

STATE OF NEW YORK

2005--B

IN ASSEMBLY

January 18, 2019

A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT intentionally omitted (Part A); intentionally omitted (Part B); intentionally omitted (Part C); intentionally omitted (Part D); to amend the civil service law, in relation to protection of the personal privacy of public employees (Part E); to amend the civil service law, in relation to the expiration of public arbitration panels (Part F); intentionally omitted (Part G); intentionally omitted (Part H); intentionally omitted (Part I); to amend the real property tax law, in relation to a class one reassessment exemption in a special assessing unit that is not a city (Part J); to provide for the administration of certain funds and accounts related to the 2019-20 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to payments, transfers and deposits; to amend the New York state urban development corporation act, in relation to the issuance of certain bonds or notes; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of certain bonds or notes; to amend the private housing finance law, in relation to the issuance of bonds or notes; to amend chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, in relation to the issuance of certain bonds or notes; to amend the public authorities law, in relation to the issuance of certain bonds or notes; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of certain bonds or notes; to amend part X of chapter 59 of the laws of 2004, authorizing the New York state urban development corporation and the dormitory authority of the state of New York to issue bonds or notes, in relation to the issuance of such bonds or notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related

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

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to the 2002-2003 budget, in relation to the issuance of certain bonds or notes; to amend part U of chapter 57 of the laws of 2005 relating to the composition and responsibilities of the New York state higher education capital matching grant board, in relation to the issuance of certain bonds and notes; to amend the education law, in relation to increasing the limit of certain funding by the dormitory authority for financing of capital facilities for state-supported schools for blind and deaf students; to amend chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, in relation to the issuance of certain bonds or notes; to amend chapter 359 of the laws of 1968, constituting the facilities development corporation act, in relation to the mental hygiene facilities improvement fund income account; and to amend the state finance law, in relation to mental health services fund; and providing for the repeal of certain provisions upon expiration thereof (Part K); to amend chapter 22 of the laws of 2014, relating to expanding opportunities for service-disabled veteran-owned business enterprises, in relation to extending the provisions thereof (Part L); intentionally omitted (Part M); intentionally omitted (Part N); to amend chapter 887 of the laws of 1983, amending the correction law relating to the psychological testing of candidates, in relation to the effectiveness thereof; to amend chapter 428 of the laws of 1999, amending the executive law and the criminal procedure law relating to expanding the geographic area of employment of certain police officers, in relation to extending the expiration of such chapter; to amend chapter 886 of the laws of 1972, amending the correction law and the penal law relating to prisoner furloughs in certain cases and the crime of absconding therefrom, in relation to the effectiveness thereof; to amend chapter 261 of the laws of 1987, amending chapters 50, 53 and 54 of the laws of 1987, the correction law, the penal law and other chapters and laws relating to correctional facilities, in relation to the effectiveness thereof; to amend chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 339 of the laws of 1972, amending the correction law and the penal law relating to inmate work release, furlough and leave, in relation to the effectiveness thereof; to amend chapter 60 of the laws of 1994 relating to certain provisions which impact upon expenditure of certain appropriations made by chapter 50 of the laws of 1994 enacting the state operations budget, in relation to the effectiveness thereof; to amend chapter 3 of the laws of 1995, amending the correction law and other laws relating to the incarceration fee, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 62 of the laws of 2011, amending the correction law and the executive law relating to merging the department of correctional services and division of parole into the department of corrections and community supervision, in relation to the effectiveness thereof; to amend chapter 907 of the laws of 1984, amending the correction law, the New York city criminal court act and the executive law relating to prison and jail housing and alternatives to detention and incarceration programs, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 166 of the laws of 1991, amending the tax law and other laws relating to taxes, in relation to extending the expiration of certain provisions of such chapter; to amend the vehicle and traffic law, in relation to extending the expiration of the mandatory surcharge and victim assist-



ance fee; to amend chapter 713 of the laws of 1988, amending the vehicle and traffic law relating to the ignition interlock device program, in relation to extending the expiration thereof; to amend chapter 435 of the laws of 1997, amending the military law and other laws relating to various provisions, in relation to extending the expiration date of the merit provisions of the correction law and the penal law of such chapter; to amend chapter 412 of the laws of 1999, amending the civil practice law and rules and the court of claims act relating to prisoner litigation reform, in relation to extending the expiration of the inmate filing fee provisions of the civil practice law and rules and general filing fee provision and inmate property claims exhaustion requirement of the court of claims act of such chapter; to amend chapter 222 of the laws of 1994 constituting the family protection and domestic violence intervention act of 1994, in relation to extending the expiration of certain provisions of the criminal procedure law requiring the arrest of certain persons engaged in family violence; to amend chapter 505 of the laws of 1985, amending the criminal procedure law relating to the use of closed-circuit television and other protective measures for certain child witnesses, in relation to extending the expiration of the provisions thereof; to amend chapter 3 of the laws of 1995, enacting the sentencing reform act of 1995, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 689 of the laws of 1993 amending the criminal procedure law relating to electronic court appearance in certain counties, in relation to extending the expiration thereof; to amend chapter 688 of the laws of 2003, amending the executive law relating to enacting the interstate compact for adult offender supervision, in relation to the effectiveness thereof; to amend chapter 56 of the laws of 2009, amending the correction law relating to limiting the closing of certain correctional facilities, providing for the custody by the department of correctional services of inmates serving definite sentences, providing for custody of federal prisoners and requiring the closing of certain correctional facilities, in relation to the effectiveness of such chapter; to amend chapter 152 of the laws of 2001 amending the military law relating to military funds of the organized militia, in relation to the effectiveness thereof; to amend chapter 554 of the laws of 1986, amending the correction law and the penal law relating to providing for community treatment facilities and establishing the crime of absconding from the community treatment facility, in relation to the effectiveness thereof; and to amend chapter 55 of the laws of 2018 amending the criminal procedure law relating to pre-criminal proceeding settlements in the city of New York, in relation to the effectiveness thereof (Part O); intentionally omitted (Part P); intentionally omitted (Part Q); intentionally omitted (Part R); intentionally omitted (Part S); intentionally omitted (Part T); intentionally omitted (Part U); intentionally omitted (Part V); intentionally omitted (Part W); intentionally omitted (Part X); intentionally omitted (Part Y); intentionally omitted (Part Z); intentionally omitted (Part AA); intentionally omitted (Part BB); intentionally omitted (Part CC); to amend section 14 of part J of chapter 62 of the laws of 2003, amending the county law and other laws relating to fees collected, in relation to certain fees collected by the office of court administration (Part DD); intentionally omitted (Part EE); intentionally omitted (Part FF); to amend the state finance law, in relation to authorizing use of centralized services by public authorities and public benefit corporations to acquire energy products



as centralized services from the office of general services; to amend chapter 410 of the laws of 2009, amending the state finance law relating to authorizing the aggregate purchases of energy for state agencies, institutions, local governments, public authorities and public benefit corporations, in relation to the effectiveness thereof; and to amend part C of chapter 97 of the laws of 2011, amending the state finance law and other laws relating to providing certain centralized service to political subdivisions and extending the authority of the commissioner of general services to aggregate purchases of energy for state agencies and political subdivisions, in relation to the effectiveness thereof (Part GG); to amend the public buildings law, in relation to increasing the maximum contract amount during construction emergencies; and to amend chapter 674 of the laws of 1993, amending the public buildings law relating to value limitations on contracts, in relation to extending the effectiveness of such provisions (Part HH); intentionally omitted (Part II); intentionally omitted (Part JJ); intentionally omitted (Part KK); intentionally omitted (Part LL); intentionally omitted (Part MM); intentionally omitted (Part NN); intentionally omitted (Part OO); intentionally omitted (Part PP); intentionally omitted (Part QQ); intentionally omitted (Part RR); to amend the civil practice law and rules, in relation to authorization to the Suffolk county clerk to charge a block fee (Part SS); intentionally omitted (Part TT); intentionally omitted (Part UU); to amend the public service law, in relation to creating the state office of the utility consumer advocate (Part VV); to amend the public service law, in relation to utility intervenor reimbursement; and to amend the state finance law, in relation to establishing the utility intervenor account (Part WW); to amend the election law, in relation to authorizing computer generated registration lists; in relation to the list of supplies to be delivered to poll sites (Part XX); to amend chapter 507 of the laws of 2009, amending the real property actions and proceedings law and other laws relating to home mortgage loans, in relation to making provisions permanent relating to notice of foreclosure and mandatory settlement conferences in residential foreclosure actions (Part YY); to amend the state finance law and the education law, in relation to authorizing the state comptroller to oversee certain contracts; and providing for the repeal of certain provisions upon expiration thereof (Part ZZ); to repeal sections 249.101 and 249.111 of the Westchester county administrative code, relating to the lease or sale of real property for park purposes (Part AAA); to amend chapter 141 of the laws of 1994, amending the legislative law and the state finance law relating to the operation and administration of the legislature, in relation to extending such provisions (Part BBB); and to amend the state finance law, in relation to the cost effectiveness of consultant contracts by state agencies (Part CCC)

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

- 1 Section 1. This act enacts into law major components of legislation
- 2 which are necessary to implement the state fiscal plan for the 2019-2020
- 3 state fiscal year. Each component is wholly contained within a Part
- 4 identified as Parts A through CCC. The effective date for each partic-
- 5 ular provision contained within such Part is set forth in the last
- 6 section of such Part. Any provision in any section contained within a



1 Part, including the effective date of the Part, which makes a reference
2 to a section "of this act", when used in connection with that particular
3 component, shall be deemed to mean and refer to the corresponding
4 section of the Part in which it is found. Section three of this act sets
5 forth the general effective date of this act.

6 PART A

7 Intentionally Omitted

8 PART B

9 Intentionally Omitted

10 PART C

11 Intentionally Omitted

12 PART D

13 Intentionally Omitted

14 PART E

15 Section 1. Paragraphs (f) and (g) of subdivision 1 of section 209-a of
16 the civil service law, as amended by chapter 244 of the laws of 2007,
17 are amended to read as follows:

18 (f) to utilize any state funds appropriated for any purpose to train
19 managers, supervisors or other administrative personnel regarding meth-
20 ods to discourage union organization or to discourage an employee from
21 participating in a union organizing drive; [or] (g) to fail to permit or
22 refuse to afford a public employee the right, upon the employee's
23 demand, to representation by a representative of the employee organiza-
24 tion, or the designee of such organization, which has been certified or
25 recognized under this article when at the time of questioning by the
26 employer of such employee it reasonably appears that he or she may be
27 the subject of a potential disciplinary action. If representation is
28 requested, and the employee is a potential target of disciplinary action
29 at the time of questioning, a reasonable period of time shall be
30 afforded to the employee to obtain such representation. It shall be an
31 affirmative defense to any improper practice charge under paragraph (g)
32 of this subdivision that the employee has the right, pursuant to stat-
33 ute, interest arbitration award, collectively negotiated agreement,
34 policy or practice, to present to a hearing officer or arbitrator
35 evidence of the employer's failure to provide representation and to
36 obtain exclusion of the resulting evidence upon demonstration of such
37 failure. Nothing in this section shall grant an employee any right to
38 representation by the representative of an employee organization in any
39 criminal investigation; or (h) to disclose home addresses, personal
40 telephone numbers, personal cell phone numbers, personal e-mail
41 addresses of a public employee, as the term "public employee" is defined
42 in subdivision seven of section two hundred one of this article, except
43 (i) where required pursuant to the provisions of this article, and (ii)
44 to the extent compelled to do so by lawful service of process, subpoena,
45 court order, or as otherwise required by law. This paragraph shall not



1 prohibit other provisions of law regarding work-related, publicly avail-
2 able information such as title, salary, and dates of employment.

3 § 2. Subdivision 1 of section 208 of the civil service law is amended
4 by adding a new paragraph (d) to read as follows:

5 (d) Unless otherwise specified by a collective bargaining agreement,
6 upon the request of the employee organization, not more than quarterly,
7 the employer shall provide the employee organization the name, address,
8 job title, employing agency or department or other operating unit and
9 work location of all employees of a bargaining unit.

10 § 3. This act shall take effect immediately.

11 PART F

12 Section 1. Paragraph (d) of subdivision 4 of section 209 of the civil
13 service law, as amended by section 1 of part L of chapter 57 of the laws
14 of 2016, is amended to read as follows:

15 (d) The provisions of this subdivision shall expire July first, two
16 thousand [nineteen] twenty-four.

17 § 2. Paragraph (f) of subdivision 6 of section 209 of the civil
18 service law, as amended by section 2 of part L of chapter 57 of the laws
19 of 2016, is amended to read as follows:

20 (f) The provisions of this subdivision shall expire July first, two
21 thousand [nineteen] twenty-four.

22 § 3. This act shall take effect immediately.

23 PART G

24 Intentionally Omitted

25 PART H

26 Intentionally Omitted

27 PART I

28 Intentionally Omitted

29 PART J

30 Section 1. The real property tax law is amended by adding a new
31 section 485-u to read as follows:

32 § 485-u. Class one reassessment exemption. 1. Applicability. A special
33 assessing unit that is not a city may, by local law, opt to provide a
34 class one reassessment exemption as provided in this section. Such
35 exemption shall apply in the same manner and to the same extent to coun-
36 ty, town, special district and school district taxes levied on the
37 assessment roll prepared by such special assessing unit.

38 2. Eligibility. The assessor shall, for the two thousand twenty--two
39 thousand twenty-one assessment roll and for the subsequent four years,
40 apply an exemption as provided in this section to each property classi-
41 fied in class one pursuant to article eighteen of this chapter.

42 3. Exemption calculation. (a) (i) The assessor shall calculate the
43 exemption as a percentage of the exemption base. The exemption base
44 shall be the amount by which the assessment of a property on the two
45 thousand twenty--two-thousand twenty-one tentative assessment roll
46 issued on or about January 2, 2019 exceeds the equalized assessment on



1 the two thousand nineteen--two thousand twenty final assessment roll.
2 The assessor shall determine the equalized assessment on the two thou-
3 sand nineteen--two thousand twenty final assessment roll by multiplying
4 a property's effective full value on the two thousand nineteen--two
5 thousand twenty final assessment roll by the class one level of assess-
6 ment on the two thousand twenty--two thousand twenty-one final assess-
7 ment roll. The assessor shall determine a property's effective full
8 value on the two thousand nineteen--two thousand twenty final assessment
9 roll by dividing the assessment on the two thousand nineteen--two thou-
10 sand twenty final assessment roll by the class one level of assessment
11 on the two thousand nineteen--two thousand twenty final assessment roll.
12 Such exemption base shall not include assessment increases due to a
13 physical improvement or a removal or reduction of an exemption on prop-
14 erty.

15 (ii) Any increase in the assessment of a property due to an increase
16 in a property's full value or physical changes subsequent to the two
17 thousand twenty--two thousand twenty-one final assessment roll shall not
18 be eligible for the exemption. If any portion of a property is fully or
19 partially removed from the assessment roll subsequent to the two thou-
20 sand twenty--two thousand twenty-one final assessment roll by reason of
21 fire, demolition, destruction or new exemption, the assessor shall
22 reduce the exemption for any remaining portion in the same proportion
23 the assessment is reduced for such fire, demolition, destruction or new
24 exemption.

