tax credit to an exemption.	\$0	\$0	\$0	\$0
X	Provide responsible person sales tax relief for non-controlling LLC owners.	\$0	\$0	\$0	\$0
Y	Increase the vending machine sales tax exemption for cashless machines, and then sunset the exemption in two years.	\$0	\$0	\$2	\$3
Z	Amend the local sales tax statute for technical changes.	\$0	\$0	\$0	\$0
AA	Internet fairness conformity tax collection.	\$109	\$218	\$219	\$220
BB	Impose a health tax on vapor products.	\$12	\$20	\$20	\$20
CC	Establish an opioid drug surcharge.	\$159	\$214	\$193	\$173
EE	Amend NYRA racing operation provisions.	\$0	\$0	\$0	\$0
GG	Extend certain horseracing tax rates and certain simulcasting provisions for one year.	\$0	\$0	\$0	\$0
II	Simplify Video Lottery Gaming (VLG) rates.	(\$3)	(\$3)	(\$3)	(\$3)
JJ	Decouple from certain personal income tax provisions in the federal tax code.	\$0	\$0	\$0	\$0
KK	Technical changes to NYS and NYC tax law related to deemed repatriation of foreign income.	\$0	\$0	\$0	\$0
LL	Local charitable contribution funds.	\$0	\$0	\$0	\$0
MM	Create an optional Employment Compensation Expense Tax (ECET) system.	\$0	\$0	\$0	\$0
NN	Impose a Personal Income Tax surcharge for incomes over \$5 million.	\$232	\$1,548	\$3,443	\$3,949
OO	Maintain the Property Tax Relief Credit at 2017 levels.	\$505	\$871	\$0	\$0
PP	Allow the transferability of the Low Income Housing Credit.	\$0	\$0	\$0	\$0
QQ	Impose a Transit Sustainability Improvement surcharge.	\$276	\$387	\$406	\$426
RR	Create additional progressive tax rates for the Real Estate Transfer Tax (RETT).	\$378	\$424	\$436	\$448
SS	Technical fix for the NYC PIT extension.	\$0	\$0	\$0	\$0
TT	Extend the historic rehabilitation credit by five years and decouple from federal changes.	\$0	\$0	\$0	(\$90)
UU	Create a NYC real estate flipping tax	\$0	\$0	\$0	\$0
VV	Make the Alcoholic Beverage Production Credit equitable for all producers.	\$0	(\$1)	(\$1)	(\$1)
WW	Impose a three percent corporate tax liability surcharge.	\$146	\$160	\$188	\$197
XX	Four year extension of the charitable contributions deduction limitation for high income taxpayers.	\$0	\$0	\$70	\$140
YY	Additional tax on medallion taxicab trips below 96th Street.	\$34	\$43	\$41	\$39
ZZ	Increase to \$20,000 the tax debt threshold for driver's license suspension.	(\$10)	(\$10)	(\$10)	(\$10)
AAA	Extend the theater production credit by four years.	\$0	(\$4)	(\$4)	(\$4)
BBB	Jockey injury compensation fund stabilizer.	\$0	\$0	\$0	\$0
CCC	NYC tobacco tax fund technical fix and vapor product tax authorization.	\$0	\$0	\$0	\$0
DDD	Create a nonrefundable tax credit for preceptorship.	\$0	\$0	(\$3)	(\$3)
EEE	The Rural and Agricultural Jobs Act.	\$0	\$0	\$0	\$0
<b>Total Fiscal Impact</b>		<b>\$1,983</b>	<b>\$4,056</b>	<b>\$5,151</b>	<b>\$5,659</b>



**Figure 1**



**Figure 2**

# **List of Proposed Modifications**

**Assembly Budget Proposal**  
**Budget Actions**  
**State Fiscal Year 2018-19**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
AGMKTS	Aid to Localities	GEN	Adirondack North Country Association (ANCA) Farm-to-School	\$300,000	\$300,000
AGMKTS	Aid to Localities	GEN	Ag Migrant Child Care	\$1,000,000	\$9,275,000
AGMKTS	Aid to Localities	GEN	Cornell "Core" Diagnostic Lab	\$500,000	\$4,925,000
AGMKTS	Aid to Localities	GEN	Cornell Farm Family Assistance (Farm Net)	\$416,000	\$800,000
AGMKTS	Aid to Localities	GEN	Cornell Rabies program	\$200,000	\$250,000
AGMKTS	Aid to Localities	GEN	Cornell University Maple Research	\$50,000	\$50,000
AGMKTS	Aid to Localities	GEN	Cornell Vegetable Research	\$50,000	\$50,000
AGMKTS	Aid to Localities	GEN	Local Fairs	\$80,000	\$80,000
AGMKTS	Aid to Localities	GEN	Maple Producers Association	\$75,000	\$75,000
AGMKTS	Aid to Localities	GEN	New York State Apple Growers Association	\$272,000	\$478,000
AGMKTS	Aid to Localities	GEN	NY Farm Viability Institute	\$1,100,000	\$1,100,000
AGMKTS	Aid to Localities	GEN	NY State Fair Wool Center Redevelopment	\$25,000	\$25,000
AGMKTS	Aid to Localities	GEN	NY Wine and Grape Foundation	\$50,000	\$50,000
AGMKTS	Aid to Localities	GEN	Taste NY	(\$1,000,000)	(\$1,000,000)
AGMKTS	Aid to Localities	GEN	Tractor Rollover Protection Program	\$125,000	\$125,000
AGMKTS	Capital	CAP	Animal Shelters	\$5,000,000	\$5,000,000
AGMKTS	Capital	CAP	Local Fair Capital	\$5,000,000	\$5,000,000
Arts Facilities	Capital	CAP	Arts and Cultural Facilities Improvement Program	\$10,000,000	\$10,000,000
COTA	Aid to Localities	GEN	Nonprofit Cultural organizations	\$5,000,000	\$5,000,000
CUNY	Aid to Localities	GEN	ASAP	\$2,500,000	\$2,500,000
CUNY	Aid to Localities	GEN	Child Care	\$902,000	\$902,000
CUNY	Aid to Localities	GEN	College Discovery	\$450,000	\$450,000
CUNY	Aid to Localities	GEN	Community College Base Aid	\$6,317,000	\$6,317,000
CUNY	Capital	CAP	Critical Expansion	\$25,000,000	\$100,000,000
CUNY	State Operations	FID	Labor Contingency Reserve	\$0	\$12,100,000
CUNY	State Operations	SRO	Joseph Murphy Institute	\$1,500,000	\$1,500,000
CUNY	State Operations	SRO	Pipeline Program at the Grad Center	\$250,000	\$250,000
CUNY	State Operations	SRO	Search for Education, Elevation and Knowledge (SEEK)	\$9,360,000	\$9,360,000
DCJS	Aid to Localities	GEN	Alternatives to Incarceration- Additional	\$500,000	\$500,000
DCJS	Aid to Localities	GEN	Bail Reform- Pre Trial Services/Probation	\$5,000,000	\$5,000,000
DCJS	Aid to Localities	GEN	Immigrant Legal Services	\$600,000	\$600,000
DCJS	Aid to Localities	GEN	NYS Defenders Association	\$1,059,000	\$1,059,000
DCJS	Aid to Localities	GEN	Prisoners' Legal Services	\$750,000	\$750,000
DCJS	Aid to Localities	GEN	Rape Crisis Centers	\$147,000	\$147,000
DCJS	Aid to Localities	GEN	Traditional DV Legal Services Restoration	\$609,000	\$609,000
DCJS	Aid to Localities	GEN	Various Criminal Justice Restorations	\$3,680,000	\$3,680,000
DCJS	Aid to Localities	GEN	Westchester County Policing	\$992,000	\$992,000
DCJS	Aid to Localities	SRF	Reduce Executive Byrne/Jag Allocation	(\$300,000)	(\$300,000)
DCJS	Aid to Localities	SRF	Restore Legislative Byrne/JAG Allocation	\$300,000	\$300,000
DCJS	Aid to Localities	SRO	Aid to Defense Shift	\$5,066,000	\$5,066,000
DCJS	Aid to Localities	SRO	Aid to Defense shift	(\$5,066,000)	(\$5,066,000)
DCJS	Aid to Localities	SRO	Civil Legal Services	\$2,830,000	\$2,830,000
DCJS	Aid to Localities	SRO	CJIA- Increase Fund Sweep	\$9,830,000	\$9,830,000
DCJS	Aid to Localities	SRO	LSAF- Reject Fund Sweep	(\$9,830,000)	(\$9,830,000)
DEC	Capital	EPF	Agricultural Non-Point Source Pollution Control	(\$1,000,000)	(\$1,000,000)
DEC	Capital	EPF	Environmental Justice	\$1,000,000	\$1,000,000
DEC	Capital	EPF	Hudson River Park Trust	\$2,200,000	\$2,200,000
DEC	Capital	EPF	Land Acquisition	\$7,000,000	\$7,000,000
DEC	Capital	EPF	Local Waterfront Revitalization Program (LWRF)	(\$1,000,000)	(\$1,000,000)
DEC	Capital	EPF	Municipal Recycling	\$1,000,000	\$1,000,000
DEC	Capital	EPF	Pesticide Database	(\$500,000)	(\$500,000)
DEC	Capital	EPF	Public Access and Stewardship	(\$11,700,000)	(\$11,700,000)
DEC	Capital	EPF	Secondary Marketing	(\$500,000)	(\$500,000)
DEC	Capital	EPF	Zoos, Botanical Gardens, and Aquaria	\$3,500,000	\$3,500,000
DED	Aid to Localities	GEN	Agritourism/Taste NY	(\$3,565,000)	(\$3,565,000)
DED	Aid to Localities	GEN	Albany Center of Excellence (Atmospheric and Enviro. Prediction and Innovation)	\$500,000	\$500,000
DED	Aid to Localities	GEN	Center for Advanced Technology (CATS)	\$1,182,000	\$1,182,000
DED	Aid to Localities	GEN	Center of Excellence	\$1,276,000	\$1,276,000
DED	Aid to Localities	GEN	Local Tourism Matching Grants	\$1,185,000	\$1,185,000
DED	Aid to Localities	GEN	Small Business Innovation Research (SBIR)/Small Business Technology Transfer (STTR) Technical Assistance Program	\$1,000,000	\$1,000,000
DED	Aid to Localities	GEN	Technology Development Organization Matching Grants	\$609,000	\$609,000
DFS	Aid to Localities	SRO	Entertainment Worker Demonstration Program	\$65,000	\$65,000
DFS	Aid to Localities	SRO	Re-prioritize Insurance Assessment Allocations to Support Early Intervention Services	\$12,500,000	\$12,500,000
DHCR	Capital	CAP	Public Housing	\$100,000,000	\$225,000,000
DMV	Aid to Localities	GEN	STOP/DWI Interlock Interchange Monitor	\$1,600,000	\$1,600,000
DOH	Aid to Localities	GEN	Community Health Advocates	\$1,000,000	\$1,000,000
DOH	Aid to Localities	GEN	Diversity in Medicine Program	\$500,000	\$500,000
DOH	Aid to Localities	GEN	Family Planning Restoration	\$750,000	\$750,000
DOH	Aid to Localities	GEN	HIV/AIDS - Multi-Services Agencies	\$525,000	\$525,000
DOH	Aid to Localities	GEN	HIV/AIDS- Community Services Program	\$525,000	\$525,000
DOH	Aid to Localities	GEN	Hunger Prevention and Nutrition Assistance Program (HPNAP)	\$500,000	\$500,000
DOH	Aid to Localities	GEN	LGBT Health and Human Services Network	\$300,000	\$300,000
DOH	Aid to Localities	GEN	MA - Deny Health Home Background Check Language	(\$1,100,000)	(\$1,100,000)
DOH	Aid to Localities	GEN	MA - Reduce Mental Hygiene Stabilization Fund Offload	(\$181,990,000)	(\$181,990,000)
DOH	Aid to Localities	GEN	MA - Reduce Nursing Home Carve-Out of MLTC from Six Months to Three Months	(\$36,750,000)	(\$36,750,000)
DOH	Aid to Localities	GEN	MA - Re-Estimate Enrollment Reconciliation Repayments	(\$5,000,000)	(\$5,000,000)
DOH	Aid to Localities	GEN	MA - Re-Estimate Outstanding Liability Repayments	(\$87,500,000)	(\$87,500,000)
DOH	Aid to Localities	GEN	MA - Re-Estimate Pharmacy Drug Cap Savings	(\$32,450,000)	(\$32,450,000)
DOH	Aid to Localities	GEN	MA - Reject Carve-Out of Adult Day Home Care Transportation Services to the Transportation Broker	\$7,420,000	\$7,420,000
DOH	Aid to Localities	GEN	MA - Reject Carve-Out of MLTC Transportation Services to the Transportation Broker	\$6,000,000	\$6,000,000
DOH	Aid to Localities	GEN	MA - Reject Changes to Certified Nurse Anesthetist Supervision Requirements	\$5,000,000	\$5,000,000
DOH	Aid to Localities	GEN	MA - Reject Changes to the Early Intervention Program	\$3,770,000	\$3,770,000
DOH	Aid to Localities	GEN	MA - Reject Co-pay Increases and Limits on Over-the-Counter Drugs	\$11,280,000	\$11,280,000
DOH	Aid to Localities	GEN	MA - Reject Elimination of Supplemental Ambulance Payments	\$3,000,000	\$3,000,000
DOH	Aid to Localities	GEN	MA - Reject Hospital Quality Pool Reductions	\$17,050,000	\$17,050,000
DOH	Aid to Localities	GEN	MA - Reject Increasing the Minimum Assessment Score for MLTC Eligibility	\$5,830,000	\$5,830,000
DOH	Aid to Localities	GEN	MA - Reject Limits on Provider Marketing and Referrals	\$4,930,000	\$4,930,000
DOH	Aid to Localities	GEN	MA - Reject Reductions of Hospital Capital Rates	\$2,900,000	\$2,900,000

**Assembly Budget Proposal**  
**Budget Actions**  
**State Fiscal Year 2018-19**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
DOH	Aid to Localities	GEN	MA - Reject Reductions of Nursing Home Capital Rates	\$3,800,000	\$3,800,000
DOH	Aid to Localities	GEN	MA - Reject the Authorization for Community Paramedicine	(\$1,150,000)	(\$1,150,000)
DOH	Aid to Localities	GEN	MA - Reject the Authorization for Retail Practices	\$5,000,000	\$5,000,000
DOH	Aid to Localities	GEN	MA - Reject The Elimination of Prescriber Prevalis (FFS)	\$5,400,000	\$5,400,000
DOH	Aid to Localities	GEN	MA - Reject The Elimination of Prescriber Prevalis (MMC)	\$12,000,000	\$12,000,000
DOH	Aid to Localities	GEN	MA - Reject the Elimination of Rural Transit Assistance Supplemental Payments	\$4,000,000	\$4,000,000
DOH	Aid to Localities	GEN	MA - Remove Language Authorizing Collaborative Comprehensive Medication Management Programs	\$450,000	\$450,000
DOH	Aid to Localities	GEN	MA - Restore Community Spouse Resource Limits	\$5,700,000	\$5,700,000
DOH	Aid to Localities	GEN	MA - Restore Funding for Children's Behavioral Health Services	\$15,000,000	\$15,000,000
DOH	Aid to Localities	GEN	MA - Restore NY Connects Funding	\$3,350,000	\$3,350,000
DOH	Aid to Localities	GEN	MA - Restore Patient Centered Medical Home Payments for Clinics	\$5,000,000	\$5,000,000
DOH	Aid to Localities	GEN	MA - Restore Provider Trend Factor for All Sectors	\$230,000,000	\$230,000,000
DOH	Aid to Localities	GEN	MA - Restore the Right of Spousal Refusal	\$7,810,000	\$7,810,000
DOH	Aid to Localities	GEN	MA - Savings from the Repeal of the Federal HMO Tax for 2019	(\$18,750,000)	(\$18,750,000)
DOH	Aid to Localities	GEN	Nurse Family Partnership	\$250,000	\$250,000
DOH	Aid to Localities	GEN	Reject Across-the Board 20% Public Health Reduction and Consolidation	\$9,188,000	\$9,188,000
DOH	Aid to Localities	GEN	Reject Changes to the Early Intervention Program	\$3,240,000	\$3,240,000
DOH	Aid to Localities	GEN	Reject Changes to the Early Intervention Program (CHP Program)	(\$690,000)	(\$690,000)
DOH	Aid to Localities	GEN	Reject Retroactive Elimination of the Human Services COLA	\$19,900,000	\$19,900,000
DOH	Aid to Localities	GEN	Restore Last Year's 20% School Based Health Center Cut	\$3,823,000	\$3,823,000
DOH	Aid to Localities	GEN	Restore Various Public Health Programs	\$1,838,000	\$1,838,000
DOH	Aid to Localities	SRO	Early Intervention Services Covered Lives Assessment	\$25,000,000	\$25,000,000
DOH	Capital	CAP	Health Transformational Capital - Community-Based Providers	\$35,000,000	\$35,000,000
DOH	Capital	CAP	Health Transformational Capital - Statewide	\$65,000,000	\$65,000,000
DOH	Capital	CAP	Life Science Lab Public Health	\$0	\$600,000,000
DOH	State Operations	GEN	Reallocate Additional State Operations Funding	(\$850,000)	(\$850,000)
DOH	State Operations	GEN	Restore Hospital Resident Audits	\$850,000	\$850,000
DOL	Aid to Localities	GEN	Cornell Industrial and Labor Relations School Sexual Harassment Prevention Program	\$150,000	\$150,000
DOL	Aid to Localities	GEN	Displaced Homemakers Program	\$1,620,000	\$1,620,000
DOL	Aid to Localities	GEN	New York Committee on Occupational Health and Safety (NYCOSH)	\$350,000	\$350,000
DOL	State Operations	SRF	UI Renovation Fund	(\$2,250,000)	(\$2,250,000)
DOS	State Operations	GEN	Intervenor Funding	\$1,000,000	\$1,000,000
DOS	State Operations	GEN	Office for the Advocate for People with Disabilities	\$100,000	\$100,000
DOS	State Operations	GEN	Utility Consumer Advocate	\$350,000	\$350,000
DOSP	State Operations	GEN	Reject Support for Troop NYC	(\$41,000,000)	(\$41,000,000)
DOT	Aid to Localities	GEN	Long Island Rail Road South Fork Commuter Connection	\$500,000	\$500,000
DOT	Aid to Localities	GEN	Verrazano Narrows Bridge Rebate Program	\$1,750,000	\$1,750,000
DOT	Aid to Localities	SRO	MTA Commuter Lines - Transit Sustainability Program	\$11,700,000	\$14,400,000
DOT	Aid to Localities	SRO	New York City Transit Sustainability Program	\$355,200,000	\$473,800,000
DOT	Aid to Localities	SRO	Non-MTA Downstate Transit Operating Assistance	\$11,700,000	\$14,400,000
DOT	Aid to Localities	SRO	Non-MTA Upstate Transit Operating Assistance	\$12,900,000	\$16,800,000
DOT	Capital	CAP	Consolidated Local Highway Assistance Program	\$12,900,000	\$16,800,000
DOT	Capital	CAP	Consultant Engineering	(\$13,032,000)	(\$199,520,000)
DOT	Capital	CAP	Extreme Weather Recovery	\$30,000,000	\$65,000,000
DOT	Capital	CAP	Intersection of Route 9W at Oak Tree Road, in the Town of Orangetown	\$0	\$206,175,000
DOT	Capital	CAP	LIRR Diesel Train Engine Emissions Upgrade	\$0	\$17,500,000
DOT	Capital	CAP	Non-MTA Transit Capital	\$20,000,000	\$20,000,000
DOT	Capital	CAP	State Workforce Engineering	\$13,032,000	\$419,903,000
GPP	State Operations	GEN	Data Analytics	\$0	(\$25,000,000)
GSC	State Operations	GEN	Agency Fringe Benefit Escrow	\$0	(\$1,243,918,000)
GSC	State Operations	GEN	DHBT Fund Escrow	\$0	(\$106,755,000)
GSC	State Operations	GEN	General State Charges cash re-estimate	(\$35,000,000)	\$0
GSC	State Operations	GEN	IRMAA	\$2,656,000	\$2,656,000
GSC	State Operations	GEN	Outside Legal Services	\$0	(\$5,000,000)
HESC	Aid to Localities	GEN	Martin Luther King Scholarship	\$25,000,000	\$25,000,000
HSES	Aid to Localities	SRO	PSCA Fund Sweep	(\$50,000,000)	(\$50,000,000)
LGA	Aid to Localities	GEN	Aid and Incentives for Municipalities	\$60,000,000	\$60,000,000
LGA	Aid to Localities	GEN	Aid to the City of Albany	\$9,800,000	\$9,800,000
LGA	Aid to Localities	GEN	AIM to Village of Sagaponack	\$2,000	\$2,000
LGA	Aid to Localities	GEN	AIM to Village of South Blooming Grove	\$19,000	\$19,000
LGA	Aid to Localities	GEN	AIM to Village of Woodbury	\$27,000	\$27,000
LGA	Aid to Localities	GEN	Citizen Reorganization Empowerment Grants/Citizen Empowerment Tax Credits	\$0	(\$28,000,000)
LGA	Aid to Localities	GEN	Local Government Efficiency Grant Program	\$0	(\$4,000,000)
MISC	Aid to Localities	GEN	Minimum Wage Health and Human Service Workers	\$23,000,000	\$23,000,000
MISC	Aid to Localities	GEN	Pay for Success	\$0	(\$69,000,000)
MISC	Capital	CAP	Nonprofit Infrastructure Capital Investment Program	\$0	\$20,000,000
MISC	State Operations	GEN	Empire Star Public Service Award	(\$300,000)	(\$300,000)
MISC	Capital	CAP	Land Banks	\$20,000,000	\$20,000,000
NYSER	Aid to Localities	ALL	Public Utility Law Project (PULP)	\$750,000	\$750,000
OASAS	Aid to Localities	GEN	Substance Abuse Prevention and Intervention Specialists (SAPIS)	\$2,000,000	\$2,000,000
OASAS	Aid to Localities	SRO	Heroin and Opiate Funding	\$31,750,000	\$31,750,000
OASAS	Capital	GEN	Heroin/Opiates Services	\$0	\$10,000,000
OCFS	Aid to Localities	GEN	Advantage Afterschool	\$5,000,000	\$5,000,000
OCFS	Aid to Localities	GEN	Child Care	\$128,700,000	\$128,700,000
OCFS	Aid to Localities	GEN	Child Welfare Reimbursement	\$17,000,000	\$17,000,000
OCFS	Aid to Localities	GEN	Close to Home Initiative	\$31,000,000	\$31,000,000
OCFS	Aid to Localities	GEN	Enhanced CPS Caseload	\$758,000	\$758,000
OCFS	Aid to Localities	GEN	Kinship Care	\$1,900,000	\$1,900,000
OCFS	Aid to Localities	GEN	Kinship Navigator	\$100,000	\$100,000
OCFS	Aid to Localities	GEN	Safe Harbor for Sexually Exploited Children	\$3,000,000	\$3,000,000
OCFS	Aid to Localities	GEN	Settlement Houses	\$2,450,000	\$2,450,000
OCFS	Aid to Localities	GEN	Youth Development Program	\$1,499,000	\$1,499,000
OCFS	Aid to Localities	SRF	Child Care Offset	(\$10,467,486)	(\$10,467,486)
OCFS	State Operations	GEN	Ella McQueen Reception Center	\$5,361,000	\$5,361,000
OFA	Aid to Localities	GEN	Statewide Senior Action Council- Patient's Rights Hotline	\$32,000	\$32,000
OGS	Capital	CAP	Design and Construction	(\$3,000,000)	(\$3,000,000)
OILS	Aid to Localities	SRO	Re-estimate settlement expenditures - spending	(\$25,000,000)	(\$25,000,000)
OMH	Aid to Localities	GEN	Adult Home - Supported Housing - re-estimate	(\$2,500,000)	(\$2,500,000)



**Assembly Budget Proposal  
Budget Actions  
State Fiscal Year 2018-19**

<b>Agency</b>	<b>Purpose</b>	<b>Fund</b>	<b>Title</b>	<b>Cash Amount</b>	<b>Appropriation Amount</b>
OMH	Aid to Localities	GEN	Crisis Intervention Teams	\$1,000,000	\$1,000,000
OMH	Aid to Localities	GEN	Reject Jail Based Restoration	(\$850,000)	(\$850,000)
OMH	Capital	GEN	Children's Behavioral Health	\$0	\$10,000,000
OMH	State Operations	GEN	Reject Jail Based Restoration	\$2,540,000	\$2,540,000
OPWDD	Aid to Localities	GEN	OPWDD Transition to Managed Care - Program Startup - re-estimate	(\$10,000,000)	(\$10,000,000)
OPWDD	Aid to Localities	GEN	Reduce Mental Hygiene Stabilization Fund Offload	\$181,990,000	\$181,990,000
OSC	Capital	CAP	Application Modernization	\$5,462,000	\$5,462,000
OSC	Capital	CAP	Infrastructure Upgrade	\$9,665,000	\$9,665,000
OSC	State Operations	FID	PICM/Retirement System Staff	\$14,933,000	\$14,933,000
OTDA	Aid to Localities	GEN	Disability Advocacy Program Additional	\$1,500,000	\$1,500,000
OTDA	Aid to Localities	GEN	Public Assistance Caseload Re-estimate Safety Net	(\$2,597,430)	(\$2,597,430)
OTDA	Aid to Localities	GEN	Refugee Resettlement Program	\$2,000,000	\$2,000,000
OTDA	Aid to Localities	GEN	Resettlement Assistance for Puerto Ricans and the U.S. Virgin Islands	\$2,000,000	\$2,000,000
OTDA	Aid to Localities	SRF	Child Care Offset	\$10,467,486	\$10,467,486
OTDA	Aid to Localities	SRF	Public Assistance Caseload Re-estimate TANF	(\$29,435,486)	(\$29,435,486)
OTDA	Aid to Localities	SRF	TANF Restorations	\$18,968,000	\$18,968,000
SED	Aid to Localities	GEN	BUNDY Aid	\$24,590,000	\$24,590,000
SED	Aid to Localities	GEN	Liberty Partnership Program	\$3,060,000	\$3,060,000
SED	Aid to Localities	GEN	Adult Literacy Education	\$1,500,000	\$1,500,000
SED	Aid to Localities	GEN	Aid to Public Libraries	\$4,000,000	\$4,000,000
SED	Aid to Localities	GEN	Bard High School - Early College	\$461,000	\$461,000
SED	Aid to Localities	GEN	Bilingual Education	\$700,000	\$700,000
SED	Aid to Localities	GEN	Buffalo School Health Services	\$1,200,000	\$1,200,000
SED	Aid to Localities	GEN	Collegiate Science and Technology Entry Program (CSTEP)	\$3,994,000	\$3,994,000
SED	Aid to Localities	GEN	Competitive Grants Re-estimate	(\$35,000,000)	(\$50,000,000)
SED	Aid to Localities	GEN	Consortium for Workforce Education Credential Initiative	\$250,000	\$250,000
SED	Aid to Localities	GEN	Early College High School Expansion	(\$4,200,000)	(\$6,000,000)
SED	Aid to Localities	GEN	East Ramapo	\$1,000,000	\$1,000,000
SED	Aid to Localities	GEN	ELL/Bilingual Teachers	\$770,000	\$770,000
SED	Aid to Localities	GEN	Empire State After School Program	(\$3,500,000)	(\$5,000,000)
SED	Aid to Localities	GEN	Excellence in Teaching Awards	(\$280,000)	(\$400,000)
SED	Aid to Localities	GEN	Executive Leadership Institute	\$475,000	\$475,000
SED	Aid to Localities	GEN	Fiscal Stabilization Fund	(\$44,800,000)	(\$64,000,000)
SED	Aid to Localities	GEN	Foster Youth Initiative	\$4,500,000	\$4,500,000
SED	Aid to Localities	GEN	Henry Viscardi (4201)	\$903,000	\$903,000
SED	Aid to Localities	GEN	Higher Education Opportunity Program	\$11,842,000	\$11,842,000
SED	Aid to Localities	GEN	Independent Living Centers	\$1,000,000	\$1,000,000
SED	Aid to Localities	GEN	Langston Hughes Community Library and Cultural Center of Queens Library	\$75,000	\$75,000
SED	Aid to Localities	GEN	Liberty Partnership Program	\$3,060,000	\$3,060,000
SED	Aid to Localities	GEN	Master Teacher	(\$700,000)	(\$1,000,000)
SED	Aid to Localities	GEN	Mental Health Grants	\$875,000	\$1,250,000
SED	Aid to Localities	GEN	Museum Education Program Grants	\$2,000,000	\$2,000,000
SED	Aid to Localities	GEN	New York School for the Deaf (4201)	\$903,000	\$903,000
SED	Aid to Localities	GEN	Prekindergarten Grants	\$24,500,000	\$35,000,000
SED	Aid to Localities	GEN	Restoration for Summer School Special Education Programs (4408)	\$34,000,000	\$34,000,000
SED	Aid to Localities	GEN	Rochester School Health Services	\$1,200,000	\$1,200,000
SED	Aid to Localities	GEN	Schomburg Center for Research in Black Culture	\$250,000	\$250,000
SED	Aid to Localities	GEN	School Aid	\$590,214,973	\$590,214,973
SED	Aid to Localities	GEN	Schools for the Blind and Deaf (4201s)	\$2,300,000	\$2,300,000
SED	Aid to Localities	GEN	Science and Technology Entry Program (STEP)	\$5,270,000	\$5,270,000
SED	Aid to Localities	GEN	Smart Start	(\$4,200,000)	(\$6,000,000)
SED	Aid to Localities	GEN	Support for English Language Learners and Homeless Pupils	\$10,500,000	\$15,000,000
SED	Aid to Localities	GEN	Supportive Schools Grant Program	\$7,000,000	\$7,000,000
SED	Aid to Localities	GEN	Tail and Bump	\$28,130,000	\$28,130,000
SED	Aid to Localities	GEN	Teacher Diversity Pipeline Pilot	\$500,000	\$500,000
SED	Aid to Localities	GEN	Teacher Resources and Computer Training Centers	\$9,982,000	\$9,982,000
SED	Capital	CAP	Library Construction Grants	\$20,000,000	\$50,000,000
SOFA	Aid to Localities	GEN	Community Services for the Elderly	\$500,000	\$500,000
SOFA	Aid to Localities	GEN	Foundation for Senior Citizens Home Sharing and Respite Program	\$86,000	\$86,000
SOFA	Aid to Localities	GEN	Mortgage Insurance Fund - NNORC	\$2,000,000	\$2,000,000
SOFA	Aid to Localities	GEN	Mortgage Insurance Fund - NORC	\$2,000,000	\$2,000,000
SOFA	Aid to Localities	GEN	NORC and NNORC Mortgage Insurance Fund Transfer	(\$4,000,000)	(\$4,000,000)
SOFA	Aid to Localities	GEN	Older Adults Technology Center (OATS)	\$250,000	\$250,000
SOFA	Aid to Localities	GEN	Restore Various Aging Programs	\$150,000	\$150,000
SUNY	Aid to Localities	GEN	Child Care	\$1,098,000	\$1,098,000
SUNY	Aid to Localities	GEN	Community College Base Aid	\$12,064,000	\$12,064,000
SUNY	Capital	CAP	Broome County Community College	\$1,500,000	\$1,500,000
SUNY	Capital	CAP	Critical Expansion	\$25,000,000	\$100,000,000
SUNY	Capital	CAP	Critical Maintenance	\$50,000,000	\$200,000,000
SUNY	Capital	CAP	Educational Opportunity Centers	\$30,000,000	\$30,000,000
SUNY	Capital	CAP	Fashion Institute of Technology	\$20,400,000	\$20,400,000
SUNY	Capital	CAP	Nassau County Community College	\$13,000,000	\$13,000,000
SUNY	Capital	CAP	SUNY Hospital	(\$78,564,000)	(\$78,564,000)
SUNY	Capital	CAP	Ulster County Community College	\$2,300,000	\$2,300,000
SUNY	State Operations	SRO	ATTAIN Labs	\$2,000,000	\$2,000,000
SUNY	State Operations	SRO	Cornell Veterinary School	\$250,000	\$250,000
SUNY	State Operations	SRO	Educational Opportunity Centers	\$5,000,000	\$5,000,000
SUNY	State Operations	SRO	Educational Opportunity Program	\$10,724,000	\$10,724,000
SUNY	State Operations	SRO	Graduate Diversity Fellowships	\$600,000	\$600,000
SUNY	State Operations	SRO	Labor Contingency Reserve	\$0	\$34,900,000
SUNY	State Operations	SRO	SUNY Hospital	\$78,564,000	\$78,564,000
UDC	Aid to Localities	GEN	Additional Community Development Financial Institutions	\$300,000	\$300,000
UDC	Aid to Localities	GEN	Additional Support for MWBDLP and MWB Investment Fund	\$365,000	\$365,000
UDC	Aid to Localities	GEN	Competitive Tourism Advertising Funds - Market NY - Operating	(\$10,300,000)	(\$10,300,000)
UDC	Aid to Localities	GEN	Empire State Economic Development Fund	(\$26,180,000)	(\$26,180,000)
UDC	Aid to Localities	GEN	NYS Innovation Voucher Program	\$1,000,000	\$1,000,000
UDC	Aid to Localities	GEN	Promotion/Advertising for 50th Anniversary of Woodstock	\$0	\$0
UDC	Aid to Localities	GEN	Stony Brook Medicine's National Cancer Institute	\$670,000	\$670,000

**Assembly Budget Proposal  
Budget Actions  
State Fiscal Year 2018-19**

<b>Agency</b>	<b>Purpose</b>	<b>Fund</b>	<b>Title</b>	<b>Cash Amount</b>	<b>Appropriation Amount</b>
UDC	Aid to Localities	GEN	Tourism/Economic Development Promotion (Advertising Support)	(\$10,000,000)	(\$10,000,000)
UDC	Capital	CAP	Capital support for Centers of Excellence and CATS	\$10,000,000	\$20,000,000
UDC	Capital	CAP	High Technology and Economic Development Infrastructure Programs	(\$300,000,000)	(\$300,000,000)
UDC	Capital	CAP	Life Sciences Laboratory Public Health Initiative	\$0	(\$600,000,000)
UDC	Capital	CAP	Market NY	(\$1,000,000)	(\$8,000,000)
UDC	Capital	CAP	Nail Salons and Dry Cleaning Equipment	\$3,000,000	\$3,000,000
UDC	Capital	CAP	New York Works Economic Development Fund	(\$28,450,000)	(\$200,000,000)
UDC	Capital	CAP	Regional Economic Development Councils	(\$7,500,000)	(\$150,000,000)
UDC	Capital	CAP	RESTORE NY	\$5,000,000	\$100,000,000
VET	Aid to Localities	GEN	Veterans' Adds	\$675,000	\$675,000
WCB	Capital	CAP	Workers Compensation Board Capital	(\$5,000,000)	(\$20,000,000)

## **Assembly Budget Proposal SFY 2018-19 All State Agencies**

The Executive Budget includes several policy proposals within appropriation language that appear within multiple State agencies. The Assembly rejects each of these proposals and removes appropriation language that would:

- 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; and
- authorize the Director of Budget to prepare a plan to uniformly reduce (up to three percentage points) the appropriations on related cash disbursements for certain General Fund and Special Revenue Fund aid to localities appropriations, if estimate for tax receipts is reduced by \$500 million or more compared to the Financial Plan for fiscal year 2018-19.