25 (b) The exemption shall be eighty per centum of the exemption base on
26 the two thousand twenty--two thousand twenty-one final assessment roll,
27 sixty per centum of the exemption base on the two thousand twenty-one--
28 two thousand twenty-two final assessment roll, forty per centum of the
29 exemption base on the two thousand twenty-two--two thousand twenty-three
30 final assessment roll, twenty per centum of the exemption base on the
31 two thousand twenty-three--two thousand twenty-four final assessment
32 roll and zero per centum of the exemption base on the two thousand twen-
33 ty-four--two thousand twenty-five final assessment roll.

34 4. Entering of exemption on assessment roll. The assessor shall enter
35 in a separate column on the assessment roll the value of any exemption
36 provided by this section.

37 § 2. Severability. If any provision of this act or if any application
38 thereof to any person or circumstances is held invalid, the remainder of
39 this act and the application of the provision to other persons and
40 circumstances shall not be affected thereby.

41 § 3. This act shall take effect immediately.

42 PART K

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

- 47 1. DOL-Child performer protection account (20401).
- 48 2. Proprietary vocational school supervision account (20452).
- 49 3. Local government records management account (20501).
- 50 4. Child health plus program account (20810).
- 51 5. EPIC premium account (20818).
- 52 6. Education - New (20901).
- 53 7. VLT - Sound basic education fund (20904).



- 1 8. Sewage treatment program management and administration fund
- 2 (21000).
- 3 9. Hazardous bulk storage account (21061).
- 4 10. Federal grants indirect cost recovery account (21065).
- 5 11. Low level radioactive waste account (21066).
- 6 12. Recreation account (21067).
- 7 13. Public safety recovery account (21077).
- 8 14. Environmental regulatory account (21081).
- 9 15. Natural resource account (21082).
- 10 16. Mined land reclamation program account (21084).
- 11 17. Great lakes restoration initiative account (21087).
- 12 18. Environmental protection and oil spill compensation fund (21200).
- 13 19. Public transportation systems account (21401).
- 14 20. Metropolitan mass transportation (21402).
- 15 21. Operating permit program account (21451).
- 16 22. Mobile source account (21452).
- 17 23. Statewide planning and research cooperative system account
- 18 (21902).
- 19 24. New York state thruway authority account (21905).
- 20 25. Mental hygiene program fund account (21907).
- 21 26. Mental hygiene patient income account (21909).
- 22 27. Financial control board account (21911).
- 23 28. Regulation of racing account (21912).
- 24 29. New York Metropolitan Transportation Council account (21913).
- 25 30. State university dormitory income reimbursable account (21937).
- 26 31. Criminal justice improvement account (21945).
- 27 32. Environmental laboratory reference fee account (21959).
- 28 33. Training, management and evaluation account (21961).
- 29 34. Clinical laboratory reference system assessment account (21962).
- 30 35. Indirect cost recovery account (21978).
- 31 36. High school equivalency program account (21979).
- 32 37. Multi-agency training account (21989).
- 33 38. Interstate reciprocity for post-secondary distance education
- 34 account (23800).
- 35 39. Bell jar collection account (22003).
- 36 40. Industry and utility service account (22004).
- 37 41. Real property disposition account (22006).
- 38 42. Parking account (22007).
- 39 43. Courts special grants (22008).
- 40 44. Asbestos safety training program account (22009).
- 41 45. Camp Smith billeting account (22017).
- 42 46. Batavia school for the blind account (22032).
- 43 47. Investment services account (22034).
- 44 48. Surplus property account (22036).
- 45 49. Financial oversight account (22039).
- 46 50. Regulation of Indian gaming account (22046).
- 47 51. Rome school for the deaf account (22053).
- 48 52. Seized assets account (22054).
- 49 53. Administrative adjudication account (22055).
- 50 54. Federal salary sharing account (22056).
- 51 55. New York City assessment account (22062).
- 52 56. Cultural education account (22063).
- 53 57. Local services account (22078).
- 54 58. DHCR mortgage servicing account (22085).
- 55 59. Housing indirect cost recovery account (22090).
- 56 60. DHCR-HCA application fee account (22100).



- 1 61. Low income housing monitoring account (22130).
- 2 62. Corporation administration account (22135).
- 3 63. Montrose veteran's home account (22144).
- 4 64. Deferred compensation administration account (22151).
- 5 65. Rent revenue other New York City account (22156).
- 6 66. Rent revenue account (22158).
- 7 67. Tax revenue arrearage account (22168).
- 8 68. State university general income offset account (22654).
- 9 69. Lake George park trust fund account (22751).
- 10 70. State police motor vehicle law enforcement account (22802).
- 11 71. Highway safety program account (23001).
- 12 72. DOH drinking water program account (23102).
- 13 73. NYCCC operating offset account (23151).
- 14 74. Commercial gaming revenue account (23701).
- 15 75. Commercial gaming regulation account (23702).
- 16 76. Highway use tax administration account (23801).
- 17 77. Fantasy sports administration account (24951).
- 18 78. Highway and bridge capital account (30051).
- 19 79. Aviation purpose account (30053).
- 20 80. State university residence hall rehabilitation fund (30100).
- 21 81. State parks infrastructure account (30351).
- 22 82. Clean water/clean air implementation fund (30500).
- 23 83. Hazardous waste remedial cleanup account (31506).
- 24 84. Youth facilities improvement account (31701).
- 25 85. Housing assistance fund (31800).
- 26 86. Housing program fund (31850).
- 27 87. Highway facility purpose account (31951).
- 28 88. Information technology capital financing account (32215).
- 29 89. New York racing account (32213).
- 30 90. Capital miscellaneous gifts account (32214).
- 31 91. New York environmental protection and spill remediation account
- 32 (32219).
- 33 92. Mental hygiene facilities capital improvement fund (32300).
- 34 93. Correctional facilities capital improvement fund (32350).
- 35 94. New York State Storm Recovery Capital Fund (33000).
- 36 95. OGS convention center account (50318).
- 37 96. Empire Plaza Gift Shop (50327).
- 38 97. Centralized services fund (55000).
- 39 98. Archives records management account (55052).
- 40 99. Federal single audit account (55053).
- 41 100. Civil service EHS occupational health program account (55056).
- 42 101. Banking services account (55057).
- 43 102. Cultural resources survey account (55058).
- 44 103. Neighborhood work project account (55059).
- 45 104. Automation & printing chargeback account (55060).
- 46 105. OFT NYT account (55061).
- 47 106. Data center account (55062).
- 48 107. Intrusion detection account (55066).
- 49 108. Domestic violence grant account (55067).
- 50 109. Centralized technology services account (55069).
- 51 110. Labor contact center account (55071).
- 52 111. Human services contact center account (55072).
- 53 112. Tax contact center account (55073).
- 54 113. Executive direction internal audit account (55251).
- 55 114. CIO Information technology centralized services account (55252).
- 56 115. Health insurance internal service account (55300).



1 116. Civil service employee benefits division administrative account
2 (55301).

3 117. Correctional industries revolving fund (55350).

4 118. Employees health insurance account (60201).

5 119. Medicaid management information system escrow fund (60900).

6 120. Department of law civil recoveries account (55074).

7 121. Utility environmental regulatory account (21064).

8 122. New York state secure choice administrative account (23806).

9 123. New York state medical indemnity fund account (____).

10 124. New York state cannabis revenue fund (____).

11 § 1-a. The state comptroller is hereby authorized and directed to loan
12 money in accordance with the provisions set forth in subdivision 5 of
13 section 4 of the state finance law to any account within the following
14 federal funds, provided the comptroller has made a determination that
15 sufficient federal grant award authority is available to reimburse such
16 loans:

17 1. Federal USDA-food and nutrition services fund (25000).

18 2. Federal health and human services fund (25100).

19 3. Federal education fund (25200).

20 4. Federal block grant fund (25250).

21 5. Federal miscellaneous operating grants fund (25300).

22 6. Federal unemployment insurance administration fund (25900).

23 7. Federal unemployment insurance occupational training fund (25950).

24 8. Federal emergency employment act fund (26000).

25 9. Federal capital projects fund (31350).

26 § 1-b. The state comptroller is hereby authorized and directed to loan
27 money in accordance with the provisions set forth in subdivision 5 of
28 section 4 of the state finance law to any fund within the special reven-
29 ue, capital projects, proprietary or fiduciary funds for the purpose of
30 payment of any fringe benefit or indirect cost liabilities or obli-
31 gations incurred.

32 § 2. Notwithstanding any law to the contrary, and in accordance with
33 section 4 of the state finance law, the comptroller is hereby authorized
34 and directed to transfer, upon request of the director of the budget, on
35 or before March 31, 2020, up to the unencumbered balance or the follow-
36 ing amounts:

37 Economic Development and Public Authorities:

38 1. \$175,000 from the miscellaneous special revenue fund, underground
39 facilities safety training account (22172), to the general fund.

40 2. An amount up to the unencumbered balance from the miscellaneous
41 special revenue fund, business and licensing services account (21977),
42 to the general fund.

43 3. \$14,810,000 from the miscellaneous special revenue fund, code
44 enforcement account (21904), to the general fund.

45 4. \$3,000,000 from the general fund to the miscellaneous special
46 revenue fund, tax revenue arrearage account (22168).

47 Education:

48 1. \$2,679,000,000 from the general fund to the state lottery fund,
49 education account (20901), as reimbursement for disbursements made from
50 such fund for supplemental aid to education pursuant to section 92-c of
51 the state finance law that are in excess of the amounts deposited in
52 such fund for such purposes pursuant to section 1612 of the tax law.

53 2. \$987,200,000 from the general fund to the state lottery fund, VLT
54 education account (20904), as reimbursement for disbursements made from
55 such fund for supplemental aid to education pursuant to section 92-c of



1 the state finance law that are in excess of the amounts deposited in
2 such fund for such purposes pursuant to section 1612 of the tax law.

3 3. \$154,400,000 from the general fund to the New York state commercial
4 gaming fund, commercial gaming revenue account (23701), as reimbursement
5 for disbursements made from such fund for supplemental aid to education
6 pursuant to section 97-nnnn of the state finance law that are in excess
7 of the amounts deposited in such fund for purposes pursuant to section
8 1352 of the racing, pari-mutuel wagering and breeding law.

9 4. \$18,000,000 from the interactive fantasy sports fund, fantasy
10 sports education account (24950), to the state lottery fund, education
11 account (20901), as reimbursement for disbursements made from such fund
12 for supplemental aid to education pursuant to section 92-c of the state
13 finance law.

14 5. \$36,211,000 from the charitable gifts trust fund, elementary and
15 secondary education account (24901), to the general fund, for payment of
16 general support for public schools pursuant to section 3609-a of the
17 education law.

18 6. Moneys from the state lottery fund (20900) up to an amount deposit-
19 ed in such fund pursuant to section 1612 of the tax law in excess of the
20 current year appropriation for supplemental aid to education pursuant to
21 section 92-c of the state finance law.

22 7. \$300,000 from the New York state local government records manage-
23 ment improvement fund, local government records management account
24 (20501), to the New York state archives partnership trust fund, archives
25 partnership trust maintenance account (20351).

26 8. \$900,000 from the general fund to the miscellaneous special revenue
27 fund, Batavia school for the blind account (22032).

28 9. \$900,000 from the general fund to the miscellaneous special revenue
29 fund, Rome school for the deaf account (22053).

30 10. \$343,400,000 from the state university dormitory income fund
31 (40350) to the miscellaneous special revenue fund, state university
32 dormitory income reimbursable account (21937).

33 11. \$8,318,000 from the general fund to the state university income
34 fund, state university income offset account (22654), for the state's
35 share of repayment of the STIP loan.

36 12. Intentionally omitted.

37 13. \$7,200,000 from the miscellaneous special revenue fund, office of
38 the professions account (22051), to the miscellaneous capital projects
39 fund, office of the professions electronic licensing account (32200).

40 14. \$24,000,000 from any of the state education department's special
41 revenue and internal service funds to the miscellaneous special revenue
42 fund, indirect cost recovery account (21978) or to the federal miscella-
43 neous operating grants fund, federal indirect cost recovery account.

44 15. \$6,600,000 from any of the state education department's special
45 revenue or internal service funds to the capital projects fund (30000).

46 Environmental Affairs:

47 1. \$16,000,000 from any of the department of environmental conserva-
48 tion's special revenue federal funds to the environmental conservation
49 special revenue fund, federal indirect recovery account (21065).

50 2. \$5,000,000 from any of the department of environmental conserva-
51 tion's special revenue federal funds to the conservation fund (21150) or
52 Marine Resources Account (21151) as necessary to avoid diversion of
53 conservation funds.

54 3. \$3,000,000 from any of the office of parks, recreation and historic
55 preservation capital projects federal funds and special revenue federal



1 funds to the miscellaneous special revenue fund, federal grant indirect
2 cost recovery account (22188).

3 4. \$1,000,000 from any of the office of parks, recreation and historic
4 preservation special revenue federal funds to the miscellaneous capital
5 projects fund, I love NY water account (32212).

6 5. \$28,000,000 from the general fund to the environmental protection
7 fund, environmental protection fund transfer account (30451).

8 6. \$1,800,000 from the general fund to the hazardous waste remedial
9 fund, hazardous waste oversight and assistance account (31505).

10 7. An amount up to or equal to the cash balance within the special
11 revenue-other waste management & cleanup account (21053) to the capital
12 projects fund (30000) for services and capital expenses related to the
13 management and cleanup program as put forth in section 27-1915 of the
14 environmental conservation law.

15 8. \$1,800,000 from the miscellaneous special revenue fund, public
16 service account (22011) to the miscellaneous special revenue fund, util-
17 ity environmental regulatory account (21064).

18 9. Intentionally omitted.

19 10. Intentionally omitted.

20 Family Assistance:

21 1. \$7,000,000 from any of the office of children and family services,
22 office of temporary and disability assistance, or department of health
23 special revenue federal funds and the general fund, in accordance with
24 agreements with social services districts, to the miscellaneous special
25 revenue fund, office of human resources development state match account
26 (21967).

27 2. \$4,000,000 from any of the office of children and family services
28 or office of temporary and disability assistance special revenue federal
29 funds to the miscellaneous special revenue fund, family preservation and
30 support services and family violence services account (22082).

31 3. \$18,670,000 from any of the office of children and family services,
32 office of temporary and disability assistance, or department of health
33 special revenue federal funds and any other miscellaneous revenues
34 generated from the operation of office of children and family services
35 programs to the general fund.

36 4. \$125,000,000 from any of the office of temporary and disability
37 assistance or department of health special revenue funds to the general
38 fund.

39 5. \$2,500,000 from any of the office of temporary and disability
40 assistance special revenue funds to the miscellaneous special revenue
41 fund, office of temporary and disability assistance program account
42 (21980).

43 6. \$24,000,000 from any of the office of children and family services,
44 office of temporary and disability assistance, department of labor, and
45 department of health special revenue federal funds to the office of
46 children and family services miscellaneous special revenue fund, multi-
47 agency training contract account (21989).

48 7. \$205,000,000 from the miscellaneous special revenue fund, youth
49 facility per diem account (22186), to the general fund.

50 8. \$621,850 from the general fund to the combined gifts, grants, and
51 bequests fund, WB Hoyt Memorial account (20128).

52 9. \$5,000,000 from the miscellaneous special revenue fund, state
53 central registry (22028), to the general fund.

54 General Government:

55 1. \$1,566,000 from the miscellaneous special revenue fund, examination
56 and miscellaneous revenue account (22065) to the general fund.