# **PUBLIC PROTECTION & GENERAL GOVERNMENT**

*By Agency*



**Assembly Budget Proposal SFY 2018-19  
Division of Alcoholic Beverage Control**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly rejects the Executive proposal to modify the existing on-premises hotel license for retail sale of alcoholic beverages for hotel licensees to operate without having a requirement of an on-premises restaurant serving full sit-down meals and would authorize hotels to make available soup, sandwiches or other foods, whether fresh, processed or frozen.**
- **The Assembly rejects the Executive proposal to create a new license for production and sale of mead and braggot in New York State.**
- **The Assembly rejects the Executive proposal to create a new exporter license for businesses that export alcoholic beverages made in New York State, yet does not sell to wholesalers or retailers.**

**Assembly Budget Proposal SFY 2018-19**  
**Department of Audit and Control**

**The Assembly provides an All Funds appropriation of \$384.4 million, an increase of \$30.1 million over the Executive proposal.**

**State Operations**

- **The Assembly provides \$14.9 million to support additional investment and customer service staff for the Common Retirement Fund, which would be paid out of the resources of such fund.**

**Aid to Localities**

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

**Capital Projects**

- **The Assembly provides a new \$5.5 million for information technology application modernization, and \$9.7 million for information technology infrastructure upgrades.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Division of the Budget**

**The Assembly provides an All Funds appropriation of \$49.18 million.**

**State Operations**

- **The Assembly accepts the Executive Budget and recommends no changes.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**



**Assembly Budget Proposal SFY 2018-19  
Department of Civil Service**

**The Assembly provides an All Funds appropriation of \$56.5 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19**  
**Department of Corrections and Community Supervision**

**The Assembly provides an All Funds appropriation of \$3.3 billion**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

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

**Article VII**

- **The Assembly accepts the Executive proposal to eliminate the \$30 per month parole supervision fee.**
- **The Assembly accepts the Executive proposal to authorize two temporary release programs, a college educational leave program and a work release program.**
- **The Assembly accepts the proposal to reduce a portion of the payments to counties for transferring state-ready inmates to Department of Corrections and Community Supervision (DOCCS).**
- **The Assembly accepts the proposal to expand eligibility for merit time and the limited credit time allowance.**
- **The Assembly modifies the Executive proposal to authorize geriatric parole, require a monthly review of potential applicants by medical staff and establish time limits for assessment and decision making.**
- **The Assembly modifies the Executive proposal to clarify employers and licensing agencies processes for evaluating an individual's criminal history.**

- **The Assembly rejects the proposal to permit the discipline and termination of correctional employees for serious misconduct outside of collective bargaining agreements and to add additional requirements of employment for correctional officers, parole officers and institutional safety officers.**
- **The Assembly includes legislation to limit solitary confinement to 15 days in most circumstances, create a residential rehabilitation unit for inmates with longer disciplinary sanctions and prohibit placement of certain special populations in solitary confinement.**
- **The Assembly includes legislation to allow most individuals in local jails to earn merit time credits for participation in programs and work assignments approved by the sheriff.**

**Assembly Budget Proposal SFY 2018-19  
Commission of Correction**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable**

**Article VII**

- **Not applicable**

**Assembly Budget Proposal SFY 2018-19  
Division of Criminal Justice Services**

The Assembly provides an All Funds appropriation of \$300.2 million, an increase of \$18.85 million from the Executive proposal.

**State Operations**

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

**Aid to Localities**

- The Assembly provides \$5 million to support bail and pre-trial detention reform implementation, including support for pre-trial services, pre-trial supervision, and probation services.
- The Assembly modifies the Executive proposal to provide \$4.82 million in support for Operation SNUG programs, to provide \$300,000 in discrete appropriations for the city of Poughkeepsie and to add language to restore programs in the boroughs of Bronx, Brooklyn, Manhattan, Queens, and Staten Island.
- The Assembly restores \$3.68 million in General Fund support of various criminal justice programs, including re-entry initiatives, civil legal services as well as other crime control and prevention programs.
- The Assembly restores \$2.83 million in Legal Services Assistance Fund (LSAF) allocations for civil and criminal legal service grants, and reprograms \$2.23 million in proposed LSAF funds to support additional civil or criminal legal services. To support this restoration, the Assembly transfers \$5.1 million in Aid-to-Defense funding from the LSAF to the Indigent Legal Services Fund.
- The Assembly restores \$1.06 million for the New York State Defenders Association.
- The Assembly restores \$992,000 to support the Westchester County Policing program.
- The Assembly restores \$750,000 for Prisoners' Legal Services, to bring total program funding to \$2.95 million.
- The Assembly restores \$609,000 in domestic violence related civil and criminal legal services programming.

- **The Assembly restores \$600,000 in support for immigrant legal services.**
- **The Assembly restores \$500,000 in alternatives-to-incarceration (ATI) program funding and includes appropriation language to provide ATI programs with greater flexibility in the populations that they serve.**
- **The Assembly restores \$441,000 in support for aid-to-defense services.**
- **The Assembly restores \$147,000 in funding for rape crisis centers.**
- **The Assembly rejects a \$9.83 million transfer from the LSAF to the General Fund, and instead transfers \$9.83 million from the Criminal Justice Improvement Account.**
- **The Assembly provides \$300,000 to restore a legislative allocation of Federal Edward Byrne/Justice Assistance Grant assistance.**

#### Capital Projects

- **Not applicable.**

#### Article VII

- **The Assembly accepts the Executive proposal to extend the statutory distribution of certain pre-indictment settlement funds.**
- **The Assembly modifies the Executive proposal to limit asset seizure and forfeiture, to replace it with a proposal to ensure due process, bring New York law into compliance with recent rulings of the United States Supreme Court, and to provide for greater transparency in the collection and distribution of forfeited funds and property. The Assembly is also interested to consider additional legislation that would curtail the use of civil seizure and forfeiture in circumstances where the owner of the property is not charged with or has not been convicted of any crime.**
- **The Assembly modifies the Executive proposal regarding domestic violence and firearms to make various technical amendments. In addition to legislation to remove firearms from persons convicted of domestic violence and against who an order protection is issued as proposed in the Executive Budget, the Assembly also advances the following gun safety measures as part of the budget:**

- **A. 2406 (Paulin) - establishes a 10-day waiting period before a firearm can be sold to a purchaser who has not yet cleared a background check;**
- **A. 8976-B (Simon) - establishes the authority of a supreme court to issue an “extreme risk protection order” (ERPO) to prohibit a person determined to be a danger to themselves or others from purchasing or possessing a firearm, rifle, or shotgun;**
- **A. 9958 (Fahy) - prohibits the possession, manufacture, transportation, shipment and sale of bump stocks and similar devices that accelerate the firing rate of firearms, rifles or shotguns; and**
- **A. 9978 (Hunter) - requires an applicant for a handgun license who is domiciled in a foreign state to complete a waiver of confidentiality to permit law enforcement officials to access and investigate mental health records in the foreign state.**
- **The Assembly modifies the Executive proposal regarding speedy trial, to replace it with a proposal that would allow the Court to inquire as to whether the prosecution is, in fact, “ready for trial” when the prosecution claims readiness, and thereby stops the “speedy trial” clock. The proposal would also eliminate generalized court congestion, in most circumstances, as a basis for further delay.**
- **The Assembly modifies the Executive proposal regarding bail and pre-trial detention, to replace it with a proposal that would:**
  - **eliminate cash bail in most instances for persons charged with misdemeanors and non-violent felonies and instead require release on recognizance or non-monetary conditions;**
  - **allow for bail and remand in the other, serious felony cases or in certain cases when an individual while at liberty commits another crime, violates an order of protection or repeatedly and willfully fails to return to court;**
  - **require the court to consider the defendant’s financial resources when fixing bail and set at least three alternative bail or bond methods; and**
  - **require that in all determinations regarding pre-trial status of a defendant, the court must impose the least restrictive alternative that would reasonably assure the defendant’s return to court.**
- **The Assembly modifies the Executive proposal regarding criminal discovery, to replace it with a proposal that would:**

- provide for early and complete disclosure of information in criminal prosecutions; and
- allow a prosecutor to apply to the court for a protective order where there is a belief that sensitive information could be used to threaten or intimidate a witness.
- The Assembly modifies the Executive proposal regarding child victims act, to replace it with a proposal that would:
  - extend certain unexpired criminal statutes of limitation;
  - extend the civil statute of limitations in certain civil actions and proceedings that allege a sex offense against a minor up until the plaintiff turns age 50;
  - permit revival, under certain circumstances, of the right to bring such a civil action that would otherwise be unavailable due to an expired civil statute of limitation; and
  - waive the requirement of the timely filing of a notice of claim when a defendant in such a civil action is a governmental entity.
- The Assembly modifies the Executive proposal regarding consent to sexual contact while in law enforcement custody, to replace it with a proposal that would also specifically include persons that are under arrest.
- The Assembly modifies the Executive proposal regarding sexual extortion and publishing sexual images, to replace it with a proposal that creates a new second degree of coercion, which induces or compels an individual to engage in a sexual act.
- The Assembly rejects the Executive proposal that would limit the availability of the defense to murder in the degree that defendant acted under the influence of extreme emotional disturbance.
- The Assembly rejects the proposals to place additional residency restrictions on certain sex offenders.
- The Assembly proposes various criminal justice reform measures related to:
  - establish an Office of Special Investigation;
  - improve grand jury transparency;
  - prohibit racial profiling by law enforcement;
  - expand judicial diversion;



- **seal certain marihuana possession cases;**
  - **reform solitary confinement;**
  - **limit an employer’s ability to inquire about criminal convictions;**
  - **waive certain fees for juvenile offenders;**
  - **improve criminal justice statistical reporting; and**
  - **support Law Enforcement Assisted Diversion (LEAD) programs.**
- **The Assembly supports the addition of “sex” as a protected class to the New York State Constitution to ensure equal rights for both women and men in New York.**

**Assembly Budget Proposal SFY 2018-19  
State Board of Elections**

**The Assembly provides an All Funds appropriation of \$24.56 million.**

**State Operations**

- **The Assembly modifies the Executive proposal to include \$5 million for the purpose of creating a new Election Support Center to defend against election disruption and to prepare for cyber-attacks by removing appropriation language that requires approval from the Director of the Budget.**

**Aid to Localities**

- **The Assembly modifies the Executive proposal to include \$7 million to offset the costs of early voting and other voting reforms borne by counties by removing appropriation language that requires approval from the Director of the Budget.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly proposal includes Article VII language to authorize the use of computer generated voter registration lists to establish a person's eligibility to vote at a polling place on Election Day.**
- **The Assembly proposal includes Article VII language to establish a 7-day early voting period for primary, general and special elections.**
- **The Assembly proposal includes Article VII language to apply a \$5,000 aggregate annual campaign contribution to limited liability companies (LLCs) and attribute LLC contributions to each member of the LLC in proportion to such member's ownership interest.**
- **The Assembly passed a Governor's Program Bill that would increase transparency for digital political communications. The bill required "paid for by" notification on all**

**political communications, required independent expenditure digital ad buyers to register with the Board of Elections, and required that internet platforms maintain a database of political ad purchases for public review for a minimum of five years.**

- **The Assembly rejects Article VII language that would enact campaign finance reforms; reform the procurement process for campaign contributions; and allow for same day voter registration.**

**Assembly Budget Proposal SFY 2018-19  
Office of Employee Relations**

**The Assembly provides an All Funds appropriation of \$4.9 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Executive Chamber/Office of the Lieutenant Governor**

**The Assembly provides an All Funds appropriation of \$18.5 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Department of Financial Services**

**The Assembly provides an All Funds appropriation of \$433.37 million, an increase of \$65,000 from the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly restores \$65,000, to provide a total \$100,000 in support of the continuation of the Entertainment Worker Demonstration Program for one additional year.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly accepts the Executive proposal to extend the Physician’s Excess Medical Malpractice Program for one year, through June 30, 2019.**
- **The Assembly modifies the Executive proposal related to student lending to:**
  - **add mens rea provisions to prohibited practices for the student loan servicers regulation proposal;**
  - **adjust the penalty provisions for student debt consultants;**
  - **clarify that all student loan borrowers who hold professional licenses should be protected from having an adverse action taken against them based upon the status of their student loan; and**
  - **make other technical corrections.**

- **The Assembly modifies the proposal that fixes the effective date for homeowner protections in reverse mortgage foreclosures enacted in last year's budget to make such protections permanent.**
- **The Assembly rejects the Executive proposal which would increase the fine for violation of the Insurance Law, from \$1,000 to \$10,000 per offense.**
- **The Assembly includes language to prohibit insurers from requiring an insured to use a mail order pharmacy if a local retail pharmacy agrees to the same reimbursement amount.**
- **The Assembly includes language to enact the Comprehensive Contraceptive Coverage Act, which would require health insurance policies to include coverage of contraceptive drugs, devices and products, and voluntary sterilization procedures without cost sharing, as well as contraceptive education, counseling and related follow up services.**
- **The Assembly includes language to require health insurers to provide coverage for in-vitro fertilization and other fertility preservation treatments.**

**Assembly Budget Proposal SFY 2018-19  
Office of General Services**

**The Assembly provides an All Funds appropriation of \$1.2 billion, a decrease of \$3 million from the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **The Assembly reduces an appropriation made for unspecified design and construction projects by \$3 million.**

**Article VII**

- **The Assembly accepts the Executive proposal to extend the State Commission on the Restoration of the Capitol for an additional five years.**
- **The Assembly rejects the Executive proposal to establish a parking services account, a solid waste account, and a special events account.**
- **The Assembly rejects the Executive proposal to expand the purposes and the types of government bodies that may obtain surplus state land for nominal consideration.**
- **The Assembly proposes language that would require under most circumstances a cost comparison review prior to a state agency entering into a consultant contract anticipated to cost more than \$750,000 annually.**



**Assembly Budget Proposal SFY 2018-19**  
**Division of Homeland Security and Emergency Services**

**The Assembly provides an All Funds appropriation of \$1.53 billion.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

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

**Article VII**

- **The Assembly accepts the Executive proposal to suspend the annual transfer of funds from the Public Safety Communications Account to the Emergency Services Revolving Loan Fund for an additional two fiscal years.**

**Assembly Budget Proposal SFY 2018-19  
Office of Indigent Legal Services**

**The Assembly provides an All Funds appropriation of \$161.24 million.**

**State Operations**

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

**Aid to Localities**

- **The Assembly modifies the Executive proposal to extend the Hurrell-Harring settlement statewide, to remove appropriation language that would require Division of Budget approval of all plans submitted by the Office of Indigent Legal Services.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly includes language to transfer the authority for approval of assigned counsel (18-b) plans from the Office of Court Administration to Office of Indigent Legal Services.**

**Assembly Budget Proposal SFY 2018-19  
Office of the State Inspector General**

**The Assembly provides an All Funds appropriation of \$7.44 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
New York Interest on Lawyer Account**

**The Assembly provides an All Funds appropriation of \$47.04 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Department of Law**

**The Assembly provides an All Funds appropriation of \$263.87 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

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

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Division of Military and Naval Affairs**

**The Assembly provides an All Funds appropriation of \$156.51 million.**

**State Operations**

- **The Assembly rejects the Executive proposal to establish an Armory Rental Account Enterprise Fund, and instead retains the existing Armory Rental Account structure.**

**Aid to Localities**

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

**Capital Projects**

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

**Article VII**

- **The Assembly rejects the Executive proposal to establish an Armory Rental Account Enterprise Fund.**

**Assembly Budget Proposal SFY 2018-19  
Office for the Prevention of Domestic Violence**

**The Assembly provides an All Funds appropriation of \$5.60 million.**

**State Operations**

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

**Aid to Localities**

- **The Assembly restores 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.**

**Assembly Budget Proposal SFY 2018-19  
Public Employment Relations Board**

**The Assembly provides an All Funds appropriation of \$3.9 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**



**Assembly Budget Proposal SFY 2018-19  
Joint Commission on Public Ethics**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Judicial Commissions**

**The Assembly provides an All Funds appropriation of \$5.76 million**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Division of State Police**

**The Assembly provides an All Funds appropriation of \$953.66, a decrease in \$41 million from the Executive proposal.**

**State Operations**

- **The Assembly denies the Executive proposal to provide \$41 million for the continued operations of a permanent State Police presence in New York City.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

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

**Article VII**

- **The Assembly rejects the Executive proposal to provide the Superintendent of State Police with administrative subpoena power related to certain online sexual offenses.**

**Assembly Budget Proposal SFY 2018-19  
Statewide Financial System**

**The Assembly provides an All Funds appropriation of \$30.5 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

Assembly Budget Proposal SFY 2018-19  
Office of Information Technology Services

**The Assembly provides an All Funds appropriation of \$854.6 million.**

State Operations

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

Aid to Localities

- **Not applicable.**

Capital Projects

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

Article VII

- **The Assembly rejects the Executive's proposal to authorize the Department of Civil Service to place 300 term appointments, without examination, within the Office of Information Technology Services.**

**Assembly Budget Proposal SFY 2018-19  
Office of Victim Services**

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

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19**  
**Workers' Compensation Board**

**The Assembly provides an All Funds appropriation of \$196.5 million, a decrease of \$20 million from the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **The Assembly rejects \$20 million in additional funding for the Workers' Compensation Board upgrades.**

**Article VII**

- **The Assembly rejects the Executive's proposal to authorize the New York State Insurance Fund to diversify its investments of surplus funds.**

## Assembly Budget Proposal SFY 2018-19 General State Charges

The Assembly provides an All Funds appropriation of \$5.83 billion, a decrease of \$1.27 billion from the Executive proposal. This significant decrease is primarily related to a technical adjustment in the structure of appropriations made for General State Charges.