- 1 2. \$8,083,000 from the general fund to the health insurance revolving
2 fund (55300).
- 3 3. \$292,400,000 from the health insurance reserve receipts fund
4 (60550) to the general fund.
- 5 4. \$150,000 from the general fund to the not-for-profit revolving loan
6 fund (20650).
- 7 5. \$150,000 from the not-for-profit revolving loan fund (20650) to the
8 general fund.
- 9 6. \$3,000,000 from the miscellaneous special revenue fund, surplus
10 property account (22036), to the general fund.
- 11 7. \$19,000,000 from the miscellaneous special revenue fund, revenue
12 arrearage account (22024), to the general fund.
- 13 8. \$1,826,000 from the miscellaneous special revenue fund, revenue
14 arrearage account (22024), to the miscellaneous special revenue fund,
15 authority budget office account (22138).
- 16 9. \$1,000,000 from the miscellaneous special revenue fund, parking
17 services account (22007), to the general fund, for the purpose of reim-
18 bursing the costs of debt service related to state parking facilities.
- 19 10. \$9,632,000 from the general fund to the centralized services fund,
20 COPS account (55013).
- 21 11. \$13,854,000 from the general fund to the agencies internal service
22 fund, central technology services account (55069), for the purpose of
23 enterprise technology projects.
- 24 12. \$10,000,000 from the general fund to the agencies internal service
25 fund, state data center account (55062).
- 26 13. \$20,000,000 from the miscellaneous special revenue fund, workers'
27 compensation account (21995), to the miscellaneous capital projects
28 fund, workers' compensation board IT business process design fund,
29 (32218).
- 30 14. \$12,000,000 from the miscellaneous special revenue fund, parking
31 services account (22007), to the centralized services, building support
32 services account (55018).
- 33 15. \$30,000,000 from the general fund to the internal service fund,
34 business services center account (55022).
- 35 16. \$8,000,000 from the general fund to the internal service fund,
36 building support services account (55018).
- 37 17. \$1,500,000 from the combined expendable trust, special events
38 account (20120), to the general fund.
- 39 Health:
- 40 1. A transfer from the general fund to the combined gifts, grants and
41 bequests fund, breast cancer research and education account (20155), up
42 to an amount equal to the monies collected and deposited into that
43 account in the previous fiscal year.
- 44 2. A transfer from the general fund to the combined gifts, grants and
45 bequests fund, prostate cancer research, detection, and education
46 account (20183), up to an amount equal to the moneys collected and
47 deposited into that account in the previous fiscal year.
- 48 3. A transfer from the general fund to the combined gifts, grants and
49 bequests fund, Alzheimer's disease research and assistance account
50 (20143), up to an amount equal to the moneys collected and deposited
51 into that account in the previous fiscal year.
- 52 4. \$33,134,000 from the HCRA resources fund (20800) to the miscella-
53 neous special revenue fund, empire state stem cell trust fund account
54 (22161).



1 5. \$6,000,000 from the miscellaneous special revenue fund, certificate
2 of need account (21920), to the miscellaneous capital projects fund,
3 healthcare IT capital subfund (32216).

4 6. \$2,000,000 from the miscellaneous special revenue fund, vital
5 health records account (22103), to the miscellaneous capital projects
6 fund, healthcare IT capital subfund (32216).

7 7. \$2,000,000 from the miscellaneous special revenue fund, profes-
8 sional medical conduct account (22088), to the miscellaneous capital
9 projects fund, healthcare IT capital subfund (32216).

10 8. \$91,304,000 from the HCRA resources fund (20800) to the capital
11 projects fund (30000).

12 9. \$6,550,000 from the general fund to the medical marihuana trust
13 fund, health operation and oversight account (23755).

14 10. \$1,086,000 from the miscellaneous special revenue fund, certif-
15 icate of need account (21920), to the general fund.

16 11. \$59,000,000 from the charitable gifts trust fund, health charita-
17 ble account (24900), to the general fund, for payment of general support
18 for primary, preventive, and inpatient health care, dental and vision
19 care, hunger prevention and nutritional assistance, and other services
20 for New York state residents with the overall goal of ensuring that New
21 York state residents have access to quality health care and other
22 related services.

23 Labor:

24 1. \$500,000 from the miscellaneous special revenue fund, DOL fee and
25 penalty account (21923), to the child performer's protection fund, child
26 performer protection account (20401).

27 2. \$11,700,000 from the unemployment insurance interest and penalty
28 fund, unemployment insurance special interest and penalty account
29 (23601), to the general fund.

30 3. \$5,000,000 from the miscellaneous special revenue fund, workers'
31 compensation account (21995), to the training and education program
32 occupation safety and health fund, OSHA-training and education account
33 (21251) and occupational health inspection account (21252).

34 Mental Hygiene:

35 1. \$10,000,000 from the general fund, to the miscellaneous special
36 revenue fund, federal salary sharing account (22056).

37 2. \$3,800,000 from the general fund, to the agencies internal service
38 fund, civil service EHS occupational health program account (55056).

39 Public Protection:

40 1. \$1,350,000 from the miscellaneous special revenue fund, emergency
41 management account (21944), to the general fund.

42 2. \$2,087,000 from the general fund to the miscellaneous special
43 revenue fund, recruitment incentive account (22171).

44 3. \$20,773,000 from the general fund to the correctional industries
45 revolving fund, correctional industries internal service account
46 (55350).

47 4. \$60,000,000 from any of the division of homeland security and emer-
48 gency services special revenue federal funds to the general fund.

49 5. \$9,500,000 from the miscellaneous special revenue fund, criminal
50 justice improvement account (21945), to the general fund.

51 6. \$115,420,000 from the state police motor vehicle law enforcement
52 and motor vehicle theft and insurance fraud prevention fund, state
53 police motor vehicle enforcement account (22802), to the general fund
54 for state operation expenses of the division of state police.

55 7. \$119,500,000 from the general fund to the correctional facilities
56 capital improvement fund (32350).



1 8. \$5,000,000 from the general fund to the dedicated highway and
2 bridge trust fund (30050) for the purpose of work zone safety activities
3 provided by the division of state police for the department of transpor-
4 tation.

5 9. \$10,000,000 from the miscellaneous special revenue fund, statewide
6 public safety communications account (22123), to the capital projects
7 fund (30000).

8 10. Intentionally omitted.

9 11. \$1,000,000 from the general fund to the agencies internal service
10 fund, neighborhood work project account (55059).

11 12. \$7,980,000 from the miscellaneous special revenue fund, finger-
12 print identification & technology account (21950), to the general fund.

13 13. \$1,400,000 from the state police motor vehicle law enforcement and
14 motor vehicle theft and insurance fraud prevention fund, motor vehicle
15 theft and insurance fraud account (22801), to the general fund.

16 14. \$150,000 from the medical marihuana trust fund, law enforcement
17 account (23753), to the general fund.

18 15. \$60,000,000 from the miscellaneous special revenue fund, statewide
19 public safety communications account (22123), to the general fund.

20 15-a. \$20,000,000 from the miscellaneous special revenue fund, crimi-
21 nal justice improvement account (21945), to the general fund.

22 16. Intentionally omitted.

23 Transportation:

24 1. \$17,672,000 from the federal miscellaneous operating grants fund to
25 the miscellaneous special revenue fund, New York Metropolitan Transpor-
26 tation Council account (21913).

27 2. \$20,147,000 from the federal capital projects fund to the miscella-
28 neous special revenue fund, New York Metropolitan Transportation Council
29 account (21913).

30 3. \$15,181,992 from the general fund to the mass transportation oper-
31 ating assistance fund, public transportation systems operating assist-
32 ance account (21401), of which \$12,000,000 constitutes the base need for
33 operations.

34 4. \$727,500,000 from the general fund to the dedicated highway and
35 bridge trust fund (30050).

36 5. \$244,250,000 from the general fund to the MTA financial assistance
37 fund, mobility tax trust account (23651).

38 6. \$5,000,000 from the miscellaneous special revenue fund, transporta-
39 tion regulation account (22067) to the dedicated highway and bridge
40 trust fund (30050), for disbursements made from such fund for motor
41 carrier safety that are in excess of the amounts deposited in the dedi-
42 cated highway and bridge trust fund (30050) for such purpose pursuant to
43 section 94 of the transportation law.

44 7. \$3,000,000 from the miscellaneous special revenue fund, traffic
45 adjudication account (22055), to the general fund.

46 8. \$17,421,000 from the mass transportation operating assistance fund,
47 metropolitan mass transportation operating assistance account (21402),
48 to the capital projects fund (30000).

49 9. \$5,000,000 from the miscellaneous special revenue fund, transporta-
50 tion regulation account (22067) to the general fund, for disbursements
51 made from such fund for motor carrier safety that are in excess of the
52 amounts deposited in the general fund for such purpose pursuant to
53 section 94 of the transportation law.

54 Miscellaneous:

55 1. \$250,000,000 from the general fund to any funds or accounts for the
56 purpose of reimbursing certain outstanding accounts receivable balances.



1 2. \$500,000,000 from the general fund to the debt reduction reserve
2 fund (40000).

3 3. \$450,000,000 from the New York state storm recovery capital fund
4 (33000) to the revenue bond tax fund (40152).

5 4. \$18,550,000 from the general fund, community projects account GG
6 (10256), to the general fund, state purposes account (10050).

7 5. \$100,000,000 from any special revenue federal fund to the general
8 fund, state purposes account (10050).

9 § 3. Notwithstanding any law to the contrary, and in accordance with
10 section 4 of the state finance law, the comptroller is hereby authorized
11 and directed to transfer, on or before March 31, 2020:

12 1. Upon request of the commissioner of environmental conservation, up
13 to \$12,659,400 from revenues credited to any of the department of envi-
14 ronmental conservation special revenue funds, including \$4,000,000 from
15 the environmental protection and oil spill compensation fund (21200),
16 and \$1,831,600 from the conservation fund (21150), to the environmental
17 conservation special revenue fund, indirect charges account (21060).

18 2. Upon request of the commissioner of agriculture and markets, up to
19 \$3,000,000 from any special revenue fund or enterprise fund within the
20 department of agriculture and markets to the general fund, to pay appro-
21 priate administrative expenses.

22 3. Upon request of the commissioner of agriculture and markets, up to
23 \$2,000,000 from the state exposition special fund, state fair receipts
24 account (50051) to the miscellaneous capital projects fund, state fair
25 capital improvement account (32208).

26 4. Upon request of the commissioner of the division of housing and
27 community renewal, up to \$6,221,000 from revenues credited to any divi-
28 sion of housing and community renewal federal or miscellaneous special
29 revenue fund to the miscellaneous special revenue fund, housing indirect
30 cost recovery account (22090).

31 5. Upon request of the commissioner of the division of housing and
32 community renewal, up to \$5,500,000 may be transferred from any miscel-
33 laneous special revenue fund account, to any miscellaneous special
34 revenue fund.

35 6. Upon request of the commissioner of health up to \$8,500,000 from
36 revenues credited to any of the department of health's special revenue
37 funds, to the miscellaneous special revenue fund, administration account
38 (21982).

39 § 4. On or before March 31, 2020, the comptroller is hereby authorized
40 and directed to deposit earnings that would otherwise accrue to the
41 general fund that are attributable to the operation of section 98-a of
42 the state finance law, to the agencies internal service fund, banking
43 services account (55057), for the purpose of meeting direct payments
44 from such account.

45 § 5. Notwithstanding any law to the contrary, upon the direction of
46 the director of the budget and upon requisition by the state university
47 of New York, the dormitory authority of the state of New York is
48 directed to transfer, up to \$22,000,000 in revenues generated from the
49 sale of notes or bonds, the state university income fund general revenue
50 account (22653) for reimbursement of bondable equipment for further
51 transfer to the state's general fund.

52 § 6. Notwithstanding any law to the contrary, and in accordance with
53 section 4 of the state finance law, the comptroller is hereby authorized
54 and directed to transfer, upon request of the director of the budget and
55 upon consultation with the state university chancellor or his or her
56 designee, on or before March 31, 2020, up to \$16,000,000 from the state



1 university income fund general revenue account (22653) to the state
2 general fund for debt service costs related to campus supported capital
3 project costs for the NY-SUNY 2020 challenge grant program at the
4 University at Buffalo.

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

14 § 8. Notwithstanding any law to the contrary, the state university
15 chancellor or his or her designee is authorized and directed to transfer
16 estimated tuition revenue balances from the state university collection
17 fund (61000) to the state university income fund, state university
18 general revenue offset account (22655) on or before March 31, 2020.

19 § 9. Notwithstanding any law to the contrary, and in accordance with
20 section 4 of the state finance law, the comptroller is hereby authorized
21 and directed to transfer, upon request of the director of the budget, up
22 to \$1,034,670,300 from the general fund to the state university income
23 fund, state university general revenue offset account (22655) during the
24 period of July 1, 2019 through June 30, 2020 to support operations at
25 the state university.

26 § 10. Notwithstanding any law to the contrary, and in accordance with
27 section 4 of the state finance law, the comptroller is hereby authorized
28 and directed to transfer, upon request of the director of the budget, up
29 to \$109,500,000 from the general fund to the state university income
30 fund, state university general revenue offset account (22655) during the
31 period of April 1, 2019 through June 30, 2019 to support operations at
32 the state university.

33 § 11. Notwithstanding any law to the contrary, and in accordance with
34 section 4 of the state finance law, the comptroller is hereby authorized
35 and directed to transfer, upon request of the director of the budget, up
36 to \$20,000,000 from the general fund to the state university income
37 fund, state university general revenue offset account (22655) during the
38 period of July 1, 2019 to June 30, 2020 to support operations at the
39 state university in accordance with the maintenance of effort pursuant
40 to clause (v) of subparagraph (4) of paragraph h of subdivision 2 of
41 section 355 of the education law.

42 § 12. Notwithstanding any law to the contrary, and in accordance with
43 section 4 of the state finance law, the comptroller is hereby authorized
44 and directed to transfer, upon request of the state university chancellor
45 or his or her designee, up to \$55,000,000 from the state university
46 income fund, state university hospitals income reimbursable account
47 (22656), for services and expenses of hospital operations and capital
48 expenditures at the state university hospitals; and the state university
49 income fund, Long Island veterans' home account (22652) to the state
50 university capital projects fund (32400) on or before June 30, 2020.

51 § 13. Notwithstanding any law to the contrary, and in accordance with
52 section 4 of the state finance law, the comptroller, after consultation
53 with the state university chancellor or his or her designee, is hereby
54 authorized and directed to transfer moneys, in the first instance, from
55 the state university collection fund, Stony Brook hospital collection
56 account (61006), Brooklyn hospital collection account (61007), and Syra-

1 cuse hospital collection account (61008) to the state university income
2 fund, state university hospitals income reimbursable account (22656) in
3 the event insufficient funds are available in the state university
4 income fund, state university hospitals income reimbursable account
5 (22656) to permit the full transfer of moneys authorized for transfer,
6 to the general fund for payment of debt service related to the SUNY
7 hospitals. Notwithstanding any law to the contrary, the comptroller is
8 also hereby authorized and directed, after consultation with the state
9 university chancellor or his or her designee, to transfer moneys from
10 the state university income fund to the state university income fund,
11 state university hospitals income reimbursable account (22656) in the
12 event insufficient funds are available in the state university income
13 fund, state university hospitals income reimbursable account (22656) to
14 pay hospital operating costs or to permit the full transfer of moneys
15 authorized for transfer, to the general fund for payment of debt service
16 related to the SUNY hospitals on or before March 31, 2020.

17 § 14. Notwithstanding any law to the contrary, upon the direction of
18 the director of the budget and the chancellor of the state university of
19 New York or his or her designee, and in accordance with section 4 of the
20 state finance law, the comptroller is hereby authorized and directed to
21 transfer monies from the state university dormitory income fund (40350)
22 to the state university residence hall rehabilitation fund (30100), and
23 from the state university residence hall rehabilitation fund (30100) to
24 the state university dormitory income fund (40350), in an amount not to
25 exceed \$80 million from each fund.

26 § 15. Notwithstanding any law to the contrary, and in accordance with
27 section 4 of the state finance law, the comptroller is hereby authorized
28 and directed to transfer monies, upon request of the director of the
29 budget, on or before March 31, 2020, from and to any of the following
30 accounts: the miscellaneous special revenue fund, patient income account
31 (21909), the miscellaneous special revenue fund, mental hygiene program
32 fund account (21907), the miscellaneous special revenue fund, federal
33 salary sharing account (22056), or the general fund in any combination,
34 the aggregate of which shall not exceed \$350 million.

35 § 16. Notwithstanding any law to the contrary, and in accordance with
36 section 4 of the state finance law, the comptroller is hereby authorized
37 and directed to transfer, at the request of the director of the budget,
38 up to \$650 million from the unencumbered balance of any special revenue
39 fund or account, agency fund or account, internal service fund or
40 account, enterprise fund or account, or any combination of such funds
41 and accounts, to the general fund. The amounts transferred pursuant to
42 this authorization shall be in addition to any other transfers expressly
43 authorized in the 2019-20 budget. Transfers from federal funds, debt
44 service funds, capital projects funds, the community projects fund, or
45 funds that would result in the loss of eligibility for federal benefits
46 or federal funds pursuant to federal law, rule, or regulation as assent-
47 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of
48 1951 are not permitted pursuant to this authorization.

49 § 17. Notwithstanding any law to the contrary, and in accordance with
50 section 4 of the state finance law, the comptroller is hereby authorized
51 and directed to transfer, at the request of the director of the budget,
52 up to \$100 million from any non-general fund or account, or combination
53 of funds and accounts, to the miscellaneous special revenue fund, tech-
54 nology financing account (22207), the miscellaneous capital projects
55 fund, information technology capital financing account (32215), or the
56 centralized technology services account (55069), for the purpose of



1 consolidating technology procurement and services. The amounts trans-
2 ferred to the miscellaneous special revenue fund, technology financing
3 account (22207) pursuant to this authorization shall be equal to or less
4 than the amount of such monies intended to support information technolo-
5 gy costs which are attributable, according to a plan, to such account
6 made in pursuance to an appropriation by law. Transfers to the technolo-
7 gy financing account shall be completed from amounts collected by non-
8 general funds or accounts pursuant to a fund deposit schedule or perma-
9 nent statute, and shall be transferred to the technology financing
10 account pursuant to a schedule agreed upon by the affected agency
11 commissioner. Transfers from funds that would result in the loss of
12 eligibility for federal benefits or federal funds pursuant to federal
13 law, rule, or regulation as assented to in chapter 683 of the laws of
14 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to
15 this authorization.

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

32 § 19. Notwithstanding any provision of law to the contrary, as deemed
33 feasible and advisable by its trustees, the power authority of the state
34 of New York is authorized and directed to transfer to the state treasury
35 to the credit of the general fund \$36,800,000 for the state fiscal year
36 commencing April 1, 2019, the proceeds of which will be utilized to
37 support energy-related state activities.

38 § 20. Intentionally omitted.

39 § 20-a. 1. Notwithstanding any provision of law, rule or regulation to
40 the contrary, the New York state energy research and development author-
41 ity is authorized and directed to make a contribution of \$913,000 to the
42 state treasury to the credit of the general fund on or before March 31,
43 2020.

44 2. Notwithstanding any provision of law, rule or regulation to the
45 contrary, the New York state energy research and development authority
46 is authorized and directed to transfer to the energy research and devel-
47 opment operating fund established pursuant to section 1859 of the public
48 authorities law in the amount of \$23,000,000 from proceeds collected by
49 the authority from the auction or sale of carbon dioxide emission allow-
50 ances allocated by the department of environmental conservation on or
51 before March 31, 2020, which amount shall be utilized for energy effi-
52 ciency and weatherization in environmental justice and low income commu-
53 nities through the New York state energy research and development
54 authority Empower NY program and residential solar projects in environ-
55 mental justice and low income communities through the New York state
56 energy research and development authority Affordable Solar program.



1 § 20-b. Notwithstanding any provision of law to the contrary, as
2 deemed feasible and advisable by its trustees, the power authority of
3 the state of New York is authorized and directed to transfer to the
4 public utilities law project up to \$600,000 for the services and
5 expenses thereof for the purpose of delivering civil legal services to
6 the poor.

7 § 21. Subdivision 5 of section 97-rrr of the state finance law, as
8 amended by section 22 of part BBB of chapter 59 of the laws of 2018, is
9 amended to read as follows:

10 5. Notwithstanding the provisions of section one hundred seventy-one-a
11 of the tax law, as separately amended by chapters four hundred eighty-
12 one and four hundred eighty-four of the laws of nineteen hundred eight-
13 y-one, and notwithstanding the provisions of chapter ninety-four of the
14 laws of two thousand eleven, or any other provisions of law to the
15 contrary, during the fiscal year beginning April first, two thousand
16 [eighteen] nineteen, the state comptroller is hereby authorized and
17 directed to deposit to the fund created pursuant to this section from
18 amounts collected pursuant to article twenty-two of the tax law and
19 pursuant to a schedule submitted by the director of the budget, up to
20 [\$2,458,909,000] \$2,689,909,000, as may be certified in such schedule as
21 necessary to meet the purposes of such fund for the fiscal year begin-
22 ning April first, two thousand [eighteen] nineteen.

23 § 22. Notwithstanding any law to the contrary, the comptroller is
24 hereby authorized and directed to transfer, upon request of the director
25 of the budget, on or before March 31, 2020, the following amounts from
26 the following special revenue accounts to the capital projects fund
27 (30000), for the purposes of reimbursement to such fund for expenses
28 related to the maintenance and preservation of state assets:

29 1. \$43,000 from the miscellaneous special revenue fund, administrative
30 program account (21982).

31 2. \$1,478,000 from the miscellaneous special revenue fund, helen hayes
32 hospital account (22140).

33 3. \$366,000 from the miscellaneous special revenue fund, New York city
34 veterans' home account (22141).

35 4. \$513,000 from the miscellaneous special revenue fund, New York
36 state home for veterans' and their dependents at oxford account (22142).

37 5. \$159,000 from the miscellaneous special revenue fund, western New
38 York veterans' home account (22143).

39 6. \$323,000 from the miscellaneous special revenue fund, New York
40 state for veterans in the lower-hudson valley account (22144).

41 7. \$2,550,000 from the miscellaneous special revenue fund, patron
42 services account (22163).

43 8. \$830,000 from the miscellaneous special revenue fund, long island
44 veterans' home account (22652).

45 9. \$5,379,000 from the miscellaneous special revenue fund, state
46 university general income reimbursable account (22653).

47 10. \$112,556,000 from the miscellaneous special revenue fund, state
48 university revenue offset account (22655).

49 11. \$557,000 from the miscellaneous special revenue fund, state
50 university of New York tuition reimbursement account (22659).

51 12. \$41,930,000 from the state university dormitory income fund, state
52 university dormitory income fund (40350).

53 13. \$1,000,000 from the miscellaneous special revenue fund, litigation
54 settlement and civil recovery account (22117).

55 § 22-a. Intentionally omitted.

56 § 23. Intentionally omitted.

1 § 24. Intentionally omitted.

2 § 25. Intentionally omitted.

3 § 26. Notwithstanding any other law, rule, or regulation to the
4 contrary, the state comptroller is hereby authorized and directed to use
5 any balance remaining in the mental health services fund debt service
6 appropriation, after payment by the state comptroller of all obligations
7 required pursuant to any lease, sublease, or other financing arrangement
8 between the dormitory authority of the state of New York as successor to
9 the New York state medical care facilities finance agency, and the
10 facilities development corporation pursuant to chapter 83 of the laws of
11 1995 and the department of mental hygiene for the purpose of making
12 payments to the dormitory authority of the state of New York for the
13 amount of the earnings for the investment of monies deposited in the
14 mental health services fund that such agency determines will or may have
15 to be rebated to the federal government pursuant to the provisions of
16 the internal revenue code of 1986, as amended, in order to enable such
17 agency to maintain the exemption from federal income taxation on the
18 interest paid to the holders of such agency's mental services facilities
19 improvement revenue bonds. Annually on or before each June 30th, such
20 agency shall certify to the state comptroller its determination of the
21 amounts received in the mental health services fund as a result of the
22 investment of monies deposited therein that will or may have to be
23 rebated to the federal government pursuant to the provisions of the
24 internal revenue code of 1986, as amended.

25 § 27. Subdivision 1 of section 47 of section 1 of chapter 174 of the
26 laws of 1968, constituting the New York state urban development corpo-
27 ration act, as amended by section 31 of part BBB of chapter 59 of the
28 laws of 2018, is amended to read as follows:

29 1. Notwithstanding the provisions of any other law to the contrary,
30 the dormitory authority and the corporation are hereby authorized to
31 issue bonds or notes in one or more series for the purpose of funding
32 project costs for the office of information technology services, depart-
33 ment of law, and other state costs associated with such capital
34 projects. The aggregate principal amount of bonds authorized to be
35 issued pursuant to this section shall not exceed [five hundred forty
36 million nine hundred fifty-four thousand] six hundred sixty-two million
37 six hundred fifty-four thousand dollars, \$662,654,000 excluding bonds
38 issued to fund one or more debt service reserve funds, to pay costs of
39 issuance of such bonds, and bonds or notes issued to refund or otherwise
40 repay such bonds or notes previously issued. Such bonds and notes of the
41 dormitory authority and the corporation shall not be a debt of the
42 state, and the state shall not be liable thereon, nor shall they be
43 payable out of any funds other than those appropriated by the state to
44 the dormitory authority and the corporation for principal, interest, and
45 related expenses pursuant to a service contract and such bonds and notes
46 shall contain on the face thereof a statement to such effect. Except for
47 purposes of complying with the internal revenue code, any interest
48 income earned on bond proceeds shall only be used to pay debt service on
49 such bonds.

50 § 28. Subdivision 1 of section 16 of part D of chapter 389 of the laws
51 of 1997, relating to the financing of the correctional facilities
52 improvement fund and the youth facility improvement fund, as amended by
53 section 32 of part BBB of chapter 59 of the laws of 2018, is amended to
54 read as follows:

55 1. Subject to the provisions of chapter 59 of the laws of 2000, but
56 notwithstanding the provisions of section 18 of section 1 of chapter 174



1 of the laws of 1968, the New York state urban development corporation is
2 hereby authorized to issue bonds, notes and other obligations in an
3 aggregate principal amount not to exceed [eight billion eighty-two
4 million eight hundred ninety-nine thousand] eight billion four hundred
5 ninety-four million nine hundred seventy-nine thousand dollars
6 [\$8,082,899,000] \$8,494,979,000, and shall include all bonds, notes and
7 other obligations issued pursuant to chapter 56 of the laws of 1983, as
8 amended or supplemented. The proceeds of such bonds, notes or other
9 obligations shall be paid to the state, for deposit in the correctional
10 facilities capital improvement fund to pay for all or any portion of the
11 amount or amounts paid by the state from appropriations or reappropri-
12 ations made to the department of corrections and community supervision
13 from the correctional facilities capital improvement fund for capital
14 projects. The aggregate amount of bonds, notes or other obligations
15 authorized to be issued pursuant to this section shall exclude bonds,
16 notes or other obligations issued to refund or otherwise repay bonds,
17 notes or other obligations theretofore issued, the proceeds of which
18 were paid to the state for all or a portion of the amounts expended by
19 the state from appropriations or reappropriations made to the department
20 of corrections and community supervision; provided, however, that upon
21 any such refunding or repayment the total aggregate principal amount of
22 outstanding bonds, notes or other obligations may be greater than [eight
23 billion eighty-two million eight hundred ninety-nine thousand] eight
24 billion four hundred ninety-four million nine hundred seventy-nine thou-
25 sand dollars [\$8,082,899,000] \$8,494,979,000, only if the present value
26 of the aggregate debt service of the refunding or repayment bonds, notes
27 or other obligations to be issued shall not exceed the present value of
28 the aggregate debt service of the bonds, notes or other obligations so
29 to be refunded or repaid. For the purposes hereof, the present value of
30 the aggregate debt service of the refunding or repayment bonds, notes or
31 other obligations and of the aggregate debt service of the bonds, notes
32 or other obligations so refunded or repaid, shall be calculated by
33 utilizing the effective interest rate of the refunding or repayment
34 bonds, notes or other obligations, which shall be that rate arrived at
35 by doubling the semi-annual interest rate (compounded semi-annually)
36 necessary to discount the debt service payments on the refunding or
37 repayment bonds, notes or other obligations from the payment dates ther-
38 eof to the date of issue of the refunding or repayment bonds, notes or
39 other obligations and to the price bid including estimated accrued
40 interest or proceeds received by the corporation including estimated
41 accrued interest from the sale thereof.

42 § 29. Paragraph (a) of subdivision 2 of section 47-e of the private
43 housing finance law, as amended by section 33 of part BBB of chapter 59
44 of the laws of 2018, is amended to read as follows:

45 (a) Subject to the provisions of chapter fifty-nine of the laws of two
46 thousand, in order to enhance and encourage the promotion of housing
47 programs and thereby achieve the stated purposes and objectives of such
48 housing programs, the agency shall have the power and is hereby author-
49 ized from time to time to issue negotiable housing program bonds and
50 notes in such principal amount as shall be necessary to provide suffi-
51 cient funds for the repayment of amounts disbursed (and not previously
52 reimbursed) pursuant to law or any prior year making capital appropri-
53 ations or reappropriations for the purposes of the housing program;
54 provided, however, that the agency may issue such bonds and notes in an
55 aggregate principal amount not exceeding [\$5,981,399,000 five billion
56 nine hundred eighty-one million three hundred ninety-nine thousand] six



1 billion five hundred seventy-eight million five hundred ninety-nine
2 thousand dollars \$6,578,599,000, plus a principal amount of bonds issued
3 to fund the debt service reserve fund in accordance with the debt
4 service reserve fund requirement established by the agency and to fund
5 any other reserves that the agency reasonably deems necessary for the
6 security or marketability of such bonds and to provide for the payment
7 of fees and other charges and expenses, including underwriters'
8 discount, trustee and rating agency fees, bond insurance, credit
9 enhancement and liquidity enhancement related to the issuance of such
10 bonds and notes. No reserve fund securing the housing program bonds
11 shall be entitled or eligible to receive state funds apportioned or
12 appropriated to maintain or restore such reserve fund at or to a partic-
13 ular level, except to the extent of any deficiency resulting directly or
14 indirectly from a failure of the state to appropriate or pay the agreed
15 amount under any of the contracts provided for in subdivision four of
16 this section.