### State Operations

- The Assembly rejects Executive proposals to eliminate reimbursement of the Income Related Monthly Adjustment Amount (IRMAA) and to institute a cap in Medicare Part B premium support, and instead restores \$2.7 million.
- The Assembly rejects the Executive proposal to require the rate of interest paid upon any judgement 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.
- The Assembly rejects the Executive proposal to include \$5 million for the costs of outside legal services.

### Aid to Localities

- Not applicable.

### Capital Projects

- Not applicable.

### Article VII

- The Assembly rejects the Executive proposal to cease reimbursement of IRMAA and to cap reimbursement of Medicare Part B premium support.
- The Assembly rejects the Executive proposal to require the rate of interest paid upon certain judgements or accrued claims be calculated at a variable market based rate.
- The Assembly modifies the Executive proposal to enact the New York State Secure Choice Savings Program, which would help private sector employees save for retirement.



**Assembly Budget Proposal SFY 2018-19**  
**Miscellaneous: Public Protection and General Government**

**Local Governments**

**The Assembly provides an All Funds appropriation of \$1.26 billion, an increase of \$48.05 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly proposes a \$60 million increase to the Aid and Incentives to Municipalities program (AIM). The increase will be linked to each municipality's allowable property tax levy growth under the property tax cap as calculated for fiscal years 2012 through 2018.**
- **The Assembly restores AIM funding for three villages that were not included in the Executive proposal:**
  - **\$27,000 to the Village of Woodbury;**
  - **\$19,000 to the Village of South Blooming Grove; and**
  - **\$2,000 to the Village of Sagaponack.**
- **The Assembly rejects a \$28 million appropriation for the continuation of Citizen Empowerment Tax Credits and Citizens Reorganization Empowerment Grants and a \$4 million appropriation for the continuation of Local Government Efficiency Grants.**

**Capital Projects**

- **The Assembly provides a new \$20 million in capital funding for land banks.**

**Article VII**

- **The Assembly rejects the proposal to authorize the Commissioner of the Department of Transportation to assess a fee on fiber optic utility companies for use of State right-of-way.**

- **The Assembly rejects the proposal to establish a uniform process by which municipalities are required to follow in the siting of small cell wireless facilities.**
- **The Assembly rejects the proposed changes to eligibility requirements for the Citizens Empowerment Tax Credits (CETC), as well as a cap on annual aid awarded upon dissolution of villages that vote to dissolve after December 31, 2017.**
- **The Assembly rejects the proposal to provide counties with zoning authority.**
- **The Assembly modifies the proposal to authorize adjacent towns to share town justices and courts by restoring the role of the State Legislature in approving such agreements.**
- **The Assembly modifies the proposal to make permanent the panels established pursuant to the County-Wide Shared Services Initiative and provide for optional participation by fire districts and fire protection districts. The Assembly proposes a two-year extension and reporting requirements for the Department of State based on plans submitted by the counties.**
- **The Assembly proposes design-build authority for the City of New York for certain projects including: the Brooklyn Queens Expressway; the Franklin D. Roosevelt East River Drive Bridge; the Pelham Parkway Bridge; Bridges along the Belt Parkway; the 49<sup>th</sup> Avenue Bridge; the 5<sup>th</sup> Avenue Bridge; resiliency measures for the Staten Island Ferry; renovation of the Elmhurst Hospital Emergency Department; property clerk storage and operations facility for the police department of the City of New York in Queens County; Kensico-Eastview connection water tunnel; the Hillview Central Distribution Facility; and the New York City Housing Authority.**
- **The Assembly supports design-build authority of facilities renovated or constructed in connection with the closing of correctional facilities located on Rikers Island or the implementation of Section 500-p of the Correction Law, provided that, the appropriate local approval of such facilities has occurred.**
- **The Assembly proposes to add the villages of Woodbury, South Blooming Grove, and Sagaponack permanently to the AIM program.**
- **The Assembly authorizes \$9.5 million for aid to the City of Albany to be funded out of the Mortgage Insurance Fund (MIF), with such aid pursuant to the recommendations at the State Financial Restructuring Board for local governments.**
- **The Assembly proposal includes Article VII language to expand the New York City school zone speed camera program.**

## Data Analytics

### State Operations

- **The Assembly eliminates \$25 million that the Executive proposed for a data analytics program.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

## Labor Management Committees

### State Operations

- **The Assembly eliminates \$300,000 proposed by the Executive for the Empire Star Public Service Award.**

### Aid to Localities

- **Not applicable.**

### Capital Projects

- **Not applicable.**

### Article VII

- **Not applicable.**

# Sexual Harassment Proposal

## Article VII

- **The Assembly includes language to require state and local governments, contractors, and entities eligible for tax credits to annually report information regarding unlawful discriminatory practices, investigations, and settlement agreements to the Division of Human Rights which would analyze the information and submit an annual report.**
- **The Assembly includes language to prohibit mandatory arbitration agreements in employment contracts related to discrimination claims, including sexual harassment and prohibit the State from contracting with companies that require mandatory arbitration agreements for discrimination claims, prohibit clauses in employment contracts and agreements that waive any substantive or procedural right or remedy to in relation to discrimination, harassment and retaliation.**
- **The Assembly includes language to establish that in the event that a State agency, or public entity, including local governments, provides a payment on behalf of a public officer or employee resulting from an adjudicated discrimination claim, such public officer or employee shall reimburse within 90 days.**
- **The Assembly includes language to prohibit a confidential settlement if it is not the choice of the plaintiff; mandate confidentiality if the plaintiff so chooses. It also would void any employment contract that prohibits an employee, intern or covered individual from discussing allegations of discrimination unless in a settlement agreement where the complainant asserts confidentiality.**
- **The Assembly includes language to require the Division of Human Rights to develop a model policy for prohibiting discrimination, unlawful discriminatory practices, including sexual harassment, and retaliation; establishing complaint, investigation, and appeals processes; and require training on such policy. Require all employers, employment agencies, labor organizations, and licensing agencies to adopt an anti-discrimination policy that meets the minimum standards of such policy.**
- **The Assembly includes language to require every application for competitive bids and State and local tax credits to include a statement by the bidder or entity certifying that they have an anti-discrimination policy.**
- **The Assembly includes language to require the Division of Human Rights to develop an “anti-discrimination pamphlet” setting forth the rights and remedies of employees, interns, and other covered individuals; as well as create a training video relating to prohibiting unlawful discriminatory practices; and establish a hotline to receive complaints 24-hours a day.**

- **The Assembly includes language to expand the types of individuals covered by Human Rights Law to include contractors, subcontractors, independent contractors, and volunteers as “covered individuals”.**
- **The Assembly includes language to modify the definition of employer in Human Rights Law in relation to unlawful discriminatory practices to include all employers in New York State (not just those who employ more than four).**
- **The Assembly includes language to expand the powers of the Attorney General to prosecute civil and criminal cases of discrimination for all protected classes under Human Rights Law.**

# **EDUCATION, LABOR & FAMILY ASSISTANCE**

**By Agency**



**Assembly Budget Proposal SFY 2018-19**  
**Division of Veterans' Affairs**

The Assembly provides an All Funds appropriation of \$19.78 million, an increase of \$675,000 over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides \$675,000 for various veteran support initiatives.

Capital Projects

- Not applicable.

Article VII

- Not applicable.



**Assembly Budget Proposal SFY 2018-19  
Council on the Arts**

**The Assembly provides an All Funds appropriation of \$51.88 million, an increase of \$5 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly provides an additional \$5 million in support of nonprofit cultural organizations.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

## Assembly Budget Proposal SFY 2018-19 City University of New York (CUNY)

The Assembly provides an All Funds appropriation of \$4.75 billion, an increase of \$141.71 million over the Executive proposal.

### State Operations

- The Assembly provides \$12.1 million to partially fund labor contract settlements at CUNY.
- The Assembly provides an additional \$1.5 million for the School of Labor and Urban Studies, formerly the Joseph Murphy Institute.
- The Assembly restores \$250,000 for the CUNY Pipeline at the Graduate Center.
- The Assembly provides \$32.8 million for the SEEK opportunity program, a \$9.36 million increase over the Executive proposal.

### Aid to Localities

- The Assembly provides \$6.3 million to increase the base aid rate at CUNY Community Colleges to \$2,847 per FTE, a \$100 per FTE increase.
- The Assembly restores \$2.5 million in funding for the Accelerated Study in Associates Program (ASAP).
- The Assembly restores \$902,000 to CUNY child care centers.
- The Assembly provides \$1.6 million for the College Discovery opportunity program, a \$450,000 increase over the Executive.

### Capital Projects

- The Assembly provides a new \$100 million to support expansion projects at CUNY.
- The Assembly removes appropriation and reappropriation language that provides transfer authority to DASNY.

## Article VII

- **The Assembly rejects the Executive proposal to allow the State Inspector General to oversee implementation and enforcement of financial control policies at SUNY, CUNY, and their affiliated nonprofit organizations and foundations, and would instead require these organizations to adopt financial control policies and to report annually on their finances and activities.**
- **The Assembly rejects the Executive proposal to expand the jurisdiction of the State Inspector General to include SUNY and CUNY affiliated nonprofit organizations and foundations.**
- **The Assembly would expand the current maintenance of effort provision for SUNY and CUNY by requiring the state to provide funding increases in mandatory costs, and increases in the tuition credit.**
- **The Assembly would require the Executive to submit a five year capital plan for SUNY state operated campuses and CUNY senior colleges as part of the Executive Budget proposal beginning in fiscal year 2019.**

## Assembly Budget Proposal SFY 2018-19 State Education Department (SED)

The Assembly provides an All Funds appropriation of \$36.51 billion, an increase of \$805.07 million over the Executive Budget.

### State Operations

- The Assembly accepts the Executive's **proposal and recommends no changes.**

### Aid to Localities

#### Office of Prekindergarten through Grade 12 Education

- **The Assembly provides an overall increase to General Support for Public Schools (GSPS) of \$1.5 billion or 5.9 percent over the 2017-18 School Year (SY), for a total of \$27.1 billion. This reflects an increase in School Aid of \$843 million over the Executive Budget, an increase in formula based aids of \$1.4 billion or 5.7 percent for SY 2018-19.**
  - **The Assembly increases Foundation Aid by \$1.2 billion for SY 2018-19, for a total of \$18.4 billion. This reflects an increase of \$863 million over the Executive's proposed increase of \$338 million, and includes a reallocation of the \$64 million Fiscal Stabilization Fund for Foundation Aid. The Foundation Aid distribution takes into account enrollment and need growth and brings all districts to at least 50 percent of their Foundation Aid owed. The Assembly also provides a multi-year phase-in of Foundation Aid, ensuring that all districts would receive their full Foundation Aid by SY 2021-22.**
  - The Assembly rejects the Executive's proposal to have **district school-level funding plans annually approved by the Division of the Budget and SED.**
  - **The Assembly maintains the Executive's \$50 million increase to the Community Schools set-aside, but proposes to limit the set-aside within Foundation Aid to encourage the Executive to create a separate aid category for Community Schools Aid in future years. In addition, the Assembly continues last year's language directing school district use of community schools funding.**
  - The Assembly rejects the Executive's proposal to cap the annual growth in Building, BOCES, and Transportation aids to two percent.

- The Assembly modifies the Executive's Full Day Kindergarten Aid proposal by **expanding eligibility beyond SY 2018-19 and having aid continue as part of a district's Foundation Aid in future years.**
- **The Assembly proposes to raise the reimbursable salary cap for BOCES teachers in BOCES Aid and to begin reimbursing school districts for ninth graders that are participating in career and technical education in Special Services Aid, starting in SY 2019-20.**
- **The Assembly rejects the Executive freeze of reimbursable aids, costing \$28 million.**
- **In addition, the Assembly makes the following changes to competitive grant provisions:**
  - **modify the Executive's proposal for prekindergarten grants by increasing funding from \$15 million to \$50 million. Additionally, the Assembly proposes to open the application process to all districts with a preference for high need districts;**
  - **reduce the Executive's proposal for after school programs in high poverty areas from \$10 million to \$5 million. The savings would be used to restore funding for the Advantage After School program;**
  - **reduce the \$9 million for new Early College High School programs to \$3 million, removes sports management as a focus, and adds engineering;**
  - **modify the \$5 million Breakfast after the Bell program to give schools additional flexibility and to require charter schools to participate as well;**
  - **increase the \$250,000 grant for Mental Health Grants for Community Schools to \$1.5 million, to expand funding beyond community schools and specify that funding may be used for social workers; and**
  - **reject the \$6 million for Smart Start Computer Science, \$1 million for the Master Teacher program, and \$400,000 for the Excellence in Teaching program.**
- **The Assembly rejects the Executive's proposal to allocate \$22.6 million in direct State funding to New York City Charter Schools.**
- **The Assembly also includes the following:**
  - **\$15 million in grants for school districts serving large concentrations of English Language Learners or Homeless Pupils;**

- **\$14.3 million to restore funding for Teacher Resource and Computer Training Centers;**
- **\$7 million for the Supportive Schools Grant Program to help districts improve school climates, safety, and implement the Dignity for All Students Act, through technical assistance and district grants. Under the proposal, SED would receive a five percent set-aside for administration;**
- **\$1.5 million in additional funding for Adult Literacy Education, for a total of \$7.8 million;**
- **\$1.5 million to restore funding 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 increase Bilingual Education grants, for a total of \$16.5 million;**
- **\$1 million to increase funding for existing Independent Living Centers, for a total of \$14.4 million;**
- **\$1 million to support a portion of the East Ramapo school improvement grant;**
- **\$770,000 for training programs to increase the number of teachers providing bilingual or multi-lingual education;**
- **\$500,000 to provide funding for the Teacher Diversity Pipeline Pilot, which would provide assistance for teacher aides and teaching assistants to become teachers;**
- **\$475,000 to restore funding for the Executive Leadership Institute;**
- **\$461,000 to restore funding for Bard Early College High School; and**
- **\$250,000 to restore funding for the Consortium for Worker Education's Credentialing Program.**

#### Schools for Children with Disabilities

- **The Assembly restores \$34 million in State Fiscal Year funding for Summer School Special Education (4408s), preventing \$70 million in cuts to school districts on a school year basis, for a total of \$364.5 million.**
- **The Assembly provides a \$2.3 million increase in funding for Schools for the Blind and Deaf (4201s), for a total of \$105.4 million.**

- **The Assembly provides \$903,000 to restore funding to the Henry Viscardi School and \$903,000 for the School for the Deaf.**

#### Cultural Education

- **The Assembly restores \$4 million in Aid to Public Libraries, for a total of \$95.6 million for State Fiscal Year 2018-19.**
- **The Assembly provides \$2 million in grants for museum education programs.**
- **The Assembly restores \$250,000 for the Schomburg Center for Research in Black Culture.**
- **The Assembly restores \$75,000 for the Langston Hughes Library.**

#### Office of Higher Education and the Professions

- **The Assembly restores \$24.6 million to fully fund Bundy Aid.**
- **The Assembly restores funding to the Higher Educational Opportunity Program (HEOP) at \$41.4 million, an \$11.8 million increase over the Executive proposal.**
- **The Assembly restores funding to the Liberty Partnership Program for a total of \$21.4 million, a \$5.9 million increase over the Executive proposal.**
- **The Assembly restores funding to the Science and Technology Entry Program (STEP) for a total of \$18.4, a \$5.2 million increase over the Executive proposal.**
- **The Assembly restores Collegiate Science and Technology Entry Program (CSTEP) for a total funding of \$13.9 million, a \$4 million increase over the Executive proposal.**
- **The Assembly restores funding for the Foster Youth Initiative at \$6 million, a \$1.5 million increase over the Academic Year (AY) 2017-18, and \$4.5 million over the Executive.**

#### Capital Projects

- **The Assembly would include an additional \$50 million to Library Construction grants over the Executive, for a total of \$64 million. This is a \$40 million increase over last year.**

## Article VII

- **The Assembly updates the BOCES Superintendent Salary Cap.**
- **The Assembly modifies the Executive’s proposal to end State reimbursement to the New York City School District for supplemental charter tuition that the District pays to charter schools. The Assembly proposal would end supplemental charter tuition so that going forward, districts would no longer be required to make this payment to charter schools and the State would no longer be required to reimburse districts for such payment.**
- **The Assembly accelerates reimbursement to school districts for supplemental charter tuition for the 2017-18 school year.**
- **The Assembly rejects the Executive’s proposals to cap State reimbursement to New York City for Charter Facilities Aid at \$10 million annually and to expand the expenses covered by Facilities Aid. Instead, the Assembly ends New York City’s obligation to pay Facilities Aid to new or expanding charter schools in the future.**
- **The Assembly proposes language that clarifies the methodology for allocating nonpublic school funding.**
- **The Assembly proposes to increase funding rates for 853 schools, 4410 schools, and Special Act School Districts by four percent.**
- **The Assembly proposes to allow Special Act School Districts and 853 Schools to carry over small amounts of money between years to provide financial stability.**
- **The Assembly proposes to create an amnesty period for districts to submit delinquent Building Aid final cost reports with reduced penalties.**
- **The Assembly proposes to allow district aid recoveries to go toward paying down the prior year claims list.**
- **The Assembly rejects the Executive’s proposal to allow any school district, private school or BOCES to apply for waivers from certain special education requirements.**
- **The Assembly extends teacher certification provisions for the Statewide Universal Full Day Prekindergarten Program for one year and makes SED’s oversight authority over the program permanent.**
- **The Assembly continues to integrate all prekindergarten programs into the Universal Prekindergarten program, to create a unified prekindergarten program, while**



**maintaining all current funding levels. The Assembly also adds provisions to create a consistent process for allocating prekindergarten funds in the future.**

- **The Assembly exempts BOCES capital expenses from the property tax cap.**
- **The Assembly proposes to allow school districts to establish reserve funds for Teacher Retirement System expenses.**
- **The Assembly modifies the Executive’s school lunch reimbursement proposal to allow schools to qualify for increased reimbursement based exclusively on school lunch purchases.**
- **The Assembly modifies the Executive’s proposal for Breakfast after the Bell to allow schools with an existing successful breakfast program to apply to the Commissioner of Education for a flexibility waiver and to include charter schools.**
- **The Assembly modifies the Executive’s proposal to prohibit lunch shaming to include technical amendments.**
- **The Assembly includes language to require schools and charter schools to provide no-cost feminine hygiene products.**
- **The Assembly rejects the Executive’s proposal to authorize school districts to establish a school bus stop-arm camera program to impose penalties on the owners of vehicles that have passed a stopped school bus. In addition, the Assembly rejects the Executive’s proposal to increase fines for passing a stopped school bus.**
- **The Assembly includes language to have the Commissioner of Education convene a Computer Science Education Standard Workgroup.**
- **The Assembly proposes to allow school districts that have tax certiorari judgments that are larger than the district’s annual budget to receive Building Aid for the bonded payment.**
- **The Assembly discontinues the Contract for Excellence program for SY 2018-19 and thereafter.**
- **The Assembly rejects the Executive’s proposal to require graduate-level teacher and leader education programs to report the demographic data of the students participating in and completing such programs. Instead, the Assembly requires the Commissioner of Education to prepare and submit to the Governor, the Temporary President of the Senate, and the Speaker of the Assembly a report on teacher diversity throughout the state by December 31, 2019.**

- **The Assembly proposal includes legislation to improve charter school transparency and accountability.**
- **The Assembly would allow the Mamaroneck Union Free School District to create a health insurance reserve fund.**
- **The Assembly rejects the proposal that would provide certification and a scope of practice for certified registered nurse anesthetists (CRNA).**
- **The Assembly rejects the proposal to allow public accountancy firms to have minority ownership of up to 49 percent by individuals who are not licensed as public accountants.**
- **The Assembly modifies the proposal to allow pharmacists to administer flu vaccinations to children between two and 18 years of age.**
- **The Assembly proposal extends various provisions of law.**
- **The Assembly rejects the Executive proposal to change the eligibility requirements for Community Education Councils and City-wide Councils.**

**Assembly Budget Proposal SFY 2018-19**  
**Office of Children and Family Services**

**The Assembly provides an All Funds appropriation of \$3.99 billion, an increase of \$196.7 million over the Executive proposal.**

**State Operations**

- **The Assembly rejects the Executive proposal to close the Ella McQueen Reception Center upon 30 days' notice, and restores funding of \$5.36 million to reflect this change.**

**Aid to Localities**

- **The Assembly increases funding for child care by \$128.7 million, in anticipation of new federal funding for this purpose. Of this, the Assembly proposes \$31 million to increase child care subsidies. Funds would also be used to reinstate the market rate to the seventy-fifth percentile beginning October 1, 2018. The remainder may be used for the implementation of health, safety, eligibility and quality requirements of the Child Care and Development Block Grant Reauthorization of 2014.**
- **The Assembly decreases the funding for child care within the Office of Children and Family Services (OCFS) by \$10.47 million, but increases funding in the Office of Temporary Disability Assistance's Temporary Assistance to Needy Families (TANF) appropriation for the same purpose.**
- **The Assembly provides \$41.4 million to reject the Executive proposal to eliminate State reimbursement to New York City for Close to Home costs.**
- **The Assembly provides \$17 million to reject the Executive proposal to cap reimbursement to New York City for child welfare costs including child preventive and protective services.**
- **The Assembly provides \$5 million for the Advantage Afterschool program.**
- **The Assembly provides \$9.7 million in additional restorations including the following programs that were eliminated by the Executive:**
  - **Safe Harbor - \$3 million;**
  - **Settlement Houses - \$2.5 million;**
  - **Kinship Care - \$1.9 million;**

- Youth Development Program - \$1.5 million;
- Caseload Reduction - \$758,000; and
- Kinship Navigator - \$100,000.

#### Capital Projects

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

#### Article VII

- The Assembly modifies the Executive proposal relating to the Close to Home initiative by accepting the five year extension and rejecting the elimination of State reimbursement to New York City for costs associated with the initiative.
- The Assembly rejects the Executive proposal to close the Ella McQueen Reception Center in Brooklyn upon 30 days' notice to the Legislature.
- The Assembly accepts the Executive proposal to extend the Youth Development Program by three years to 2021.
- The Assembly accepts the Executive proposal to extend OCFS authority to contract with BOCES to provide certain educational services to youth in OCFS juvenile justice facilities by three years to 2021.
- The Assembly accepts the Executive's proposal to include OCFS among the list of entities which the Dormitory Authority of the State of New York (DASNY) is authorized to provide capital design and construction services.
- The Assembly adds language that would require the State to fully fund the implementation of Raise the Age for every local social services district.

**Assembly Budget Proposal SFY 2018-19  
Office of Temporary and Disability Assistance**

**The Assembly provides an All Funds appropriation of \$5.73 billion, an increase of \$2.9 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly establishes a pilot program to support additional shelter allowances for individuals who are homeless or at risk of homelessness in New York City and Monroe County. The \$15 million program would provide 320 shelter supplements up to 100 percent of Fair Market Rent in Monroe County (50 slots for families or individuals) and New York City (180 families and 90 individuals) for three years, and a study to evaluate program effectiveness.**
- **The Assembly provides \$18.97 million in Temporary Assistance for Needy Families (TANF) funding to provide support for the following legislative initiatives that were eliminated in the Executive Budget:**
  - **\$8.5 million for Facilitated Enrollment;**
  - **\$4 million for ATTAIN;**
  - **\$2.85 million for Career Pathways;**
  - **\$1.57 million for Preventative Services;**
  - **\$800,000 for ACCESS;**
  - **\$475,000 for Wage Subsidy Program;**
  - **\$334,000 for SUNY/CUNY Child Care;**
  - **\$200,000 for Fatherhood Initiative;**
  - **\$144,000 for Wheels for Work;**
  - **\$82,000 for Rochester Genesee Regional Transportation Authority; and**
  - **\$25,000 for Centro of Oneida.**
- **The Assembly includes a reduction of \$32 million as a result of re-estimating the public assistance caseload for SFY 2018-19, of which \$29.4 million is in TANF and \$2.6 million is in Safety Net assistance.**
- **The Assembly provides \$2 million for refugee resettlement agencies statewide.**

- The Assembly provides a new \$2 million support programs for people who have been displaced from Puerto Rico and the US Virgin Islands that are resettling in New York State.
- The Assembly restores an additional \$1.5 million for the Disability Advocacy Program (DAP) consistent with the SFY 2017-18 funding level.
- The Assembly increases TANF support for child care by \$10.5 million to allow TANF funds to support a variety of restorations and new initiatives. The Assembly reduces appropriations by \$10.5 million in the Office of Children and Family Services (OCFS) to offset this increase.
- The Assembly modifies the Emergency Homeless appropriation language to provide that funding shall be awarded to a provider with demonstrated experience.
- The Assembly rejects language to allow the State to withhold public assistance funding if counties fail to comply with emergency regulations requiring a Homeless Outreach and Services plan.

#### Capital Projects

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

#### Article VII

- The Assembly accepts the Executive proposal to allow the pass through of the current Federal cost of living adjustment increase in 2019 for individuals receiving Supplemental Security Income, who reside in residential care, family care or enhanced residential care settings.
- The Assembly accepts the Executive proposal to allow local social service districts, outside of New York City, the option to provide individuals on public assistance living with medically diagnosed HIV infection a 30 percent rent cap. Districts may be eligible for reimbursement of expenses related to imposing rent caps if Medicaid savings are realized.
- The Assembly proposes Article VII language that would require the commissioner of a social services district that is unable to provide a child care subsidy to all eligible working families under 200 percent of the poverty level to offer a work exemption to the parent

or caregiver of an infant under the age of one to households receiving temporary assistance.

- **The Assembly proposes Article VII language which will continue to allow individuals and families in New York City with earned income receiving temporary housing assistance to contribute to an alternative plan in lieu of paying rent to the shelter. The Assembly also proposes allowing districts outside of the City of New York to offer an alternative plan in lieu of paying rent to the shelter**
- **The Assembly proposes Article VII language creating a pilot program for currently homeless families and individuals on public assistance. The rental supplement would be up to 100 percent of the Fair Market Rate and would be provided to the household for three years, as long as they are otherwise eligible for public assistance. The Assembly provides for a study of the program to report on outcomes.**

**Assembly Budget Proposal SFY 2018-19  
New York State Higher Education Services Corporation**

**The Assembly provides an All Funds appropriation of \$1.27 billion, an increase of \$25 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly provides \$25 million to fund students' non-tuition expenses.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly replaces the Executive's DREAM Act bill with A. 9605 (De La Rosa).**
- **The Assembly would allow HESC to change a student's determination of eligibility for the Excelsior Scholarship if such student has a change of household income.**
- **The Assembly would allow students attending proprietary colleges to be eligible for a scholarship under the Enhanced Tuition Awards Program.**
- **The Assembly would allow students attending a public, private, or degree granting proprietary college to be eligible for the New York State STEM incentive program.**



**Assembly Budget Proposal SFY 2018-19  
Division of Housing and Community Renewal**

**The Assembly provides an All Funds appropriation of \$635.48 million, an increase of \$225 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **The Assembly provides \$275 million for public housing capital repairs and restoration across the state, with \$200 million of these funds allocated to the New York City Housing Authority (NYCHA). These funds would be made available for heating needs, weatherization, and other critical maintenance projects.**

**Article VII**

- **The Assembly would increase funding coming from the Mortgage Insurance Fund to provide funding to the following programs:**
  - **Neighborhood Preservation Programs and Rural Preservation Programs would be funded at a total of \$21 million, a \$9 million increase over the Executive proposal;**
  - **Access to Home would be funded at \$4 million, an increase of \$3 million over the Executive; and**
  - **NORCS and NNORCS would be funded at \$2 million.**
- **The Assembly modifies the Executive proposal that would require mobile home park owners to report quarterly to limit reporting to semiannually. The Assembly also limits**

reporting to only cover information on park residents that own their own home and not to residents that rent their lot.

- The Assembly requires the NYCHA to annually report on its activities surrounding lead-based paint poisoning prevention to the New York City Department of Health and Mental Hygiene (DOHMH) and the New York City Department of Housing Preservation and Development (HPD), and to submit a plan to both agencies outlining its policies and procedures related to lead-based paint poisoning prevention.
- The Assembly authorizes NYCHA to enter into a design-build contract for work at NYCHA developments, provided that a project labor agreement is initiated.
- The Assembly separates the requirements of the state low income housing tax credit from the federal credit.

**Assembly Budget Proposal SFY 2018-19  
Division of Human Rights**

**The Assembly provides an All Funds appropriation of \$18.15 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly includes language to extend the anti-discrimination protections of the Human Rights Law to students who attend public educational institutions.**

## Assembly Budget Proposal SFY 2018-19 Department of Labor

The Assembly provides an All Funds appropriation of \$3.62 billion, a decrease of \$130,000 from the Executive proposal.

### State Operations

- The Assembly rejects \$2.25 million to support the renovations of Department of Labor offices.
- The Assembly includes language to authorize strategic investment for workforce development.

### Aid to Localities

- The Assembly restores \$1.62 million in funding for the Displaced Homemakers Program.
- The Assembly restores \$350,000 in funding for the New York Council on Occupational Safety and Health.
- The Assembly includes \$150,000 for the Cornell Industrial and Labor Relations School Sexual Harassment Prevention Program.

### Capital Projects

- Not applicable.

### Article VII

- The Assembly proposes language to establish a definition for “public work”.
- The Assembly proposes language to require the State Workforce Investment Board to administer certain workforce investment funds that the Executive had intended to process through the Regional Economic Development Councils, including up to \$1 million for workforce training at John F. Kennedy International Airport and LaGuardia International Airport.
- The Assembly proposes language to allow for securing payment for victims of wage theft for work already performed by creating a lien remedy for all employees.

**Assembly Budget Proposal SFY 2018-19  
State of New York Mortgage Agency**

**The Assembly provides an All Funds appropriation of \$222.67 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

## Assembly Budget Proposal SFY 2018-19 State University of New York (SUNY)

The Assembly provides an All Funds appropriation of \$11.12 billion, an increase of \$433.84 million over the Executive proposal.

### State Operations

- The Assembly would restore \$78.6 million in operating support for SUNY Hospitals.
- The Assembly provides \$34.9 million to partially fund labor contract settlements at SUNY.
- The Assembly restores and provides \$10.72 million for the Educational Opportunity Program (EOP), for a total of \$37.5 million.
- The Assembly restores \$5 million in funding for Educational Opportunity Centers for a total of \$60.04 million.
- The Assembly restores \$2 million for ATTAIN Labs within SUNY, a total of \$6.5 million in funding.
- The Assembly restores \$600,000 for Graduate Diversity Fellowships for a total of \$6.6 million.
- The Assembly restores \$250,000 for the Cornell Veterinary School, for total funding of \$500,000.
- The Assembly provides \$670,000 to support the establishment of SUNY Stony Brook's national cancer center.

### Aid to Localities

- The Assembly restores \$1.1 million to SUNY child care centers, for total funding of \$2.1 million.
- The Assembly provides \$12.06 million to increase the base aid rate at SUNY Community Colleges to \$2,847 per FTE, a \$100 per FTE increase.

## Capital Projects

- **The Assembly restores \$200 million in capital for critical maintenance projects at SUNY.**
- **The Assembly would provide \$100 million in capital funding for expansion projects.**
- **The Assembly would provide capital support for the following SUNY Community colleges that have sponsor matches:**
  - **\$1.5 million for Broome County Community College;**
  - **\$2.3 million for Ulster County Community College;**
  - **\$13 million for Nassau County Community College; and**
  - **\$20.4 million for the Fashion Institute of Technology.**
- **The Assembly provides \$30 million in capital funding for Educational Opportunity Centers.**
- **The Assembly would reprogram certain reappropriations for the SUNY School of Environmental Science and Forestry to allow for the renovation of certain academic buildings.**
- **The Assembly removes appropriation and reappropriation language that provides transfer authority to DASNY.**
- **The Assembly would remove \$78.6 million in capital support for SUNY Hospitals, and instead replace this amount with operating support.**

## Article VII

- **The Assembly rejects the Executive proposal to allow the State Inspector General to oversee implementation and enforcement of financial control policies at SUNY, CUNY, and their affiliated nonprofit organizations and foundations, and would instead require these organizations to adopt financial control policies and to report annually on their finances and activities.**
- **The Assembly rejects the proposal to expand the jurisdiction of the State Inspector General to include SUNY and CUNY affiliated nonprofit organizations and foundations.**
- **The Assembly expands the current maintenance of effort provision for SUNY and CUNY by requiring the state to provide funding for SUNY Hospitals, increases in mandatory costs, and increases in the tuition credit.**

- **The Assembly would require the Executive to submit a five-year capital plan for SUNY state operated and CUNY senior colleges as part of the Executive Budget proposal beginning in fiscal year 2019.**
- **The Assembly would allow SUNY Stony Brook to establish an escrow account for their affiliation with the Eastern Long Island Hospital Association.**
- **The Assembly would allow the SUNY Board of Trustees to grant in-state tuition to victims of disasters.**
- **The Assembly would establish the New York State Firearm Violence Research Institute within SUNY to conduct firearm violence research and advise on matters relating to firearm violence in New York State.**



**Assembly Budget Proposal SFY 2018-19  
Office of Welfare Inspector General**

**The Assembly provides an All Funds appropriation of \$1.41 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19**  
**Miscellaneous: Education, Labor & Family Assistance**

**Nonprofit Infrastructure Capital Investment Program**

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

**Capital Projects**

- **The Assembly restores \$20 million for the Nonprofit Infrastructure Capital Investment Program and modifies the appropriation language to allow organizations located on state or municipally owned property to apply for funding for the same purposes as all other nonprofit organizations.**

**Minimum Wage Reserve**

**The Assembly provides an All Funds appropriation of \$23 million.**

**Aid to Localities**

- **The Assembly provides \$23 million to for supplemental payments to programs or services funded by New York State in various human services agencies to address increases in labor costs, due to the increase in the minimum wage, that are not otherwise fully supported with state funds.**