17 § 29-a. Subdivision 1 of section 51 of section 1 of chapter 174 of the
18 laws of 1968, constituting the New York state urban development corpo-
19 ration act, as amended by section 42-c of part XXX of chapter 59 of the
20 laws of 2017, is amended to read as follows:

21 1. Notwithstanding the provisions of any other law to the contrary,
22 the dormitory authority and the urban development corporation are hereby
23 authorized to issue bonds or notes in one or more series for the purpose
24 of funding project costs for the nonprofit infrastructure capital
25 investment program and other state costs associated with such capital
26 projects. The aggregate principal amount of bonds authorized to be
27 issued pursuant to this section shall not exceed one hundred [twenty]
28 forty million dollars \$140,000,000, excluding bonds issued to fund one
29 or more debt service reserve funds, to pay costs of issuance of such
30 bonds, and bonds or notes issued to refund or otherwise repay such bonds
31 or notes previously issued. Such bonds and notes of the dormitory
32 authority and the urban development corporation shall not be a debt of
33 the state, and the state shall not be liable thereon, nor shall they be
34 payable out of any funds other than those appropriated by the state to
35 the dormitory authority and the urban development corporation for prin-
36 cipal, interest, and related expenses pursuant to a service contract and
37 such bonds and notes shall contain on the face thereof a statement to
38 such effect. Except for purposes of complying with the internal revenue
39 code, any interest income earned on bond proceeds shall only be used to
40 pay debt service on such bonds.

41 § 30. Subdivision (b) of section 11 of chapter 329 of the laws of
42 1991, amending the state finance law and other laws relating to the
43 establishment of the dedicated highway and bridge trust fund, as amended
44 by section 34 of part BBB of chapter 59 of the laws of 2018, is amended
45 to read as follows:

46 (b) Any service contract or contracts for projects authorized pursuant
47 to sections 10-c, 10-f, 10-g and 80-b of the highway law and section
48 14-k of the transportation law, and entered into pursuant to subdivision
49 (a) of this section, shall provide for state commitments to provide
50 annually to the thruway authority a sum or sums, upon such terms and
51 conditions as shall be deemed appropriate by the director of the budget,
52 to fund, or fund the debt service requirements of any bonds or any obli-
53 gations of the thruway authority issued to fund or to reimburse the
54 state for funding such projects having a cost not in excess of
55 [\$10,251,939,000] ten billion eight hundred four million four hundred



1 seventy-eight thousand dollars \$10,804,478,000 cumulatively by the end
2 of fiscal year [2018-19] 2019-20.

3 § 31. Subdivision 1 of section 1689-i of the public authorities law,
4 as amended by section 35 of part BBB of chapter 59 of the laws of 2018,
5 is amended to read as follows:

6 1. The dormitory authority is authorized to issue bonds, at the
7 request of the commissioner of education, to finance eligible library
8 construction projects pursuant to section two hundred seventy-three-a of
9 the education law, in amounts certified by such commissioner not to
10 exceed a total principal amount of [two hundred seventeen million] two
11 hundred fifty-one million dollars \$251,000,000.

12 § 32. Subdivision (a) of section 27 of part Y of chapter 61 of the
13 laws of 2005, relating to providing for the administration of certain
14 funds and accounts related to the 2005-2006 budget, as amended by
15 section 36 of part BBB of chapter 59 of the laws of 2018, is amended to
16 read as follows:

17 (a) Subject to the provisions of chapter 59 of the laws of 2000, but
18 notwithstanding any provisions of law to the contrary, the urban devel-
19 opment corporation is hereby authorized to issue bonds or notes in one
20 or more series in an aggregate principal amount not to exceed
21 [\$220,100,000 two hundred twenty million one hundred thousand] two
22 hundred seventy-one million six hundred thousand dollars \$271,600,000,
23 excluding bonds issued to finance one or more debt service reserve
24 funds, to pay costs of issuance of such bonds, and bonds or notes issued
25 to refund or otherwise repay such bonds or notes previously issued, for
26 the purpose of financing capital projects including IT initiatives for
27 the division of state police, debt service and leases; and to reimburse
28 the state general fund for disbursements made therefor. Such bonds and
29 notes of such authorized issuer shall not be a debt of the state, and
30 the state shall not be liable thereon, nor shall they be payable out of
31 any funds other than those appropriated by the state to such authorized
32 issuer for debt service and related expenses pursuant to any service
33 contract executed pursuant to subdivision (b) of this section and such
34 bonds and notes shall contain on the face thereof a statement to such
35 effect. Except for purposes of complying with the internal revenue code,
36 any interest income earned on bond proceeds shall only be used to pay
37 debt service on such bonds.

38 § 33. Section 44 of section 1 of chapter 174 of the laws of 1968,
39 constituting the New York state urban development corporation act, as
40 amended by section 37 of part BBB of chapter 59 of the laws of 2018, is
41 amended to read as follows:

42 § 44. Issuance of certain bonds or notes. 1. Notwithstanding the
43 provisions of any other law to the contrary, the dormitory authority and
44 the corporation are hereby authorized to issue bonds or notes in one or
45 more series for the purpose of funding project costs for the regional
46 economic development council initiative, the economic transformation
47 program, state university of New York college for nanoscale and science
48 engineering, projects within the city of Buffalo or surrounding envi-
49 rons, the New York works economic development fund, projects for the
50 retention of professional football in western New York, the empire state
51 economic development fund, the clarkson-trudeau partnership, the New
52 York genome center, the cornell university college of veterinary medi-
53 cine, the olympic regional development authority, projects at nano
54 Utica, onondaga county revitalization projects, Binghamton university
55 school of pharmacy, New York power electronics manufacturing consortium,
56 regional infrastructure projects, high tech innovation and economic



1 development infrastructure program, high technology manufacturing
2 projects in Chautauqua and Erie county, an industrial scale research and
3 development facility in Clinton county, upstate revitalization initi-
4 ative projects, downstate revitalization initiative, market New York
5 projects, fairground buildings, equipment or facilities used to house
6 and promote agriculture, the state fair, the empire state trail, the
7 moynihan station development project, the Kingsbridge armory project,
8 strategic economic development projects, the cultural, arts and public
9 spaces fund, water infrastructure in the city of Auburn and town of
10 Owasco, a life sciences laboratory public health initiative, not-for-
11 profit pounds, shelters and humane societies, arts and cultural facili-
12 ties improvement program, restore New York's communities initiative,
13 heavy equipment, economic development and infrastructure projects,
14 Roosevelt Island operating corporation capital projects, and other state
15 costs associated with such projects. The aggregate principal amount of
16 bonds authorized to be issued pursuant to this section shall not exceed
17 [eight billion three hundred million five hundred ninety thousand] eight
18 billion five hundred thirty-three million six hundred thirty-six thou-
19 sand dollars \$8,533,636,000, excluding bonds issued to fund one or more
20 debt service reserve funds, to pay costs of issuance of such bonds, and
21 bonds or notes issued to refund or otherwise repay such bonds or notes
22 previously issued. Such bonds and notes of the dormitory authority and
23 the corporation shall not be a debt of the state, and the state shall
24 not be liable thereon, nor shall they be payable out of any funds other
25 than those appropriated by the state to the dormitory authority and the
26 corporation for principal, interest, and related expenses pursuant to a
27 service contract and such bonds and notes shall contain on the face
28 thereof a statement to such effect. Except for purposes of complying
29 with the internal revenue code, any interest income earned on bond
30 proceeds shall only be used to pay debt service on such bonds.

31 2. Notwithstanding any other provision of law to the contrary, in
32 order to assist the dormitory authority and the corporation in undertak-
33 ing the financing for project costs for the regional economic develop-
34 ment council initiative, the economic transformation program, state
35 university of New York college for nanoscale and science engineering,
36 projects within the city of Buffalo or surrounding environs, the New
37 York works economic development fund, projects for the retention of
38 professional football in western New York, the empire state economic
39 development fund, the clarkson-trudeau partnership, the New York genome
40 center, the cornell university college of veterinary medicine, the olym-
41 pic regional development authority, projects at nano Utica, onondaga
42 county revitalization projects, Binghamton university school of pharma-
43 cy, New York power electronics manufacturing consortium, regional
44 infrastructure projects, New York State Capital Assistance Program for
45 Transportation, infrastructure, and economic development, high tech
46 innovation and economic development infrastructure program, high tech-
47 nology manufacturing projects in Chautauqua and Erie county, an indus-
48 trial scale research and development facility in Clinton county, upstate
49 revitalization initiative projects, downstate revitalization initiative,
50 market New York projects, fairground buildings, equipment or facilities
51 used to house and promote agriculture, the state fair, the empire state
52 trail, the moynihan station development project, the Kingsbridge armory
53 project, strategic economic development projects, the cultural, arts and
54 public spaces fund, water infrastructure in the city of Auburn and town
55 of Owasco, a life sciences laboratory public health initiative, not-for-
56 profit pounds, shelters and humane societies, arts and cultural facili-



1 ties improvement program, restore New York's communities initiative,
2 heavy equipment, economic development and infrastructure projects,
3 Roosevelt Island operating corporation capital projects, and other state
4 costs associated with such projects the director of the budget is hereby
5 authorized to enter into one or more service contracts with the dormito-
6 ry authority and the corporation, none of which shall exceed thirty
7 years in duration, upon such terms and conditions as the director of the
8 budget and the dormitory authority and the corporation agree, so as to
9 annually provide to the dormitory authority and the corporation, in the
10 aggregate, a sum not to exceed the principal, interest, and related
11 expenses required for such bonds and notes. Any service contract entered
12 into pursuant to this section shall provide that the obligation of the
13 state to pay the amount therein provided shall not constitute a debt of
14 the state within the meaning of any constitutional or statutory
15 provision and shall be deemed executory only to the extent of monies
16 available and that no liability shall be incurred by the state beyond
17 the monies available for such purpose, subject to annual appropriation
18 by the legislature. Any such contract or any payments made or to be made
19 thereunder may be assigned and pledged by the dormitory authority and
20 the corporation as security for its bonds and notes, as authorized by
21 this section.

22 § 34. Subdivision (a) of section 1 of part X of chapter 59 of the laws
23 of 2004, authorizing the New York state urban development corporation
24 and the dormitory authority of the state of New York to issue bonds or
25 notes, as amended by section 37-a of part BBB of chapter 59 of the laws
26 of 2018, is amended to read as follows:

27 (a) Subject to the provisions of chapter 59 of the laws of 2000, but
28 notwithstanding any other provision of law to the contrary, the New York
29 State urban development corporation and the dormitory authority of the
30 state of New York are hereby authorized to issue bonds or notes in one
31 or more series in an aggregate principal amount not to exceed
32 [\$293,325,000] three hundred forty-three million three hundred twenty-
33 five thousand dollars \$343,325,000, excluding bonds issued to finance
34 one or more debt service reserve funds, to pay costs of issuance of such
35 bonds, and bonds or notes issued to refund or otherwise repay such bonds
36 or notes previously issued, for the purpose of financing projects cost
37 of the Empire Opportunity Fund; Rebuilding the Empire State Through
38 Opportunities in Regional Economies (RESTORE) New York Program; and the
39 Community Capital Assistance Program authorized pursuant to Part T of
40 chapter 84 of the laws of 2002. Such bonds and notes of the corporation
41 or the dormitory authority shall not be a debt of the state, and the
42 state shall not be liable thereon, nor shall they be payable out of any
43 funds other than those appropriated by the state to the corporation or
44 the dormitory authority for debt service and related expenses pursuant
45 to any service contract executed pursuant to subdivision (b) of this
46 section and such bonds and notes shall contain on the face thereof a
47 statement to such effect. Except for purposes of complying with the
48 internal revenue code, any interest income earned on bond proceeds shall
49 only be used to pay debt service on such bonds. All of the provisions of
50 the New York state urban development corporation act and the dormitory
51 authority act relating to bonds and notes which are not inconsistent
52 with the provisions of this section shall apply to obligations author-
53 ized by this section, including but not limited to the power to estab-
54 lish adequate reserves therefor and to issue renewal notes or refunding
55 bonds thereof. The issuance of any bonds or notes hereunder shall



1 further be subject to the approval of the director of the division of
2 the budget.

3 § 35. Subdivision 3 of section 1285-p of the public authorities law,
4 as amended by section 38 of part BBB of chapter 59 of the laws of 2018,
5 is amended to read as follows:

6 3. The maximum amount of bonds that may be issued for the purpose of
7 financing environmental infrastructure projects authorized by this
8 section shall be [five billion one hundred forty-seven million two
9 hundred sixty thousand] five billion eight hundred eighty-eight million
10 ten thousand dollars \$5,888,010,000, exclusive of bonds issued to fund
11 any debt service reserve funds, pay costs of issuance of such bonds, and
12 bonds or notes issued to refund or otherwise repay bonds or notes previ-
13 ously issued. Such bonds and notes of the corporation shall not be a
14 debt of the state, and the state shall not be liable thereon, nor shall
15 they be payable out of any funds other than those appropriated by the
16 state to the corporation for debt service and related expenses pursuant
17 to any service contracts executed pursuant to subdivision one of this
18 section, and such bonds and notes shall contain on the face thereof a
19 statement to such effect.

20 § 36. Subdivision (a) of section 48 of part K of chapter 81 of the
21 laws of 2002, relating to providing for the administration of certain
22 funds and accounts related to the 2002-2003 budget, as amended by
23 section 40 of part BBB of chapter 59 of the laws of 2018, is amended to
24 read as follows:

25 (a) Subject to the provisions of chapter 59 of the laws of 2000 but
26 notwithstanding the provisions of section 18 of the urban development
27 corporation act, the corporation is hereby authorized to issue bonds or
28 notes in one or more series in an aggregate principal amount not to
29 exceed [\$253,000,000 two-hundred fifty-three million] two hundred eight-
30 y-six million dollars \$286,000,000, excluding bonds issued to fund one
31 or more debt service reserve funds, to pay costs of issuance of such
32 bonds, and bonds or notes issued to refund or otherwise repay such bonds
33 or notes previously issued, for the purpose of financing capital costs
34 related to homeland security and training facilities for the division of
35 state police, the division of military and naval affairs, and any other
36 state agency, including the reimbursement of any disbursements made from
37 the state capital projects fund, and is hereby authorized to issue bonds
38 or notes in one or more series in an aggregate principal amount not to
39 exceed [\$748,800,000, seven hundred forty-eight million eight hundred
40 thousand] \$957,800,000 nine hundred fifty-seven million eight hundred
41 thousand dollars, excluding bonds issued to fund one or more debt
42 service reserve funds, to pay costs of issuance of such bonds, and bonds
43 or notes issued to refund or otherwise repay such bonds or notes previ-
44 ously issued, for the purpose of financing improvements to State office
45 buildings and other facilities located statewide, including the
46 reimbursement of any disbursements made from the state capital projects
47 fund. Such bonds and notes of the corporation shall not be a debt of the
48 state, and the state shall not be liable thereon, nor shall they be
49 payable out of any funds other than those appropriated by the state to
50 the corporation for debt service and related expenses pursuant to any
51 service contracts executed pursuant to subdivision (b) of this section,
52 and such bonds and notes shall contain on the face thereof a statement
53 to such effect.

54 § 37. Subdivision 1 of section 386-b of the public authorities law, as
55 amended by section 41 of part BBB of chapter 59 of the laws of 2018, is
56 amended to read as follows:



1 1. Notwithstanding any other provision of law to the contrary, the
2 authority, the dormitory authority and the urban development corporation
3 are hereby authorized to issue bonds or notes in one or more series for
4 the purpose of financing peace bridge projects and capital costs of
5 state and local highways, parkways, bridges, the New York state thruway,
6 Indian reservation roads, and facilities, and transportation infrastruc-
7 ture projects including aviation projects, non-MTA mass transit
8 projects, and rail service preservation projects, including work appur-
9 tenant and ancillary thereto. The aggregate principal amount of bonds
10 authorized to be issued pursuant to this section shall not exceed [four
11 billion five hundred million dollars \$4,500,000,000] four billion six
12 hundred forty million dollars \$4,640,000,000, excluding bonds issued to
13 fund one or more debt service reserve funds, to pay costs of issuance of
14 such bonds, and to refund or otherwise repay such bonds or notes previ-
15 ously issued. Such bonds and notes of the authority, the dormitory
16 authority and the urban development corporation shall not be a debt of
17 the state, and the state shall not be liable thereon, nor shall they be
18 payable out of any funds other than those appropriated by the state to
19 the authority, the dormitory authority and the urban development corpo-
20 ration for principal, interest, and related expenses pursuant to a
21 service contract and such bonds and notes shall contain on the face
22 thereof a statement to such effect. Except for purposes of complying
23 with the internal revenue code, any interest income earned on bond
24 proceeds shall only be used to pay debt service on such bonds.

25 § 38. Paragraph (c) of subdivision 19 of section 1680 of the public
26 authorities law, as amended by section 42 of part BBB of chapter 59 of
27 the laws of 2018, is amended to read as follows:

28 (c) Subject to the provisions of chapter fifty-nine of the laws of two
29 thousand, the dormitory authority shall not issue any bonds for state
30 university educational facilities purposes if the principal amount of
31 bonds to be issued when added to the aggregate principal amount of bonds
32 issued by the dormitory authority on and after July first, nineteen
33 hundred eighty-eight for state university educational facilities will
34 exceed [thirteen billion one hundred seventy-eight million eight hundred
35 sixty-four thousand dollars \$13,178,864,000] fourteen billion three
36 hundred seventy-one million eight hundred sixty-four thousand dollars
37 \$14,371,864,000; provided, however, that bonds issued or to be issued
38 shall be excluded from such limitation if: (1) such bonds are issued to
39 refund state university construction bonds and state university
40 construction notes previously issued by the housing finance agency; or
41 (2) such bonds are issued to refund bonds of the authority or other
42 obligations issued for state university educational facilities purposes
43 and the present value of the aggregate debt service on the refunding
44 bonds does not exceed the present value of the aggregate debt service on
45 the bonds refunded thereby; provided, further that upon certification by
46 the director of the budget that the issuance of refunding bonds or other
47 obligations issued between April first, nineteen hundred ninety-two and
48 March thirty-first, nineteen hundred ninety-three will generate long
49 term economic benefits to the state, as assessed on a present value
50 basis, such issuance will be deemed to have met the present value test
51 noted above. For purposes of this subdivision, the present value of the
52 aggregate debt service of the refunding bonds and the aggregate debt
53 service of the bonds refunded, shall be calculated by utilizing the true
54 interest cost of the refunding bonds, which shall be that rate arrived
55 at by doubling the semi-annual interest rate (compounded semi-annually)
56 necessary to discount the debt service payments on the refunding bonds



1 from the payment dates thereof to the date of issue of the refunding
2 bonds to the purchase price of the refunding bonds, including interest
3 accrued thereon prior to the issuance thereof. The maturity of such
4 bonds, other than bonds issued to refund outstanding bonds, shall not
5 exceed the weighted average economic life, as certified by the state
6 university construction fund, of the facilities in connection with which
7 the bonds are issued, and in any case not later than the earlier of
8 thirty years or the expiration of the term of any lease, sublease or
9 other agreement relating thereto; provided that no note, including
10 renewals thereof, shall mature later than five years after the date of
11 issuance of such note. The legislature reserves the right to amend or
12 repeal such limit, and the state of New York, the dormitory authority,
13 the state university of New York, and the state university construction
14 fund are prohibited from covenanting or making any other agreements with
15 or for the benefit of bondholders which might in any way affect such
16 right.

17 § 39. Paragraph (c) of subdivision 14 of section 1680 of the public
18 authorities law, as amended by section 43 of part BBB of chapter 59 of
19 the laws of 2018, is amended to read as follows:

20 (c) Subject to the provisions of chapter fifty-nine of the laws of two
21 thousand, (i) the dormitory authority shall not deliver a series of
22 bonds for city university community college facilities, except to refund
23 or to be substituted for or in lieu of other bonds in relation to city
24 university community college facilities pursuant to a resolution of the
25 dormitory authority adopted before July first, nineteen hundred eighty-
26 five or any resolution supplemental thereto, if the principal amount of
27 bonds so to be issued when added to all principal amounts of bonds
28 previously issued by the dormitory authority for city university commu-
29 nity college facilities, except to refund or to be substituted in lieu
30 of other bonds in relation to city university community college facili-
31 ties will exceed the sum of four hundred twenty-five million dollars and
32 (ii) the dormitory authority shall not deliver a series of bonds issued
33 for city university facilities, including community college facilities,
34 pursuant to a resolution of the dormitory authority adopted on or after
35 July first, nineteen hundred eighty-five, except to refund or to be
36 substituted for or in lieu of other bonds in relation to city university
37 facilities and except for bonds issued pursuant to a resolution supple-
38 mental to a resolution of the dormitory authority adopted prior to July
39 first, nineteen hundred eighty-five, if the principal amount of bonds so
40 to be issued when added to the principal amount of bonds previously
41 issued pursuant to any such resolution, except bonds issued to refund or
42 to be substituted for or in lieu of other bonds in relation to city
43 university facilities, will exceed [eight billion three hundred fourteen
44 million six hundred ninety-one thousand dollars \$8,314,691,000] nine
45 billion seventy-four million two hundred fifty-six thousand dollars
46 \$9,074,256,000. The legislature reserves the right to amend or repeal
47 such limit, and the state of New York, the dormitory authority, the city
48 university, and the fund are prohibited from covenanting or making any
49 other agreements with or for the benefit of bondholders which might in
50 any way affect such right.

51 § 40. Subdivision 10-a of section 1680 of the public authorities law,
52 as amended by section 44 of part BBB of chapter 59 of the laws of 2018,
53 is amended to read as follows:

54 10-a. Subject to the provisions of chapter fifty-nine of the laws of
55 two thousand, but notwithstanding any other provision of the law to the
56 contrary, the maximum amount of bonds and notes to be issued after March



1 thirty-first, two thousand two, on behalf of the state, in relation to
2 any locally sponsored community college, shall be [nine hundred sixty-
3 eight million five hundred forty-two thousand dollars \$968,542,000] one
4 billion five million six hundred two thousand dollars \$1,005,602,000.
5 Such amount shall be exclusive of bonds and notes issued to fund any
6 reserve fund or funds, costs of issuance and to refund any outstanding
7 bonds and notes, issued on behalf of the state, relating to a locally
8 sponsored community college.

9 § 40-a. Paragraph (b) of subdivision 3 and clause (B) of subparagraph
10 (iii) of paragraph (j) of subdivision 4 of section 1 of part U of chap-
11 ter 57 of the laws of 2005 relating to the composition and responsibil-
12 ities of the New York state higher education capital matching grant
13 board, as amended by section 59 of part BBB of chapter 59 of the laws of
14 2018, is amended to read as follows:

15 (b) Within amounts appropriated therefor, the board is hereby author-
16 ized and directed to award matching capital grants totaling [two hundred
17 seventy] three hundred million dollars \$300,000,000. Each college shall
18 be eligible for a grant award amount as determined by the calculations
19 pursuant to subdivision five of this section. In addition, such colleges
20 shall be eligible to compete for additional funds pursuant to paragraph
21 (h) of subdivision four of this section.

22 (B) The dormitory authority shall not issue any bonds or notes in an
23 amount in excess of [two hundred seventy] three hundred million dollars
24 \$300,000,000 for the purposes of this section; excluding bonds or notes
25 issued to fund one or more debt service reserve funds, to pay costs of
26 issuance of such bonds, and bonds or notes issued to refund or otherwise
27 repay such bonds or notes previously issued. Except for purposes of
28 complying with the internal revenue code, any interest on bond proceeds
29 shall only be used to pay debt service on such bonds.

30 § 40-b. Subdivision 10 of section 407-b of the education law, as
31 amended by chapter 31 of the laws of 1996, is amended to read as
32 follows:

33 10. Notwithstanding any other provision of law to the contrary, the
34 dormitory authority may execute leases, subleases, or other agreements
35 with state supported schools for financing of the design, construction,
36 rehabilitation, improvement, renovation, acquisition or provision,
37 furnishing or equipping of capital facilities; provided, however, that
38 during the two year period commencing July first, nineteen hundred nine-
39 ty-five, the amount of bonds inclusive of principal, interest and issu-
40 ance costs to be issued for each individual lease, sublease, or other
41 agreement shall not exceed fifteen million dollars annually; provided
42 further that the interest on such bonds may not be deferred through
43 additional borrowing; and provided finally that the total amount of such
44 bonds for all such leases, subleases, or agreements with state supported
45 schools during such period shall not exceed [sixty-five] one hundred
46 million dollars.

47 On or before September first of each year, the commissioner shall
48 submit to the chairs of the assembly ways and means committee, the
49 senate finance committee and the director of the budget, a capital plan
50 for those projects expected to be bonded for state supported schools
51 pursuant to this section, within such [sixty-five] one hundred million
52 dollar allowance. After application of the principles of the capital
53 assets preservation program, such plan shall accord priority to health
54 and safety considerations and shall specify the name, location, esti-
55 mated total cost of the project at the time the project is to be bid,
56 the anticipated bid date and the anticipated completion date and may



1 contain any further recommendations the commissioner may deem appropri-
2 ate.

3 § 41. Subdivision 1 of section 17 of part D of chapter 389 of the laws
4 of 1997, relating to the financing of the correctional facilities
5 improvement fund and the youth facility improvement fund, as amended by
6 section 45 of part BBB of chapter 59 of the laws of 2018, is amended to
7 read as follows:

8 1. Subject to the provisions of chapter 59 of the laws of 2000, but
9 notwithstanding the provisions of section 18 of section 1 of chapter 174
10 of the laws of 1968, the New York state urban development corporation is
11 hereby authorized to issue bonds, notes and other obligations in an
12 aggregate principal amount not to exceed [seven] eight hundred [sixty-
13 nine] four million six hundred fifteen thousand dollars [(\$769,615,000)]
14 \$804,615,000, which authorization increases the aggregate principal
15 amount of bonds, notes and other obligations authorized by section 40 of
16 chapter 309 of the laws of 1996, and shall include all bonds, notes and
17 other obligations issued pursuant to chapter 211 of the laws of 1990, as
18 amended or supplemented. The proceeds of such bonds, notes or other
19 obligations shall be paid to the state, for deposit in the youth facili-
20 ties improvement fund, to pay for all or any portion of the amount or
21 amounts paid by the state from appropriations or reappropriations made
22 to the office of children and family services from the youth facilities
23 improvement fund for capital projects. The aggregate amount of bonds,
24 notes and other obligations authorized to be issued pursuant to this
25 section shall exclude bonds, notes or other obligations issued to refund
26 or otherwise repay bonds, notes or other obligations theretofore issued,
27 the proceeds of which were paid to the state for all or a portion of the
28 amounts expended by the state from appropriations or reappropriations
29 made to the office of children and family services; provided, however,
30 that upon any such refunding or repayment the total aggregate principal
31 amount of outstanding bonds, notes or other obligations may be greater
32 than [seven] eight hundred [sixty-nine] four million six hundred fifteen
33 thousand dollars [(\$769,615,000)] \$804,615,000, only if the present
34 value of the aggregate debt service of the refunding or repayment bonds,
35 notes or other obligations to be issued shall not exceed the present
36 value of the aggregate debt service of the bonds, notes or other obli-
37 gations so to be refunded or repaid. For the purposes hereof, the pres-
38 ent value of the aggregate debt service of the refunding or repayment
39 bonds, notes or other obligations and of the aggregate debt service of
40 the bonds, notes or other obligations so refunded or repaid, shall be
41 calculated by utilizing the effective interest rate of the refunding or
42 repayment bonds, notes or other obligations, which shall be that rate
43 arrived at by doubling the semi-annual interest rate (compounded semi-
44 annually) necessary to discount the debt service payments on the refund-
45 ing or repayment bonds, notes or other obligations from the payment
46 dates thereof to the date of issue of the refunding or repayment bonds,
47 notes or other obligations and to the price bid including estimated
48 accrued interest or proceeds received by the corporation including esti-
49 mated accrued interest from the sale thereof.

50 § 42. Paragraph b of subdivision 2 of section 9-a of section 1 of
51 chapter 392 of the laws of 1973, constituting the New York state medical
52 care facilities finance agency act, as amended by section 46 of part BBB
53 of chapter 59 of the laws of 2018, is amended to read as follows:

54 b. The agency shall have power and is hereby authorized from time to
55 time to issue negotiable bonds and notes in conformity with applicable
56 provisions of the uniform commercial code in such principal amount as,



1 in the opinion of the agency, shall be necessary, after taking into
2 account other moneys which may be available for the purpose, to provide
3 sufficient funds to the facilities development corporation, or any
4 successor agency, for the financing or refinancing of or for the design,
5 construction, acquisition, reconstruction, rehabilitation or improvement
6 of mental health services facilities pursuant to paragraph a of this
7 subdivision, the payment of interest on mental health services improve-
8 ment bonds and mental health services improvement notes issued for such
9 purposes, the establishment of reserves to secure such bonds and notes,
10 the cost or premium of bond insurance or the costs of any financial
11 mechanisms which may be used to reduce the debt service that would be
12 payable by the agency on its mental health services facilities improve-
13 ment bonds and notes and all other expenditures of the agency incident
14 to and necessary or convenient to providing the facilities development
15 corporation, or any successor agency, with funds for the financing or
16 refinancing of or for any such design, construction, acquisition, recon-
17 struction, rehabilitation or improvement and for the refunding of mental
18 hygiene improvement bonds issued pursuant to section 47-b of the private
19 housing finance law; provided, however, that the agency shall not issue
20 mental health services facilities improvement bonds and mental health
21 services facilities improvement notes in an aggregate principal amount
22 exceeding [eight billion seven hundred seventy-eight million seven
23 hundred eleven thousand] nine billion three hundred forty-three million
24 three hundred eight thousand dollars \$9,343,308,000, excluding mental
25 health services facilities improvement bonds and mental health services
26 facilities improvement notes issued to refund outstanding mental health
27 services facilities improvement bonds and mental health services facili-
28 ties improvement notes; provided, however, that upon any such refunding
29 or repayment of mental health services facilities improvement bonds
30 and/or mental health services facilities improvement notes the total
31 aggregate principal amount of outstanding mental health services facili-
32 ties improvement bonds and mental health facilities improvement notes
33 may be greater than [eight billion seven hundred seventy-eight million
34 seven hundred eleven thousand dollars \$8,778,711,000] nine billion three
35 hundred forty-three million three hundred eight thousand dollars
36 \$9,343,308,000, only if, except as hereinafter provided with respect to
37 mental health services facilities bonds and mental health services
38 facilities notes issued to refund mental hygiene improvement bonds
39 authorized to be issued pursuant to the provisions of section 47-b of
40 the private housing finance law, the present value of the aggregate debt
41 service of the refunding or repayment bonds to be issued shall not
42 exceed the present value of the aggregate debt service of the bonds to
43 be refunded or repaid. For purposes hereof, the present values of the
44 aggregate debt service of the refunding or repayment bonds, notes or
45 other obligations and of the aggregate debt service of the bonds, notes
46 or other obligations so refunded or repaid, shall be calculated by
47 utilizing the effective interest rate of the refunding or repayment
48 bonds, notes or other obligations, which shall be that rate arrived at
49 by doubling the semi-annual interest rate (compounded semi-annually)
50 necessary to discount the debt service payments on the refunding or
51 repayment bonds, notes or other obligations from the payment dates ther-
52 eof to the date of issue of the refunding or repayment bonds, notes or
53 other obligations and to the price bid including estimated accrued
54 interest or proceeds received by the authority including estimated
55 accrued interest from the sale thereof. Such bonds, other than bonds
56 issued to refund outstanding bonds, shall be scheduled to mature over a



1 term not to exceed the average useful life, as certified by the facili-
2 ties development corporation, of the projects for which the bonds are
3 issued, and in any case shall not exceed thirty years and the maximum
4 maturity of notes or any renewals thereof shall not exceed five years
5 from the date of the original issue of such notes. Notwithstanding the
6 provisions of this section, the agency shall have the power and is here-
7 by authorized to issue mental health services facilities improvement
8 bonds and/or mental health services facilities improvement notes to
9 refund outstanding mental hygiene improvement bonds authorized to be
10 issued pursuant to the provisions of section 47-b of the private housing
11 finance law and the amount of bonds issued or outstanding for such
12 purposes shall not be included for purposes of determining the amount of
13 bonds issued pursuant to this section. The director of the budget shall
14 allocate the aggregate principal authorized to be issued by the agency
15 among the office of mental health, office for people with developmental
16 disabilities, and the office of alcoholism and substance abuse services,
17 in consultation with their respective commissioners to finance bondable
18 appropriations previously approved by the legislature.