**Pay for Success**

- **The Assembly rejects the Executive proposal to fund \$69 million for Pay for Success.**

**Arts and Cultural Facilities Improvement Program**

- **The Assembly provides \$10 million for a modified Arts and Cultural Facilities Improvement Program, which would be administered solely by the New York State Council on the Arts, and requires regional balance in the selection of awards with no matching requirement placed upon grant recipients.**

# HEALTH & MENTAL HYGIENE

By Agency



**Assembly Budget Proposal SFY 2018-19  
Office for the Aging**

**The Assembly provides an All Funds appropriation of \$253.01 million, an increase of \$5.02 million over the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly provides appropriations of \$4 million to support the Naturally Occurring Retirement Communities (NORC) and Neighborhood NORC programs, which would allow SOFA to expend \$2 million in Mortgage Insurance Fund (MIF) funding which was allocated in SFY 2017-18 as well as a new \$2 million MIF allocation.**
- **The Assembly restores \$500,000 in funding for the Community Services for the Elderly program and waives associated local match requirements.**
- **The Assembly restores \$250,000 in funding for the Older Adults Technology Services.**
- **The Assembly restores \$150,000 in funding for various other aging support programs.**
- **The Assembly restores \$86,000 in funding for the New York Foundation for senior citizens home sharing and respite care program.**
- **The Assembly restores \$32,000 in funding for the New York Statewide Senior Action Council.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Developmental Disabilities Planning Council**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

## Assembly Budget Proposal SFY 2018-19 Department of Health

**The Assembly provides an All Funds appropriation of \$155.43 billion, an increase of \$1.96 billion from the Executive proposal.**

### State Operations

- **The Assembly restores \$850,000 to support hospital resident audits, and reprograms \$850,000 in new funding proposed by the Executive to support this restoration.**

### Aid to Localities

- **The Assembly provides \$230 million in State share support for a 2.1 percent trend factor for Medicaid providers, including hospital, nursing home, home care, and personal care providers.**
- **The Assembly rejects the Executive proposal to eliminate prescriber prevails provisions in fee-for-service (FFS) and for Medicaid Managed Care (MMC), restoring \$12 million and \$5.4 million, respectively.**
- **The Assembly rejects the Executive proposal to limit coverage for over-the-counter drugs and to increase co-payment amounts for such drugs, restoring \$11.28 million.**
- **The Assembly rejects the Executive's proposal to establish a collaborative comprehensive medication management program, restoring \$450,000.**
- **The Assembly rejects the Executive's proposal to raise the minimum Uniform Assessment System score Managed Long Term Care (MLTC) eligibility, restoring \$5.83 million.**
- **The Assembly rejects the Executive's proposal to prohibit community-based provider marketing and to restrict provider-based referrals, restoring \$4.93 million.**
- **The Assembly provides a restoration of \$3.35 million to the NY Connects program, to support allocations previously provided by the Office for the Aging.**
- **The Assembly rejects the Executive proposal to eliminate spousal refusal, restoring \$7.81 million.**

- The Assembly rejects the Executive proposal to reduce the community spouse resource allowance from \$74,820, to \$24,180 a year, restoring \$5.7 million.
- The Assembly provides a restoration of \$5 million to support additional patient centered medical home payments to clinics and other providers.
- The Assembly rejects the Executive proposal to reduce capital rates for hospital and nursing homes by one percent, restoring \$6.7 million.
- The Assembly rejects the Executive proposals to implement new hospital penalties and to reduce to hospital quality pool, restoring \$17.05 million.
- The Assembly rejects the Executive proposal to transfer the management of MLTC and adult day health care transportation to the State's transportation broker, and instead restores \$6 million and \$7.42 million, respectively.
- The Assembly rejects the Executive proposal to eliminate supplemental payments for rural transportation, restoring \$4 million.
- The Assembly rejects the Executive proposal to eliminate supplemental ambulance rates, restoring \$3 million.
- The Assembly restores \$15 million to support an expansion of behavioral health services for children, which the Executive has proposed to delay.
- The Assembly rejects the Executive proposal to authorize the establishment of retail practices, restoring \$5 million.
- The Assembly rejects the Executive proposal to expand the authority for certified registered nurse anesthetists to administer anesthesia to patients under the supervision of a physician, restoring \$5 million.
- The Assembly includes \$182.7 million in alternative Medicaid savings proposals to offset the Medicaid restorations noted above, including:
  - \$92.5 million related to a delay in repaying certain liabilities, to instead repay these liabilities over two years;
  - \$36.75 million related to a proposal to transfer MLTC enrollees that are permanently placed in a nursing home to fee-for-service after three months;
  - \$32.45 million in re-estimates related to the Medicaid pharmacy drug cap;



- **\$18.75 million related to the suspension of the federal health maintenance organization tax;**
- **\$1.15 million related to rejecting the establishment of community paramedicine programs; and**
- **\$1.1 million related to rejecting health home background checks.**
- **The Assembly rejects the Executive’s proposals related to the Early Intervention (EI) program evaluations and insurance coverage requirements, and restores \$3.77 million in Medicaid and \$3.26 million in the EI program. To offset these restorations, the Assembly establishes a \$25 million covered lives assessment, and completely removes the requirement for insurance plans to cover EI services. This funding would offset both State and local shares of the EI program.**
- **The Assembly denies the Executive proposal to transfer \$181.99 million in mental hygiene spending under the Medicaid global cap.**
- **The Assembly rejects the Executive proposal to consolidate 30 public health programs and cut spending for these programs by 20 percent, restoring \$9.18 million in discrete appropriations for these programs.**
- **The Assembly rejects the Executive proposal to retroactively eliminate all Cost of Living Adjustments (COLA) for Department of Health programs, restoring \$19.9 million. Instead, the Assembly would defer the human services COLA for an additional year.**
- **The Assembly rejects the Executive proposal to reduce pharmacy benefits in the American Indian Health program, restoring \$1.46 million.**
- **The Assembly provides \$3.82 million to restore School Based Health Centers funding to SFY 2016-2017 funding levels.**
- **The Assembly restores \$1 million in support for the Community Health Advocates program.**
- **The Assembly restores \$750,000 in support for family planning services.**
- **The Assembly restores \$525,000 to support HIV/AIDS community service programs and \$525,000 to support HIV/AIDS multi-service agencies.**
- **The Assembly restores \$500,000 in support the Diversity in Medicine program.**
- **The Assembly provides an additional \$1.84 million to restore other public health programs that were eliminated in the Executive Budget.**

## Capital Projects

- The Assembly provides an additional \$100 million in capital support to health care providers, which would bring total new health capital in the Assembly proposal to \$525 million. Included within this amount is a \$75 million capital allocation for community based health providers, a \$35 million increase over the Executive proposal.
- The Assembly transfers \$600 million in appropriations for the construction of a new Wadsworth Laboratory from the Urban Development Corporation to DOH, requires that the new lab be constructed in the City of Albany, and requires approval of the project by the Public Authorities Control Board.

## Article VII

### Part A - Hospitals

- The Assembly accepts the Executive proposal to continue the phase-in of the new distribution methodology under the hospital indigent care pool.
- The Assembly accepts the Executive proposal to expand Medicaid coverage for psychotherapy services provided by social workers.
- The Assembly accepts the Executive proposal to increase the annual visit cap on physical therapy visits.
- The Assembly modifies the Executive proposal to invest \$10 million in preventive service expansions, and denies the proposal to fund the investment through a reduction in the hospital quality pool.
- The Assembly rejects the Executive proposal to reduce hospital and nursing home capital rates.
- The Assembly rejects the Executive proposal to decrease the annual visit cap on speech and occupational therapy visits to 20 visits, and instead allows for a combined cap of 40 visits.
- The Assembly provides language to establish a temporary workgroup to study the distribution of disproportionate share hospital payments.
- The Assembly provides language to require a study on the feasibility of designating a burn center in Brooklyn.

## Part B - Long Term Care

- The Assembly accepts the Executive Proposal to reduce Medicaid quality pool payments for poor performing nursing homes.
- The Assembly accepts the Executive proposal to require that someone need 120 consecutive days of community-based care to be eligible for MLTC and grandfather existing enrollees.
- The Assembly accepts the Executive proposal to require that Medicaid rates for clinics serving patients with traumatic brain injury (TBI) and participating in Medicare Part B, to be at least the same as the Medicare Part B reimbursement.
- The Assembly accepts the Executive proposal to authorize the Commissioner of Health to conduct a study on home and communities based services (HCBS) in rural areas and to increase Medicaid rates in such areas.
- The Assembly modifies the Executive proposal to authorize additional assisted living program (ALP) beds, to establish a permanent process for DOH to review and authorize additional bed expansions.
- The Assembly modifies the Executive proposal to limit the ability of MLTC enrollees to change plans, to allow for a change of plan within 90 days of enrollment and allow one additional change per annual enrollment period, or otherwise for good cause.
- The Assembly modifies the Executive proposal to transfer enrollees from MLTC to fee-for-service Medicaid if they are permanently placed in a nursing home for a period of six months, to instead suspend their enrollment after 90 days and to allow a pro rata payment should they return to the community.
- The Assembly rejects the Executive proposal to require that an individual score a nine or higher on the uniform assessment system (UAS) to become eligible for MLTC services.
- The Assembly rejects the Executive proposal to eliminate spousal refusal.
- The Assembly rejects the Executive proposal to reduce the community spouse resource allowance.
- The Assembly includes language to establish a high needs rate cell for MLTC.
- The Assembly includes language to extend the TBI waiver carve-out from Medicaid Managed Care until 2022.

- The Assembly includes language to include home care workers providing services to the TBI waiver population in the wage parity statute.
- The Assembly includes language to provide for an increase in certain hospice rates.

### **Part C – Health Homes**

- The Assembly accepts the Executive proposal to establish targets for health home participation.
- The Assembly modifies the Executive proposal to allow incentives to be provided to health home enrollees to engage in wellness activities, and to ensure such incentives do not discourage enrollees from seeking necessary medical treatment.
- The Assembly modifies the Executive proposal to require health home providers and subcontractors to be mandated reporters of child abuse and neglect, and to require only such providers and subcontractors who provide services to children to be mandated reporters.
- The Assembly modifies the Executive proposal to require managed care plans to submit a performing provider system (PPS) collaboration plan, and to remove the proposed penalty provisions.
- The Assembly rejects the Executive proposal to require health home providers and subcontractors to undergo criminal history and statewide central registry checks.
- The Assembly rejects the Executive proposal to require health home providers and subcontractors to undergo statewide central registry checks.

### **Part D - Medicaid Pharmacy**

- The Assembly accepts the Executive proposal to increase the professional dispensing fee from \$10.00 to \$10.08.
- The Assembly accepts the Executive proposal to extend the Medicaid drug cap.
- The Assembly modifies the proposed opioid treatment plan requirement to apply it to Medicaid and non-Medicaid populations, and to require that the plan be consistent with current professional standards.
- The Assembly rejects the Executive proposal to authorize the Commissioner to make modifications to the list over-the-counter (OTC) drugs covered by Medicaid.

- The Assembly rejects the Executive proposal to establish a \$1 co-payment for non-prescription drugs reimbursed under Medicaid.
- The Assembly rejects the elimination of prescriber prevails in fee-for-service Medicaid.
- The Assembly rejects the Executive proposal to eliminate prescriber prevails in Medicaid Managed Care.
- The Assembly rejects the Executive's proposal to establish a collaborative comprehensive medication management program.
- The Assembly includes language to expand the preferred drug program (PDP) to Medicaid managed care, and to allow commercial insurers to contract with the Department of Health to utilize the PDP.

#### **Part E - Medicaid Transportation**

- The Assembly rejects the Executive proposal to transfer management of MLTC transportation services from MLTC plans to transportation managers, and accepts the carve-out of PACE programs.
- The Assembly rejects the Executive proposal to eliminate supplemental payments for emergency medical transportation.
- The Assembly rejects the Executive proposal to eliminate the supplemental payments to rural transportation networks.

#### **Part F - Medicaid Managed Care Reserves**

- The Assembly rejects the Executive proposal to limit not-for-profit Medicaid Managed Care plan reserves.

#### **Part G - Retail Practices**

- The Assembly rejects the Executive proposal to allow the provision of health care services offered by retail practices.

#### **Part H – Certified Registered Nurse Anesthetists (CRNA)**

- The Assembly rejects the Executive proposal to expand the ability for CRNAs to practice nurse anesthesia in collaboration with a doctor.

### **Part I - Medicaid Integrity Proposals**

- The Assembly modifies the Executive proposal to expand the powers of the Office of the Medicaid Inspector General (OMIG), to increase certain civil penalties and to ensure due process protections for individuals subject to such penalties.

### **Part J - False Claims Act**

- The Assembly accepts the Executive proposal to adjust the penalty amounts under the State False Claims Act to conform to the requirements of the Federal False Claims Act.

### **Part K - Medicaid Global Cap and Cost Reporting**

- The Assembly accepts the extension of the Medicaid Global Cap for one additional year.
- The Assembly modifies the proposal to require cost reports from all Medicaid providers to limit it to licensed home care providers.

### **Part L – Child Health Plus**

- The Assembly rejects the Executive proposal to allow administrative changes to the Child Health Plus Program.

### **Part N - Department of Health COLA**

- The Assembly rejects the Executive proposal to retroactively and permanently eliminate COLA in certain DOH programs.

### **Part O - Early Intervention (EI) Program**

- The Assembly accepts the Executive proposal to increase rates of payment for EI providers.
- The Assembly rejects the Executive’s proposals related to the EI program evaluations and insurance coverage requirements.
- The Assembly includes language to establish a \$25 million covered lives assessment and to completely remove the requirement for insurance plans to cover EI services.

#### **Part P – Health Care Reform Act (HCRA) Program**

- The Assembly accepts the Executive proposal to eliminate the Empire Clinical Research Investigator Program (ECRIP) program.
- The Assembly rejects the Executive proposal to eliminate resident work hour audit requirements.

#### **Part Q – Capital**

- The Assembly modifies the Statewide Health Care Facility Transformation Program, to increase the total funding available by \$100 million, to allocate \$75 million for community based programs, \$20 million for ALP programs, and to add OPWDD Article 16 clinics as well as primary care providers to the list of eligible providers.

#### **Part R - Lead Paint**

- The Assembly rejects the Executive proposal to require building and code officers inspect for, and require abatement of lead.

#### **Part S – Regulatory Modernization Initiatives**

- The Assembly accepts the Executive proposal to authorize integrated primary care.
- The Assembly modifies the Executive proposal to expand Medicaid reimbursable telehealth to align Medicaid coverage of telehealth with commercial insurance coverage of telehealth.
- The Assembly rejects the Executive proposal to authorize community paramedicine.

#### **Part T – Extenders**

- The Assembly accepts the Executive proposal to extend generic CPI penalty until 2023.
- The Assembly accepts the extension of authorization of spousal budgeting in long term care until 2023.
- The Assembly accepts the Executive extension of the statewide Medicaid integrity and efficiency initiative until 2023.
- The Assembly accepts the Executive proposal to extend care at home waivers through 2023.

- The Assembly rejects the Executive proposal to extend the elimination of the hospital reimbursement trend factor.
- The Assembly includes language to extend the Commissioner ability to negotiate supplemental rebates for HIV and hepatitis C drugs until 2020.

#### Part BB – Controlled Substances

- The Assembly modifies the Executive proposal to schedule controlled substance analogs, and authorizes the Commissioner to automatically schedule other controlled substances to align the NYS controlled substances schedule with the permanent federal schedule.

#### Part CC – Professional Misconduct

- The Assembly modifies the Executive proposal that would allow the Commissioner of Health to take summary action against a licensee charged with a felony to ensure the felony charge is related to an imminent public harm.
- The Assembly rejects the Executive proposal to reduce from 30 days to 10 days for licensees to produce information to the department.
- The Assembly rejects the Executive proposal that would allow the Commissioner of Health to apply for warrant.

#### Part II - Health Care Stabilization Fund

- The Assembly includes language to establish a process for the distribution of any charitable assets that the State may receive from the conversion or sale of a health care corporation.

#### Part JJ – Supplemental Hospital Rates

- The Assembly includes language to authorize supplemental Medicaid Managed Care payments to certain public hospitals.

#### PPGG Part FFF

- The Assembly includes language to repeal the penal law provisions criminalizing abortion and include an affirmative right to seek an abortion.
- The Assembly includes language to allow local governments to have their own review boards and to include maternal morbidity among the factors the boards must examine.



- **The Assembly includes language to increase the time that evidence kits must be stored.**
- **The Assembly includes a provision to ensure victims are not billed for the processing of sexual offence evidence kits.**
- **The Assembly includes language to require that all public and charter schools provide feminine hygiene products at no cost to students.**

**Assembly Budget Proposal SFY 2018-19  
Office of the Medicaid Inspector General**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly modifies the Executive proposal to expand the powers of the Office of the Medicaid Inspector General (OMIG) and to increase certain civil penalties, to ensure due process protections for individuals subject to such penalties.**

**Assembly Budget Proposal SFY 2018-19  
Department of Mental Hygiene**

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

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19**  
**Office of Alcoholism and Substance Abuse Services**

The Assembly provides an All Funds appropriation of \$830.72 million, an increase of \$43.75 million from the Executive proposal.