19 § 42-a. Subdivision 1 of section 1680-r of the public authorities law,
20 as amended by section 47 of part BBB of chapter 59 of the laws of 2018,
21 is amended to read as follows:

22 1. Notwithstanding the provisions of any other law to the contrary,
23 the dormitory authority and the urban development corporation are hereby
24 authorized to issue bonds or notes in one or more series for the purpose
25 of funding project costs for the capital restructuring financing program
26 for health care and related facilities licensed pursuant to the public
27 health law or the mental hygiene law and other state costs associated
28 with such capital projects, the health care facility transformation
29 programs, and the essential health care provider program. The aggregate
30 principal amount of bonds authorized to be issued pursuant to this
31 section shall not exceed three billion [fifty] seventy-five million
32 dollars \$3,075,000,000, excluding bonds issued to fund one or more debt
33 service reserve funds, to pay costs of issuance of such bonds, and bonds
34 or notes issued to refund or otherwise repay such bonds or notes previ-
35 ously issued. Such bonds and notes of the dormitory authority and the
36 urban development corporation shall not be a debt of the state, and the
37 state shall not be liable thereon, nor shall they be payable out of any
38 funds other than those appropriated by the state to the dormitory
39 authority and the urban development corporation for principal, interest,
40 and related expenses pursuant to a service contract and such bonds and
41 notes shall contain on the face thereof a statement to such effect.
42 Except for purposes of complying with the internal revenue code, any
43 interest income earned on bond proceeds shall only be used to pay debt
44 service on such bonds.

45 § 43. Subdivision (a) of section 28 of part Y of chapter 61 of the
46 laws of 2005, relating to providing for the administration of certain
47 funds and accounts related to the 2005-2006 budget, as amended by
48 section 49 of part BBB of chapter 59 of the laws of 2018, is amended to
49 read as follows:

50 (a) Subject to the provisions of chapter 59 of the laws of 2000, but
51 notwithstanding any provisions of law to the contrary, one or more
52 authorized issuers as defined by section 68-a of the state finance law
53 are hereby authorized to issue bonds or notes in one or more series in
54 an aggregate principal amount not to exceed [\$67,000,000, sixty-seven
55 million] ninety-two million dollars \$92,000,000, excluding bonds issued
56 to finance one or more debt service reserve funds, to pay costs of issu-



1 ance of such bonds, and bonds or notes issued to refund or otherwise
2 repay such bonds or notes previously issued, for the purpose of financ-
3 ing capital projects for public protection facilities in the Division of
4 Military and Naval Affairs, debt service and leases; and to reimburse
5 the state general fund for disbursements made therefor. Such bonds and
6 notes of such authorized issuer shall not be a debt of the state, and
7 the state shall not be liable thereon, nor shall they be payable out of
8 any funds other than those appropriated by the state to such authorized
9 issuer for debt service and related expenses pursuant to any service
10 contract executed pursuant to subdivision (b) of this section and such
11 bonds and notes shall contain on the face thereof a statement to such
12 effect. Except for purposes of complying with the internal revenue code,
13 any interest income earned on bond proceeds shall only be used to pay
14 debt service on such bonds.

15 § 44. Subdivision 1 of section 386-a of the public authorities law, as
16 amended by section 61 of part BBB of chapter 59 of the laws of 2018, is
17 amended to read as follows:

18 1. Notwithstanding any other provision of law to the contrary, the
19 authority, the dormitory authority and the urban development corporation
20 are hereby authorized to issue bonds or notes in one or more series for
21 the purpose of assisting the metropolitan transportation authority in
22 the financing of transportation facilities as defined in subdivision
23 seventeen of section twelve hundred sixty-one of this chapter. The
24 aggregate principal amount of bonds authorized to be issued pursuant to
25 this section shall not exceed [one billion six hundred ninety-four
26 million dollars \$1,694,000,000] two billion seventy-nine million eight
27 hundred fifty-six thousand dollars \$2,079,856,000, excluding bonds
28 issued to fund one or more debt service reserve funds, to pay costs of
29 issuance of such bonds, and to refund or otherwise repay such bonds or
30 notes previously issued. Such bonds and notes of the authority, the
31 dormitory authority and the urban development corporation shall not be a
32 debt of the state, and the state shall not be liable thereon, nor shall
33 they be payable out of any funds other than those appropriated by the
34 state to the authority, the dormitory authority and the urban develop-
35 ment corporation for principal, interest, and related expenses pursuant
36 to a service contract and such bonds and notes shall contain on the face
37 thereof a statement to such effect. Except for purposes of complying
38 with the internal revenue code, any interest income earned on bond
39 proceeds shall only be used to pay debt service on such bonds.

40 § 45. Subdivision 1 of section 50 of section 1 of chapter 174 of the
41 laws of 1968, constituting the New York state urban development corpo-
42 ration act, as amended by section 42 of part XXX of chapter 59 of the
43 laws of 2017, is amended to read as follows:

44 1. Notwithstanding the provisions of any other law to the contrary,
45 the dormitory authority and the urban development corporation are hereby
46 authorized to issue bonds or notes in one or more series for the purpose
47 of funding project costs undertaken by or on behalf of special act
48 school districts, state-supported schools for the blind and deaf,
49 approved private special education schools, non-public schools, communi-
50 ty centers, day care facilities, and other state costs associated with
51 such capital projects. The aggregate principal amount of bonds author-
52 ized to be issued pursuant to this section shall not exceed [fifty-five
53 million dollars] one hundred ten million dollars \$110,000,000, excluding
54 bonds issued to fund one or more debt service reserve funds, to pay
55 costs of issuance of such bonds, and bonds or notes issued to refund or
56 otherwise repay such bonds or notes previously issued. Such bonds and



1 notes of the dormitory authority and the urban development corporation
2 shall not be a debt of the state, and the state shall not be liable
3 thereon, nor shall they be payable out of any funds other than those
4 appropriated by the state to the dormitory authority and the urban
5 development corporation for principal, interest, and related expenses
6 pursuant to a service contract and such bonds and notes shall contain on
7 the face thereof a statement to such effect. Except for purposes of
8 complying with the internal revenue code, any interest income earned on
9 bond proceeds shall only be used to pay debt service on such bonds.

10 § 46. Intentionally omitted.

11 § 47. Subdivision 2 and paragraph (a) of subdivision 4 of section
12 1680-q of the public authorities law, as added by section 4 of part B of
13 chapter 57 of the laws of 2013, are amended to read as follows:

14 2. The authority may, from and after April first, two thousand thir-
15 teen, issue dormitory facility revenue bonds in an amount not to exceed
16 [nine hundred forty-four] one billion three hundred ninety-four million
17 dollars. Notwithstanding any other rule or law, such bonds shall not be
18 a debt of the state of New York or the state university nor shall the
19 state or the state university be liable thereon, nor shall they be paya-
20 ble out of any funds other than those of the authority constituting
21 dormitory facilities revenues. Such amount shall be exclusive of bonds
22 and notes issued to fund any reserve fund or funds, cost of issuance,
23 original issue premium, and to refund any prior dormitory facility bonds
24 or any dormitory facility revenue bonds. The authority and the state
25 university are hereby authorized to enter into agreements relating to,
26 among other things, the acquisition of property or interests therein,
27 the construction, reconstruction, rehabilitation, improvement, equipping
28 and furnishing of dormitory facilities, the operation and maintenance of
29 dormitory facilities, and the billing, collection and disbursement of
30 dormitory facilities revenues, the title to which has been conveyed,
31 assigned or otherwise transferred to the authority pursuant to paragraph
32 y of subdivision two of section three hundred fifty-five of the educa-
33 tion law. In no event shall the state university have any obligation
34 under the agreement to make payment with respect to, on account of or to
35 pay dormitory facilities revenue bonds, and such bonds shall be payable
36 solely from the dormitory facilities revenues assigned to the authority
37 by the state university. No debt shall be contracted except to finance
38 capital works or purposes. Notwithstanding any other provision of law,
39 dormitory facility revenues shall not be deemed to be revenues of the
40 state. Notwithstanding any other rule or law, the state shall not be
41 liable for any payments on any dormitory facility revenue bonds, and
42 such bonds shall not be a debt of the state and shall not be payable out
43 of any funds other than the dormitory facilities revenues assigned to
44 the authority by the state university.

45 (a) The dormitory authority, in consultation with the state university
46 of New York, shall prepare an annual report due on September thirtieth,
47 commencing on September thirtieth, two thousand fourteen, of every
48 calendar year relating to the provisions of paragraph y of subdivision
49 two of section three hundred fifty-five of the education law [as added
50 by a chapter of the laws of two thousand thirteen which added this
51 section]; subdivision eight of section three hundred fifty-five of the
52 education law [as amended by a chapter of the laws of two thousand thir-
53 teen which added this section]; and this section. The report shall
54 include, but not be limited to: (i) the total dormitory facilities
55 revenues assigned or otherwise transferred from the state university of
56 New York to the dormitory authority in the prior state university fiscal



1 year and the sum of such transfers made in the five prior fiscal years;
2 (ii) the sum of monies, if any, transferred to the state university of
3 New York from the dormitory facilities revenue fund in the prior state
4 university fiscal year; (iii) a list of any increase in rents, fees and
5 other charges that relate to dormitory facilities per campus to
6 students; (iv) a summary of all costs associated with the construction,
7 reconstruction, rehabilitation, improvement, equipping, furnishing,
8 repair, maintenance and operations of dormitory facilities that the
9 dormitory authority funded with dormitory facilities revenues and the
10 proceeds of dormitory facility revenue bonds; (v) a summary and justi-
11 fication of dormitory authority administrative expenses and costs
12 incurred related to the dormitory facilities revenue fund; (vi) the
13 issuance amounts, debt service costs and savings, if any, of all state
14 university of New York dormitory bonds issued prior to April first, two
15 thousand thirteen and refinanced by the dormitory authority with dormi-
16 tory facility revenue bonds; (vii) total amount of debt service payments
17 made per year on dormitory facility revenue bonds; and (viii) an esti-
18 mated date when the dormitory authority will reach the [nine hundred
19 forty-four million dollar] cap on dormitory facility revenue bonds.

20 § 48. Paragraphs b and f of subdivision 3 of section 9 of section 1 of
21 chapter 359 of the laws of 1968 constituting the facilities development
22 corporation act, paragraph b as amended by chapter 236 of the laws of
23 2005 and paragraph f as amended by chapter 58 of the laws of 1987, are
24 amended and a new paragraph g is added to read as follows:

25 b. All monies of the corporation received or accepted pursuant to
26 paragraph a of this subdivision, other than appropriations and advances
27 from the state and except as otherwise authorized or provided in this
28 section, shall be paid to the commissioner of taxation and finance as
29 agent of the corporation, who shall not commingle such monies with any
30 other monies. Such monies shall be deposited in two or more separate
31 bank accounts. One of such accounts, to which shall be credited (i) all
32 payments made on or after January 1, 1964, for the care, maintenance and
33 treatment of patients in every mental hygiene facility, other than a
34 community mental health and retardation facility, (ii) all payments made
35 to the corporation as rentals, lease payments, permit fees or otherwise
36 under any lease, sublease or agreement undertaken with respect to a
37 community mental health and retardation facility or a current or former
38 mental hygiene facility, (iii) all payments made to the corporation for
39 the purchase of real property held by the corporation for the use of the
40 department, other than payments derived from New York state medical care
41 facilities finance agency financing or refinancing of the design,
42 construction, acquisition, reconstruction, rehabilitation, improvement
43 or renovation of state operated mental hygiene facilities, (iv) all
44 income from investments and (v) all monies received or to be received
45 for the purposes of such account on a recurring basis, shall be denomi-
46 nated the "mental hygiene facilities improvement fund income account".
47 The monies in any account shall be paid out on checks signed by the
48 commissioner of taxation and finance on requisition of the chairman of
49 the corporation or of such other officer or employee or officers or
50 employees as the corporation shall authorize to make such requisition.
51 All deposits of such money shall, if required by the commissioner of
52 taxation and finance or the directors of the corporation, be secured by
53 obligations of the United States or of the state of a market value equal
54 at all times to the amount of the deposit and all banks and trust compa-
55 nies are authorized to give such security for such deposits. Any moneys
56 of the corporation not required for immediate use or disbursement may,



1 at the discretion of the corporation, be invested by the commissioner of
2 taxation and finance in accordance with the provisions of section 98-a
3 of the state finance law. [When the corporation is no longer required to
4 make any rental payments under any lease, sublease or agreement entered
5 into with the state housing finance agency in effect as of the effective
6 date of this amendment to this paragraph, all monies received or
7 accepted pursuant to paragraph a of this subdivision, other than appro-
8 priations and advances from the state and except as otherwise authorized
9 or provided in this section, shall be deposited into the mental health
10 services fund established by section 97-f of the state finance law. Any
11 monies remaining in the mental hygiene facilities improvement fund
12 income account and in any rental reserve account created pursuant to
13 paragraph c of subdivision 4 of this section, when such lease, sublease
14 or agreement is no longer in effect shall be deposited in the mental
15 health services fund.] The mental hygiene facilities improvement fund
16 and the income account therein shall remain in existence until termi-
17 nated by the corporation by written notice to the commissioner of taxa-
18 tion and finance. Any moneys on deposit in the mental hygiene facilities
19 improvement fund or the income account therein upon the termination of
20 said fund and account shall be transferred by the commissioner of taxa-
21 tion and finance to the mental health services fund. The corporation
22 shall not terminate the mental hygiene facilities improvement fund and
23 the income account therein until all mental health services facilities
24 bonds issued pursuant to: (i) the New York state medical care facilities
25 finance agency act; (ii) article five-c of the state finance law; and
26 (iii) article five-f of the state finance law and payable from the
27 income account as described in paragraph g of this subdivision are no
28 longer outstanding.