**State Operations**

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

**Aid to Localities**

- **The Assembly modifies the proposed opioid epidemic surcharge to increase the rate by 0.5 cents, to 2.5 cents per morphine milligram equivalent, which would result in \$31.75 million in additional revenue.**
- **The Assembly invests this additional surcharge revenue in a variety of service expansions, which would bring total heroin and opiate funding to approximately \$260 million. Specifically, the Assembly provides:**
  - **\$5 million for opiate abuse treatment services;**
  - **\$5 million for opiate abuse prevention activities;**
  - **\$5 million for opiate abuse recovery support services;**
  - **\$5 million for expanded alternatives-to-incarceration programming;**
  - **\$4 million for expanded opiate abuse programming in schools;**
  - **\$4 million for expanded substance use disorder services in local jails;**
  - **\$2 million for substance use disorder worker recruitment and retention incentives;**
  - **\$1.5 million to establish an independent behavioral health ombudsman program; and**
  - **\$250,000 for a certified recovery peer advocate scholarship program.**
- **The Assembly restores \$2 million to fund Substance Abuse Prevention and Intervention Specialists (SAPIS) in New York City through the Department of Education.**

**Capital Projects**

- **The Assembly restores \$10 million to support residential bed and opioid treatment program development.**

## Article VII

- **The Assembly accepts the Executive proposal that would defer the COLA for one year for all applicable human services agencies.**
- **The Assembly includes language to establish a behavioral health ombudsman program to assist individuals accessing behavioral health and substance use services and assisting with insurance coverage issues, including enforcement of treatment parity requirements.**

## Assembly Budget Proposal SFY 2018-19 Office of Mental Health

**The Assembly provides an All Funds appropriation of \$4.26 billion, an increase of \$12.69 million from the Executive proposal.**

### State Operations

- **The Assembly rejects the Executive proposal to establish county jail-based restoration units, and provides a net restoration of \$1.69 million.**
- **The Assembly modifies appropriation language to limit the number of beds that can be reduced; to clarify that no facilities will be closed; to prohibit bed closures if there are waiting lists in the hospital region; and to clarify that any significant service reduction must adhere to the statutory 12 month notice requirement.**

### Aid to Localities

- **The Assembly restores \$15 million in Medicaid program funding to support an expansion of behavioral health services for children, which the Executive Budget proposes to delay.**
- **The Assembly restores \$1 million to support crisis intervention programs to provide mental health training to local law enforcement.**

### Capital Projects

- **The Assembly restores \$10 million in capital funding to support children's behavioral health development.**

### Article VII

- **The Assembly accepts the Executive proposal to extend certain time-limited demonstration programs for three years.**
- **The Assembly accepts the Executive proposal to extend the community mental health support and workforce reinvestment program for three years.**

- **The Assembly accepts the Executive proposal to extend the authority for facility directors to act as representative payees for three years.**
- **The Assembly accepts the Executive proposal that would defer the cost of living adjustment (COLA) for one year, for all applicable human services agencies.**
- **The Assembly modifies the Executive proposal to extend the Social Work Licensure exemption.**
- **The Assembly rejects the Executive proposal that would authorize the OMH, upon local elections, to establish and operate a restoration to competency program within a local or state correctional facility.**
- **The Assembly includes language to establish a behavioral health ombudsman program to assist individuals accessing behavioral health and substance use services and assisting with insurance coverage issues, including enforcement of treatment parity requirements.**

**Assembly Budget Proposal SFY 2018-19  
Office for People with Developmental Disabilities**

The Assembly provides an All Funds appropriation of \$4.7 billion.

**State Operations**

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

**Aid to Localities**

- **The Assembly modifies the Executive proposal of \$30 million to develop new community based service opportunities, by requiring that priority be given to services for individuals that are living at home with aging caregivers.**

**Capital Projects**

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

**Article VII**

- **The Assembly accepts the Executive proposal to extend the authority for facility directors to act as representative payees until June 30, 2021.**
- **The Assembly accepts the Executive proposal that would defer the cost of living adjustment (COLA) for one year, for all applicable human services agencies.**
- **The Assembly modifies the Executive proposal related to authorizing managed care for individuals with a developmental disability, to reject the permanent extension the authorization; extend managed care waiver provisions for six years; make various technical changes to the managed care ownership requirements; and require the new waiver be consistent with the existing waiver requirements.**
- **The Assembly modifies the Executive proposal to extend the Social Work Licensure exemption.**
- **The Assembly includes language to extend the requirement that OPWDD provide notification to the Legislature and appropriate representatives of impacted labor organizations, no less than 180 days prior to commencing any conversions of a State operated Independent Residential Alternative (IRA) to a not-for-profit provider.**



**Assembly Budget Proposal SFY 2018-19**  
**Justice Center for the Protection of People with Special Needs**

**The Assembly provides an All Funds appropriation of \$56.4 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

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

*By Agency*



**Assembly Budget Proposal SFY 2018-19  
Adirondack Park Agency**

**The Assembly provides an All Funds appropriation of \$4.54 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

## Assembly Budget Proposal SFY 2018-19 Department of Agriculture and Markets

The Assembly provides an All Funds appropriation of \$175.25 million, an increase of \$13.24 million above the Executive proposal.

### State Operations

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

### Aid to Localities

- The Assembly provides restorations totaling \$4.2 million as follows:
  - \$1.1 million for the New York Farm Viability Institute;
  - \$1 million for Agribusiness Child Care;
  - \$500,000 for the Cornell University Diagnostic Lab;
  - \$416,000 for Cornell University Farm Family Assistance (FarmNet);
  - \$300,000 for Adirondack North Country Association Farm-to-School;
  - \$272,000 for the New York State Apple Growers Association;
  - \$200,000 for the Cornell University Rabies Program;
  - \$125,000 for Tractor Rollover Protection;
  - \$80,000 for Local Fair Operations;
  - \$75,000 for the Maple Producers Association;
  - \$50,000 for Cornell University Maple Research;
  - \$50,000 for the New York Wine and Grape Foundation;
  - \$50,000 for Cornell University Vegetable Research; and
  - \$25,000 for Wool Center Redevelopment at the New York State Fair.
- The Assembly provides \$100,000 for Taste New York, a decrease of \$1 million from the Executive proposal.

### Capital Projects

- The Assembly restores \$5 million for capital improvements at local fairgrounds.
- The Assembly restores \$5 million for capital improvements at animal shelters, pounds, and humane societies.

## Article VII

- **The Assembly modifies the Executive proposal by extending for two years the transfer of administration of dairy and other agricultural marketing orders from the Department of Agriculture and Markets to Empire State Development Corporation, rather than making it permanent.**

**Assembly Budget Proposal SFY 2018-19  
Department of Economic Development**

**The Assembly provides an All Funds appropriation of \$84.82 million, an increase of \$2.19 million from the Executive proposal.**

**State Operations**

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

**Aid to Localities**

- **The Assembly rejects a \$3.57 million appropriation for the Taste NY Program.**
- **The Assembly 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;**
  - **\$1.2 million for Technology Development Organization Matching grants, thereby allocating a total of \$2.6 million; and**
  - **\$500,000 for the SUNY Albany Center of Excellence, in Atmospheric and Environmental Prediction and Innovation.**
- **The Assembly provides additional support for the following programs in the Executive proposal:**
  - **\$1.18 million for Centers of Advance Technology, thereby allocating a total of \$15 million; and**
  - **\$1.19 million for local tourism matching grants, thereby allocating a total of \$5 million.**
- **The Assembly provides \$1 million for the Small Business Innovation Research (SBR)/Small Business Technology Transfer (STTR) Technical Assistance Program.**

## Capital Projects

- **Not applicable.**

## Article VII

- **The Assembly proposes Article VII language that updates and clarifies procedures for State technical assistance to small businesses applying for federal SBIR/STTR Technical Assistance Program grants.**
- **The Assembly modifies the Executive proposal to update provisions of law relating to participation by minority and women-owned business enterprises (MWBE) in state contracts based upon the 2016 Disparity Study, and to create a workforce diversity program. The Assembly would also extend the MWBE program for five years.**



**Assembly Budget Proposal SFY 2018-19**  
**New York State Energy Research and Development Authority (NYSERDA)**

**The Assembly provides an All Funds appropriation of \$17 million.**

**State Operations**

- **Not applicable.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

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

**Article VII**

- **The Assembly accepts the continuation of the assessment on gas and electric corporations to fund NYSERDA's research, development and demonstration program.**
- **The Assembly modifies the Executive proposal to transfer \$23 million from the Regional Greenhouse Gas Initiative (RGGI) to the General Fund, and proposes to authorize NYSERDA to fund programs for energy efficiency, weatherization, and solar projects in Environmental Justice and low-income communities.**
- **The Assembly authorizes NYSERDA to provide \$750,000 to the Public Utilities Law Project (PULP) to deliver civil legal services to the poor.**

**Assembly Budget Proposal SFY 2018-19  
Department of Environmental Conservation**

**The Assembly provides an All Funds appropriation of \$1.24 billion.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

**Environmental Protection Fund (EPF)**

- **The Assembly accepts the Executive proposal to continue to fund the EPF at \$300 million. The Assembly provides the following increases above the Executive proposal:**
  - **\$37 million for Land Acquisition, an increase of \$7 million;**
  - **\$16 million for Zoos, Botanical Gardens, and Aquaria, an increase of \$3.5 million;**
  - **\$3.2 million for Hudson River Park Trust, an increase of \$2.2 million; and**
  - **\$9 million for Environmental Justice, and increase of \$1 million.**
- **The Assembly provides suballocations, including:**
  - **\$3 million for Children’s Environmental Health Centers, an increase of \$1 million;**
  - **\$7.05 million for Invasive Species Eradication, an increase of \$1 million;**
  - **\$1 million for a new Paint Stewardship program related to an Article VII;**
  - **\$250,000 for eradication of the Southern Pine Beetle;**
  - **\$250,000 for a study of the feasibility, costs, location, and impacts of a Seagate to act as a storm surge barrier along Long Island’s South Shore; and**
  - **the Assembly ensures that measures to address tick-borne illnesses are an eligible use in the environmental health and the biodiversity stewardship appropriations.**

- The Assembly reduces the Local Water Front Revitalization Program (LWRP) by \$1 million and shifts a \$2 million suballocation for Climate Change Resiliency Planning to the Climate Change and Adaptation account.
- The Assembly provides \$22.4 million for Public Access and Stewardship, a reduction of \$11.7 million from the Executive proposal; \$16 million for Agricultural Non-Point Source Pollution Control, a reduction of \$1 million from the Executive proposal; and eliminates the Secondary Marketing program.
- The Assembly rejects the Executive proposal to fund several new initiatives through the EPF, including the Center for Native Peoples and the Environment, Empire Forest Incentive program, Lake George Park Commission, Cornell Pesticide Management Program, and Cornell Plant Certification Program.

#### Harmful Algal Blooms (HABs)

- The Assembly provides language to ensure that any water body in New York State will be eligible for \$65 million for projects to combat harmful algal blooms, expanding eligibility beyond twelve priority lakes identified by the Executive.

#### Article VII

- The Assembly modifies the Executive proposal to revise the designation and funding process for the Brownfield Opportunity Areas Program by accepting public participation measures and removing language providing excessive discretion.
- The Assembly rejects an Executive proposal to modify language directing the amount of revenue the EPF receives from Bottle Bill enforcement and to eliminate certain remedial accounts.
- The Assembly modifies the Executive food waste proposal to address issues related to “depackaging” and distances traveled.
- The Assembly modifies the Executive proposal to expand the amount of land currently protected by the Long Island Central Pine Barrens to include additional land.
- The Assembly does not include the Executive proposal to modify the existing 480-a local forestry property tax exemption and to create a new 480-b forestry property tax exemption. The Assembly supports sustainable forestry and open space protection that does not put an undue burden on local governments.

- **The Assembly modifies transfer language to ensure that revenues generated from waste tire management and recycling fees are used for that program.**
- **The Assembly establishes paint stewardship/collection program that is free to consumers.**
- **The Assembly includes language to make environmental justice a permanent EPF category and establish statutory environmental justice provisions.**
- **The Assembly establishes the New York State Climate and Community Protection Act to address and mitigate the impacts of climate change in New York.**

**Assembly Budget Proposal SFY 2018-19  
New York State Gaming Commission**

**The Assembly provides an All Funds appropriation of \$359.58 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly rejects the Executive proposal to allow thoroughbred night-time racing at Belmont Park subject to certain conditions.**
- **The Assembly rejects the Executive proposal to allow monies from the New York State Breeding and Development Fund and the Agriculture and New York Horse Breeding Development Fund to be used for the aftercare of retired horses.**
- **The Assembly rejects the Executive proposal to terminate the transfer of commercial casino revenues intended to hold harmless video lottery gaming revenues dedicated to education.**
- **The Assembly accepts the Executive proposal to modify the tax rate structure for video lottery gaming facilities and rejects the Executive's proposals to reconfigure the current additional commission certain video lottery gaming facilities receive.**
- **The Assembly accepts the Executive proposal to extend certain tax rates and certain simulcasting provisions for one year.**

- **The Assembly modifies the Executive proposal to increase the New York Racing Association, Inc. (NYRA) operating reserves from 45 to 90 days.**
- **The Assembly modifies the Executive proposal to create an advisory committee on equine drug testing and research.**
- **The Assembly proposes Article VII language that allows the New York Jockey Injury Compensation Fund (NYJICF) to utilize purse monies to help secure worker's compensation insurance.**
- **The Assembly proposes to establish a local advisory board for the Belmont Racetrack Facility.**

## Assembly Budget Proposal SFY 2018-19 Department of Motor Vehicles

The Assembly provides an All Funds appropriation of \$368.95 million, an increase of \$6.77 million over the Executive proposal.

### State Operations

- The Assembly rejects the Executive proposal to shift four Department of Motor Vehicle (DMV) appropriations to State Operations from the Dedicated Highway and Bridge Trust Fund.

### Aid to Localities

- The Assembly provides \$1.6 million to counties for STOP-DWI and ignition interlock programs.

### Capital Projects

- The Assembly rejects the Executive proposal to shift four DMV appropriations to State Operations from the Dedicated Highway and Bridge Trust Fund.

### Article VII

- The Assembly rejects the Executive proposal to amend various provisions of the law relating to seat belt requirements, junior drivers, texting while driving, and the use of mobile telephones and portable electronic devices while driving and the establishment of a railroad grade-crossing camera enforcement program.
- The Assembly rejects the Executive proposal to authorize the Department of Motor Vehicles to administer, and driver's license applicants to take and complete, the mandatory five-hour pre-licensing course over the internet.
- The Assembly modifies the Executive proposal to eliminate the authority of the New York City Traffic Violations Bureau to utilize certain Office of the New York State Comptroller (OSC) reporting procedures by addressing all OSC concerns.
- The Assembly modifies the Executive proposal to make permanent the statute authorizing the testing of autonomous vehicles on public roads by authorizing a one-year extender.

**Assembly Budget Proposal SFY 2018-19  
Olympic Regional Development Authority**

**The Assembly provides an All Funds appropriation of \$70.09 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

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

**Article VII**

- **Not applicable.**



**Assembly Budget Proposal SFY 2018-19  
Office of Parks, Recreation and Historic Preservation**

**The Assembly provides an All Funds appropriation of \$435.89 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

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

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Department of Public Service**

**The Assembly provides an All Funds appropriation of \$95.42 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly accepts the Executive proposal to continue the authorization for the Public Service Account to fund \$3.34 million in utility regulatory expenses of various agencies through a utility assessment; and \$454,000 for the Department of Health to finance public health education programs with revenues generated from an assessment on cable television companies.**

**Assembly Budget Proposal SFY 2018-19  
Department of State**

**The Assembly provides an All Funds appropriation of \$249.1 million, an increase of \$1.45 million over the Executive proposal.**

**State Operations**

- **The Assembly provides \$1 million for the establishment of a public intervenor for energy-related regulatory matters.**
- **The Assembly provides \$350,000 to establish a new Office of the State Utility Consumer Advocate.**
- **The Assembly provides \$100,000 for the Office for the Advocate for People with Disabilities.**

**Aid to Localities**

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

**Capital Projects**

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

**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 accepts the Executive proposal no longer requiring localities to match contributions in Community Service Block Grants.**
- **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 corporations.**

- **The Assembly includes language that would amend the current sections of law regarding service of process to the Department of State to allow service to their New York location as well as their Albany location.**
- **The Assembly includes language that would establish the Office for the Utility Consumer Advocate to represent consumers in utility rate cases.**
- **The Assembly includes language that would provide Intervenor Funding to organizations that advocate on behalf of consumers in utility rate cases before the Public Service Commission.**
- **The Assembly includes language to require State owned buildings to provide access to diaper changing tables in restrooms.**

**Assembly Budget Proposal SFY 2018-19  
Department of Taxation and Finance**

**The Assembly provides an All Funds appropriation of \$461.5 million.**

**State Operations**

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

**Aid to Localities**

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

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly rejects the Executive proposal to convert taxes on state-owned land into a PILOT which will grow annually based on the allowable levy growth factor, in lieu of annual reassessments.**
- **The Assembly accepts the Executive proposal to extend the provisions allowing the Department of Taxation and Finance to determine assessment ceilings for telecommunications properties until December 31, 2022, and phase in the cap to provide a smooth transition to more accurate values.**
- **The Assembly rejects the Executive proposal to allow the Department of Taxation and Finance to appeal adverse Tax Appeals Tribunal decisions.**
- **The Assembly modifies the Executive proposal to require Enhanced STAR recipients to participate in the STAR Income Verification Program (IVP) instead of requiring annual income verification through local assessors by requiring that the assessors assist taxpayers in completing their income verification statements upon the request of such taxpayers.**

- **The Assembly rejects the Executive proposal to extend the statute of limitations for assessing additional tax on amended returns.**
- **The Assembly accepts the Executive proposal to authorize the Department of Taxation and Finance to share information with the Comptroller for the purposes of offsetting taxpayers' fixed and final tax debt against unclaimed funds.**
- **The Assembly rejects the Executive proposal to authorize state Department of Social Services to share information related to persons receiving public assistance with the Department of Taxation and Finance for targeted tax enforcement purposes.**
- **The Assembly accepts the Executive proposal to require a real property transfer report to be filed with the Department of Taxation and Finance whenever there is a sale of a co-op apartment or unit, or whenever there is a transfer or acquisition of a controlling interest in an entity with an interest in real property.**
- **The Assembly modifies the Executive proposal to require manufactured home park owners to submit registration forms quarterly, instead of annually, by requiring that owners of manufactured home parks submit registration forms on an annual basis only for residents that own their mobile homes.**

**Assembly Budget Proposal SFY 2018-19  
Division of Tax Appeals**

**The Assembly provides an All Funds appropriation of \$3 million.**

**State Operations**

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

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **Not applicable.**

**Assembly Budget Proposal SFY 2018-19  
Thruway Authority**

**The Executive Budget contains no appropriations for the Thruway Authority.**

**State Operations**

- **Not applicable.**

**Aid to Localities**

- **Not applicable.**

**Capital Projects**

- **Not applicable.**

**Article VII**

- **The Assembly rejects the Executive proposal to authorize the Thruway Authority to lease its fiber optic system through agreements based on set fees rather than public auction.**
- **The Assembly proposes new Article VII language to establish a process to pay cashless tolling obligations that includes requirements regarding notice, penalties and the ability to contest; establish requirements regarding a tolling authority's ability to transfer outstanding liabilities to debt collection agencies; and prohibit vehicle registration suspensions as a result of cashless tolling obligations.**



**Assembly Budget Proposal SFY 2018-19  
Department of Transportation (DOT)**

**The Assembly provides an All Funds appropriation of \$10.56 billion, an increase of \$724.55 million over the Executive proposal.**

**State Operations**

- **The Assembly rejects the Executive proposal to shift four DOT appropriations to State Operations from the Dedicated Highway and Bridge Trust Fund, including DOT snow and ice removal and bus, truck and rail inspections.**

**Aid to Localities**

- **The Assembly provides resources to mass transit systems from new dedicated revenue streams generated in their respective regions, including:**
  - **\$335 million to non-MTA downstate transit systems, an increase of \$14.4 million above the Executive proposal; and**
  - **\$221.5 million to upstate transit systems, an increase of \$16.8 million above the Executive proposal.**

**Capital Projects**

- **The Assembly provides \$519.9 million for the Consolidated Highway Improvement Program (CHIPs), an increase of \$81.8 million above the Executive proposal. This funding is in addition to \$100 million for the Pave NY program, which is distributed through the CHIPs formula.**
- **The Assembly provides \$104.5 million for non-MTA downstate and upstate transit capital projects, an increase of \$20 million over the Executive proposal.**
- **The Assembly reallocates appropriations for engineering costs to support DOT State workforce engineers.**

- **The Assembly identifies projects to be funded within existing appropriations, including:**
  - **\$650,000 to provide critical safety improvements at the Route 9W and Oak Tree Road intersection in the town of Orangetown, New York; and**
  - **\$3 million to upgrade diesel train engines to meet higher emissions standards.**

## **Article VII**

- **The Assembly modifies the Executive proposal to increase penalties for motor carrier violations by rejecting a fine increase.**
- **The Assembly rejects the Executive proposal to authorize commercial facilities at highway rest areas under the jurisdiction of the DOT.**
- **The Assembly modifies the Executive proposal to authorize the Public Transportation Safety Board (PTSB) to enforce federal requirements relating to rail fixed-guideway public transportation systems by moving authority from the PTSB to State DOT.**
- **The Assembly modifies the Executive proposal to require DOT to collect a \$120 fee on certain passenger-carrying motor vehicles subject to DOT inspection to make a technical correction.**
- **The Assembly rejects the Executive proposal to redirect various Department of Motor Vehicle (DMV) and DOT-related revenues from the Dedicated Highway and Bridge Trust Fund to the General Fund.**

## Assembly Budget Proposal SFY 2018-19 Metropolitan Transportation Authority (MTA)

The Assembly provides an All Funds contingency appropriation of \$1.64 billion, reflecting no change from the Executive Proposal.

### State Operations

- Not applicable.

### Aid to Localities

- The Assembly provides \$488 million to the MTA, primarily for the New York City Transit Authority, for the improvement of service reliability and other capital and operating costs of the subway system. These revenues are provided through four new dedicated revenue streams, including:
  - a new \$2.75 fee per ride on for-hire-vehicle trips that enter the zone south of 96<sup>th</sup> street in Manhattan (central business zone) and \$1 fee per ride on trips in the Metropolitan Commuter Transportation District (MCTD);
    - Pooled rides (assessed per hail) are \$2.25 within the central business zone and shared per hail outside the central business zone;
  - an additional \$0.50 fee per trip on taxicab trips that enter the central business zone;
  - new progressive Real Estate Transfer Tax rates on conveyances of residential and commercial properties that exceed \$5 million; and
  - a new NYC Real Estate Flipping Tax on 1-5 family homes that are not primary residences of the owner and are sold within two years of their purchase.
- The Assembly further provides \$48 million for non-MTA transit systems and the Consolidated Highway Improvement Program (CHIPs) with revenue generated from the dedicated revenue streams described above. All revenues remain in the region in which they are generated.
- The additional \$488 million in revenue provided to the MTA would fill a \$65 million assumption in the MTA's 2018 Adopted Budget.

- **The additional revenue provided to the Metro-North Railroad would be utilized to construct parking garages and similar appurtenances at Metro-North Railroad stations.**
- **The Assembly provides \$12.05 million for the Verrazano Narrows Bridge Rebate Program, an increase of \$1.75 million above the Executive proposal, to partially restore a 24 cent rebate for Staten Island residents.**
- **The Assembly provides \$500,000 to the Long Island Rail Road to provide morning and evening service during rush periods to improve access to the Long Island Rail Road stations between the Speonk station and the Montauk station on the Montauk branch of the Long Island Rail Road in Suffolk County.**

## Article VII

- **The Assembly proposes new Article VII language that would:**
  - **create a “Transit Sustainability Workgroup” to review and study public transportation sustainability within New York City and the Metropolitan Commuter Transportation District, including public transportation reliability and sustainability, the causes and impacts of motor vehicular traffic, the tolling of intra-borough bridges, livery and for-hire vehicles, transportation strategies to meet environmental goals, reduced fares for college students, and sustainable funding for future public transportation needs;**
  - **ensure new dedicated transit revenues are in a lockbox;**
  - **require the MTA to prioritize a state of good repair over aesthetic projects;**
  - **require an independent audit be performed to analyze the MTA’s financial needs in relation to maintaining a state of good repair; and**
  - **require the MTA to make public all spending related to the Subway Action Plan and new dedicated revenues and the related impact on service and performance measures.**

Other MTA Article VII Proposals:

- **The Assembly would accept Article VII language that moves the MTA regional payroll mobility tax off-budget.**
- **The Assembly would reject Article VII language that:**
  - **requires DOT and DMV to study congestion caused by buses, authorizes the FixNYC panel to recommend standards and equipment to collect surcharges from taxis/for-hire-vehicles, authorizes block-the-box cameras in New York City, authorizes the FixNYC panel to make recommendations regarding NYC parking placards, and requires all NYC agencies to adopt updated rules in consideration of FixNYC recommendations;**
  - **authorizes the MTA to institute value-capture in New York City without the approval of New York City;**
  - **requires the city of New York to provide funding for all capital costs of the New York City Transit Authority (NYCTA) and half of the cost associated with any declared emergency, but acknowledges that stakeholders must work together to establish a coordinated funding schedule to meet the imminent needs of the MTA; and**
  - **increases thresholds at which the MTA must use a competitive bidding procurement process.**

## Assembly Budget Proposal SFY 2018-19 Urban Development Corporation

The Assembly provides an All Funds appropriation of \$779.04 million, a decrease of \$579.15 million from the Executive proposal.

### State Operations

- Not applicable.

### Aid to Localities

- The Assembly rejects support for the following programs in the Executive proposal:
  - \$26.18 million for the Empire State Economic Development Fund; and
  - \$10.3 million for Market NY.
- The Assembly reduces funding levels for a lump sum appropriation for Tourism/Economic Development Promotion by \$10 million, while maintaining support of \$34.5 million for tourism promotion efforts, including allowing for the promotion and advertising of the 50<sup>th</sup> Anniversary of the Woodstock Music and Art Fair. In addition, the Assembly would remove the eligibility of the START-UP NY Program from utilizing funding, as well as lower the threshold from \$5 million to \$1 million as the requirement for including goals and benchmarks for evaluating performance outcomes for advertising contracts.
- The Assembly restores \$300,000 additional support for Community Development Financial Institutions, for a total appropriation of \$1.8 million.
- The Assembly provides and additional \$365,000 for the Minority-and Women-Owned Business Development Lending Program, for a total appropriation of \$1 million, as well as places priority on the recapitalization of the Minority-and Women-Owned Business Investment Fund.
- The Assembly provides support for the following programs:
  - \$1 million for the New York State Innovation Voucher Program; and

- **\$670,000 for the Stony Brook Medicine’s National Cancer Institute to ensure oversight of clinical trial and National Cancer Institute standards.**

## Capital Projects

- **The Assembly rejects support for the following programs in the Executive proposal:**
  - **\$300 million generic lump for the High Technology and Economic Development Infrastructure Program;**
  - **\$200 million for the New York Works Economic Development Fund;**
  - **\$150 million for Regional Economic Development Councils; and**
  - **\$8 million for Market NY.**
- **The Assembly shifts \$600 million for the Life Science Laboratory Public Health Initiative, from the Urban Development Corporation to the Department of Health, as well as provides language to ensure that any new Life Sciences Laboratory be established within the City of Albany. In addition, the Assembly would restore language eliminated in the Executive proposal requiring PACB approval for projects above \$5 million.**
- **The Assembly provides support for the following programs:**
  - **\$100 million for the RESTORE NY Communities initiative;**
  - **\$20 million in capital support for the Centers of Excellence and Centers for Advance Technology; and**
  - **\$3 million to upgrade equipment to meet air quality regulations to which dry cleaners and nail salons must adhere.**

## Article VII

- **The Assembly accepts the Executive’s proposal for one-year extension to provide the Urban Development Corporation with general loan powers.**
- **The Assembly accepts the Executive’s proposal for a one-year extension to provide the Urban Development Corporation authorization to administer the Economic Development Fund.**

- **The Assembly proposes to create the New York State Innovation Voucher program to encourage public-private partnerships that connect small businesses with research facilities to create jobs and innovation in New York.**
- **The Assembly proposes to reestablish the annual reporting requirements and submission date for the START-UP NY program report.**
- **The Assembly proposes to provide transparency at the economic development entities, such as Regional Economic Development Councils (REDC) and requires council members to file an annual statement of financial disclosure, adhere to the Code of Ethics and FOIL requirements in the Public Officers Law, as well as subject the process to the open meetings law.**
- **The Assembly proposes to require the Empire State Development Corporation (ESDC) and the Department of Economic Development to maintain a comprehensive statewide searchable database of funds allocated to or administered by the agency, including all programs, projects, recipients, and other pertinent economic metrics.**
- **The Assembly proposes to establish a Strategic Investment in Workforce Development Program. This Workforce Development program would support and identify areas of the state or specific industries experiencing shortages in skilled workforce, as well as support workforce education programs that strive to meet the skill and training needs of employers, industries seeking to remain competitive, youth workers and individuals currently unemployed and those workers who are underemployed.**



Assembly Budget Proposal SFY 2018-19  
Miscellaneous: Transportation, Economic Development and Environmental

Greenway Heritage Conservancy for the Hudson River Valley

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

Hudson River Park Trust

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

Hudson River Valley Greenway Communities Council

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

New York Power Authority

State Operations

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

Article VII

- **The Assembly modifies the Executive's proposal related to NYPA's authority to provide energy-related projects, programs, and services by ensuring that only NYPA's statutory customers, most being public entities, benefit from such resources.**
- **The Assembly modifies the Executive's proposal related to NYPA's authority to develop renewable energy projects, and to procure, allocate and sell renewable energy products by:**
  - **limiting NYPA's authority to develop and procure to when it is necessary to meet the supply needs of public entities or authority customers;**
  - **limiting the total number of projects to nine and the size of each project to not more than 300 megawatts;**

- **clarifying that all** authorized projects meet the definition of a “major electric generating facility” under Article X of the Public Service Law and are subject to **the siting process established therein;**
  - **requiring NYPA to submit an annual report to the Governor and the Legislature;**  
**and**
  - **establishing that the authorization to commence project development expires in six years.**
- **The Assembly would transfer \$50 million from NYPA to replace boilers in housing developments owned by the New York City Housing Authority.**

# LEGISLATURE & JUDICIARY

By Agency



## Assembly Budget Proposal SFY 2018-19 Judiciary

The Assembly provides an All Funds appropriation of \$3.06 billion.

### State Operations

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

### Aid to Localities

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

### Capital Projects

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

### Article VII

- The Assembly does not include legislation that would, among other things, require trial court judges to provide certification of the number of hours worked each month. The Assembly acknowledges that the Chief Judge is vested with the authority to adopt such changes without a statutory directive from the Legislative branch.
- The Assembly otherwise accepts the overall funding recommendation for the Office of Court Administration, provided appropriate investments are made to provide adequate judicial coverage and expanded access to problem-solving courts in underserved Judicial Districts.

# DEBT SERVICE



## Assembly Budget Proposal SFY 2018-19 Capital Projects

The Assembly provides an All Funds appropriation of \$14.45 billion, an increase of \$795.4 million over the Executive.

### Capital Projects

- The Assembly rejects the Executive’s proposal to provide support to the following initiatives:
  - \$300 million for a new “High Technology” Initiative;
  - \$200 million for NY Works Economic Development Fund;
  - \$150 million for Regional Economic Development Councils;
  - \$8 million for Market NY;
  - \$20 million for redesign of the Workers’ Compensation Board Medicaid Portal and Business Information System;
  - \$78.6 million for SUNY Hospitals, as this amount is instead provided as an operating subsidy; and
  - \$3 million for OGS Design and Construction.
  
- The Assembly modifies the Executive’s proposal to provide support for the following initiatives:
  - an increase of \$200 million for SUNY Critical Maintenance for a total of \$550 million;
  - an increase of \$50 million for Library Capital Grants for a total of \$64 million; and
  - an increase of \$78 million for CHIPs for a total of \$555.8 million, including \$13 million is funded through the Transit Sustainability Program.
  
- The Assembly modifies the Executive’s proposal for Statewide Health Care Transformation Grants by providing a total \$525 million (a \$100 million increase), with \$35 million allocated for community-based health providers.
  
- The Assembly accepts the \$300 million funding recommendation for the Environmental Protection Fund with the following changes:
  - a decrease of \$11.7 million for Public Access and Stewardship;
  - an increase of \$3.5 million for ZBGA;
  - an increase of \$7 million for Land Acquisition;
  - an increase of \$2.2 million for Hudson River Park Trust;



- a rejection of \$500,000 for the Empire Forest Incentive Program;
  - \$250,000 to study the impact of storm surge barriers along Long Island’s South Shore; and
  - \$500,000 for the Community Forest Grant Program.
- **The Assembly adds appropriations for the following initiatives:**
    - \$225 million for Public Statewide Housing;
    - \$100 million for SUNY Expansion Projects;
    - \$100 million for CUNY Expansion Projects;
    - \$100 million for Restore NY Communities Initiative;
    - \$30 million for Educational Opportunity Centers;
    - \$20.4 million for Fashion Institute of Technology;
    - \$13 million for Nassau County Community College;
    - \$2.3 million for Ulster County Community College;
    - \$1.5 million for Broome County Community College;
    - \$20 million for Centers of Excellence/Centers for Advanced Technology;
    - \$20 million for Nonprofit Infrastructure Capital;
    - \$20 million for Land Banks;
    - \$10 million for Arts and Cultural Facilities Improvement;
    - \$10 million for Heroin/Opiates Capital;
    - \$10 million for Children’s Behavior Health Services Capital;
    - \$9.7 million for OSC Infrastructure and Hardware Upgrades;
    - \$5.5 million for OSC IT Modernization;
    - \$5 million for Local Fairs;
    - \$5 million for Animal Shelters; and
    - \$3 million for Financial Assistance to certain Business Programs.

## Article VII

- **The Assembly modifies the following bond caps:**
  - Economic Development Initiatives decreases from \$8.16 billion to \$7.62 billion;
  - SUNY Education Facilities Bond increases from \$12.95 billion to \$13.25 billion;
  - CUNY Senior and Community Colleges from \$8.31 billion to \$8.41 billion;
  - Housing Capital Programs from \$5.69 billion to \$5.84 billion;
  - Library Facilities Bond Caps from \$197 million to \$247 million;
  - Mental Health Bond Cap from \$8.76 billion to \$8.77 billion;
  - Health Care Bond Cap from \$3.0 billion to \$3.1 billion;
  - Transportation Initiatives from \$4.48 billion to \$4.5 billion; and
  - CHIPs Bond Caps from \$10.19 billion to \$10.25 billion.

- **The Assembly adds language to increase the Nonprofit Infrastructure Program bond cap from \$120 million to \$140 million.**
- **The Assembly rejects the Executive proposal to permanently extend the Dormitory Authority's authority to create subsidiaries for certain purposes.**