29 f. The directors of the corporation shall from time to time, but in no
30 event later than the fifteenth day of each month pay over to the commis-
31 sioner of taxation and finance and the state comptroller for deposit in
32 the mental health services fund, all monies of the corporation in excess
33 of the aggregate amount of money required to be maintained on deposit in
34 the mental hygiene facilities improvement fund income account pursuant
35 to [paragraph] paragraphs e and g of this subdivision. Prior to making
36 any such payment, the chairman of the corporation shall, on behalf of
37 the directors, make and deliver to the governor and the director of the
38 budget his certificate stating the aggregate amount to be maintained on
39 deposit in the mental hygiene facilities improvement fund income account
40 to comply in full with the provisions of [paragraph e] paragraphs e and
41 g of this subdivision.

42 g. (1) In addition to the amount required to be maintained by para-
43 graph e of this subdivision, there shall be accumulated and set aside in
44 each month in the mental hygiene facilities improvement fund income
45 account, all receipts associated with loans, leases and other agreements
46 with voluntary agencies. The corporation shall provide the amount of
47 such receipts to be set aside to the commissioner of taxation and
48 finance in each month. (2) No later than five days prior to the earlier
49 of when payment is to be made on bonds issued for mental health services
50 facilities purposes pursuant to: (i) the New York state medical care
51 facilities finance agency act; (ii) article five-C of the state finance
52 law; and (iii) article five-F of the state finance law, such set-aside
53 receipts shall be transferred by the commissioner of taxation and
54 finance as agent of the corporation from the mental hygiene facilities
55 improvement fund income account in the amounts set forth in schedules
56 provided by the corporation to the commissioner of taxation and finance



1 in the following priority: first, to the trustee appointed by the New
2 York state medical care facilities finance agency for the bonds issued
3 pursuant to the New York state medical care facilities finance agency
4 act for both voluntary agency and state purposes to pay debt service and
5 other cash requirements due on such bonds on the relevant payment date,
6 second, any remaining amount of such set-aside receipts to the trustee
7 appointed by authorized issuers for the bonds issued pursuant to article
8 five-C of the state finance law to pay debt service and other cash
9 requirements due on such bonds on the relevant payment date and third,
10 any remaining amount of such set-aside to the trustee appointed by
11 authorized issuers for the bonds issued pursuant to article five-F of
12 the state finance law to pay debt service and other cash requirements
13 due on such bonds on the relevant payment date.

14 § 49. Subdivisions 5 and 8 of section 97-f of the state finance law,
15 subdivision 5 as amended by section 15 of part BBB of chapter 59 of the
16 laws of 2018 and subdivision 8 as amended by section 59 of part HH of
17 chapter 57 of the laws of 2013, are amended and a new subdivision 9 is
18 added to read as follows:

19 5. The comptroller shall from time to time, but in no event later than
20 the fifteenth day of each month, pay over for deposit in the mental
21 hygiene general fund state operations account all moneys in the mental
22 health services fund in excess of the amount of money required to be
23 maintained on deposit in the mental health services fund. [The] Subject
24 to subdivision nine of this section, the amount required to be main-
25 tained in such fund shall be (i) twenty percent of the amount of the
26 next payment coming due relating to the mental health services facili-
27 ties improvement program under any agreement between the facilities
28 development corporation and the New York state medical care facilities
29 finance agency multiplied by the number of months from the date of the
30 last such payment with respect to payments under any such agreement
31 required to be made semi-annually, plus (ii) those amounts specified in
32 any such agreement with respect to payments required to be made other
33 than semi-annually, including for variable rate bonds, interest rate
34 exchange or similar agreements or other financing arrangements permitted
35 by law. [Prior to making any such payment, the comptroller shall make
36 and deliver to the director of the budget and the chairmen of the facil-
37 ities development corporation and the New York state medical care facil-
38 ities finance agency, a certificate stating the aggregate amount to be
39 maintained on deposit in the mental health services fund to comply in
40 full with the provisions of this subdivision.] Concurrently with the
41 making of any such payment, the facilities development corporation shall
42 deliver to the comptroller, the director of the budget and the New York
43 state medical care facilities finance agency a certificate stating the
44 aggregate amount to be maintained on deposit in the mental health
45 services fund to comply in full with the provisions of this subdivision.

46 8. In addition to the amounts required to be maintained on deposit in
47 the mental health services fund pursuant to subdivision five of this
48 section and subject to subdivision nine of this section, the fund shall
49 maintain on deposit an amount equal to the debt service and other cash
50 requirements on mental health services facilities bonds issued by
51 authorized issuers pursuant to sections sixty-eight-b and sixty-nine-n
52 of this chapter. The amount required to be maintained in such fund shall
53 be (i) twenty percent of the amount of the next payment coming due
54 relating to mental health services facilities bonds issued by an author-
55 ized issuer multiplied by the number of months from the date of the last
56 such payment with respect to payments required to be made semi-annually,

1 plus (ii) those amounts specified in any financing agreement between the
2 issuer and the state, acting through the director of the budget, with
3 respect to payments required to be made other than semi-annually,
4 including for variable rate bonds, interest rate exchange or similar
5 agreements or other financing arrangements permitted by law. [Prior to
6 making any such payment, the comptroller shall make and deliver to the
7 director of the budget and the chairmen of the facilities development
8 corporation and the New York state medical care facilities finance agen-
9 cy, a certificate stating the aggregate amount to be maintained on
10 deposit in the mental health services fund to comply in full with the
11 provisions of this subdivision.] Concurrently with the making of any
12 such payment, the facilities development corporation shall deliver to
13 the comptroller, the director of the budget and the New York state
14 medical care facilities finance agency a certificate stating the aggre-
15 gate amount to be maintained on deposit in the mental health services
16 fund to comply in full with the provisions of this subdivision.

17 No later than five days prior to the payment to be made by the state
18 comptroller on such mental health services facilities bonds pursuant to
19 sections ninety-two-z and ninety-two-h of this article, the amount of
20 such payment shall be transferred by the state comptroller from the
21 mental health services fund to the revenue bond tax fund established by
22 section ninety-two-z of this article and the sales tax revenue bond fund
23 established by section ninety-two-h of this article. The accumulation of
24 moneys pursuant to this subdivision and subsequent transfer to the
25 revenue bond tax fund and the sales tax revenue bond fund shall be
26 subordinate in all respects to payments to be made to the New York state
27 medical care facilities finance agency and to any pledge or assignment
28 pursuant to subdivision six of this section.

29 9. In determining the amounts required to be maintained in the mental
30 health services fund under subdivisions five and eight of this section
31 in each month, the amount of receipts associated with loans, leases and
32 other agreements with voluntary agencies accumulated and set aside in
33 the mental hygiene facilities improvement fund income account under
34 paragraph g of subdivision three of section nine of the facilities
35 development corporation act shall be taken into account as a credit but
36 only if such crediting does not result in the amounts required to be
37 maintained in the mental health services fund exclusive of any credit to
38 be less than the amount required under subdivision five of this section
39 in each month.

40 § 49-a. Intentionally omitted.

41 § 50. This act shall take effect immediately and shall be deemed to
42 have been in full force and effect on and after April 1, 2019; provided,
43 however, that the provisions of sections one, one-a, one-b, two, three,
44 four, five, six, seven, eight, thirteen, fourteen, fifteen, sixteen,
45 seventeen, eighteen, nineteen and twenty-two of this act shall expire
46 March 31, 2020 when upon such date the provisions of such sections shall
47 be deemed repealed.

48 PART L

49 Section 1. Section 4 of chapter 22 of the laws of 2014, relating to
50 expanding opportunities for service-disabled veteran-owned business
51 enterprises, is amended to read as follows:

52 § 4. This act shall take effect immediately; provided, however, that
53 sections one, one-a and two of this act shall expire and be deemed
54 repealed March 31, [2019] 2024; and provided, further, however, that the

1 amendments to subdivisions 7 and 15 of section 310 of the executive law
2 made by section three of this act shall not affect the expiration of
3 such section and shall be deemed to expire therewith.
4 § 2. This act shall take effect immediately and shall be deemed to
5 have been in full force and effect on and after April 1, 2019.

6 PART M

7 Intentionally Omitted

8 PART N

9 Intentionally Omitted

10 PART O

11 Section 1. Section 2 of chapter 887 of the laws of 1983, amending the
12 correction law relating to the psychological testing of candidates, as
13 amended by section 1 of part A of chapter 55 of the laws of 2017, is
14 amended to read as follows:

15 § 2. This act shall take effect on the one hundred eightieth day after
16 it shall have become a law and shall remain in effect until September 1,
17 [2019] 2021.

18 § 2. Section 3 of chapter 428 of the laws of 1999, amending the execu-
19 tive law and the criminal procedure law relating to expanding the
20 geographic area of employment of certain police officers, as amended by
21 section 2 of part A of chapter 55 of the laws of 2017, is amended to
22 read as follows:

23 § 3. This act shall take effect on the first day of November next
24 succeeding the date on which it shall have become a law, and shall
25 remain in effect until the first day of September, [2019] 2021, when it
26 shall expire and be deemed repealed.

27 § 3. Section 3 of chapter 886 of the laws of 1972, amending the
28 correction law and the penal law relating to prisoner furloughs in
29 certain cases and the crime of absconding therefrom, as amended by
30 section 3 of part A of chapter 55 of the laws of 2017, is amended to
31 read as follows:

32 § 3. This act shall take effect 60 days after it shall have become a
33 law and shall remain in effect until September 1, [2019] 2021.

34 § 4. Section 20 of chapter 261 of the laws of 1987, amending chapters
35 50, 53 and 54 of the laws of 1987, the correction law, the penal law and
36 other chapters and laws relating to correctional facilities, as amended
37 by section 4 of part A of chapter 55 of the laws of 2017, is amended to
38 read as follows:

39 § 20. This act shall take effect immediately except that section thir-
40 teen of this act shall expire and be of no further force or effect on
41 and after September 1, [2019] 2021 and shall not apply to persons
42 committed to the custody of the department after such date, and provided
43 further that the commissioner of corrections and community supervision
44 shall report each January first and July first during such time as the
45 earned eligibility program is in effect, to the chairmen of the senate
46 crime victims, crime and correction committee, the senate codes commit-
47 tee, the assembly correction committee, and the assembly codes commit-
48 tee, the standards in effect for earned eligibility during the prior
49 six-month period, the number of inmates subject to the provisions of
50 earned eligibility, the number who actually received certificates of



1 earned eligibility during that period of time, the number of inmates
2 with certificates who are granted parole upon their first consideration
3 for parole, the number with certificates who are denied parole upon
4 their first consideration, and the number of individuals granted and
5 denied parole who did not have earned eligibility certificates.

6 § 5. Subdivision (q) of section 427 of chapter 55 of the laws of 1992,
7 amending the tax law and other laws relating to taxes, surcharges, fees
8 and funding, as amended by section 5 of part A of chapter 55 of the laws
9 of 2017, is amended to read as follows:

10 (q) the provisions of section two hundred eighty-four of this act
11 shall remain in effect until September 1, [2019] 2021 and be applicable
12 to all persons entering the program on or before August 31, [2019] 2021.

13 § 6. Section 10 of chapter 339 of the laws of 1972, amending the
14 correction law and the penal law relating to inmate work release,
15 furlough and leave, as amended by section 6 of part A of chapter 55 of
16 the laws of 2017, is amended to read as follows:

17 § 10. This act shall take effect 30 days after it shall have become a
18 law and shall remain in effect until September 1, [2019] 2021, and
19 provided further that the commissioner of correctional services shall
20 report each January first, and July first, to the chairman of the senate
21 crime victims, crime and correction committee, the senate codes commit-
22 tee, the assembly correction committee, and the assembly codes commit-
23 tee, the number of eligible inmates in each facility under the custody
24 and control of the commissioner who have applied for participation in
25 any program offered under the provisions of work release, furlough, or
26 leave, and the number of such inmates who have been approved for partic-
27 ipation.

28 § 7. Subdivision (c) of section 46 of chapter 60 of the laws of 1994
29 relating to certain provisions which impact upon expenditure of certain
30 appropriations made by chapter 50 of the laws of 1994 enacting the state
31 operations budget, as amended by section 7 of part A of chapter 55 of
32 the laws of 2017, is amended to read as follows:

33 (c) sections forty-one and forty-two of this act shall expire Septem-
34 ber 1, [2019] 2021; provided, that the provisions of section forty-two
35 of this act shall apply to inmates entering the work release program on
36 or after such effective date; and

37 § 8. Subdivision h of section 74 of chapter 3 of the laws of 1995,
38 amending the correction law and other laws relating to the incarceration
39 fee, as amended by section 8 of part A of chapter 55 of the laws of
40 2017, is amended to read as follows:

41 h. Section fifty-two of this act shall be deemed to have been in full
42 force and effect on and after April 1, 1995; provided, however, that the
43 provisions of section 189 of the correction law, as amended by section
44 fifty-five of this act, subdivision 5 of section 60.35 of the penal law,
45 as amended by section fifty-six of this act, and section fifty-seven of
46 this act shall expire September 1, [2019] 2021, when upon such date the
47 amendments to the correction law and penal law made by sections fifty-
48 five and fifty-six of this act shall revert to and be read as if the
49 provisions of this act had not been enacted; provided, however, that
50 sections sixty-two, sixty-three and sixty-four of this act shall be
51 deemed to have been in full force and effect on and after March 1, 1995
52 and shall be deemed repealed April 1, 1996 and upon such date the
53 provisions of subsection (e) of section 9110 of the insurance law and
54 subdivision 2 of section 89-d of the state finance law shall revert to
55 and be read as set out in law on the date immediately preceding the
56 effective date of sections sixty-two and sixty-three of this act;



1 § 9. Subdivision (c) of section 49 of subpart A of part C of chapter
2 62 of the laws of 2011 amending the correction law and the executive law
3 relating to merging the department of correctional services and division
4 of parole into the department of corrections and community supervision,
5 as amended by section 9 of part A of chapter 55 of the laws of 2017, is
6 amended to read as follows:

7 (c) that the amendments to subdivision 9 of section 201 of the
8 correction law as added by section thirty-two of this act shall remain
9 in effect until September 1, [2019] 2021, when it shall expire and be
10 deemed repealed;

11 § 10. Subdivision (aa) of section 427 of chapter 55 of the laws of
12 1992, amending the tax law and other laws relating to taxes, surcharges,
13 fees and funding, as amended by section 10 of part A of chapter 55 of
14 the laws of 2017, is amended to read as follows:

15 (aa) the provisions of sections three hundred eighty-two, three
16 hundred eighty-three and three hundred eighty-four of this act shall
17 expire on September 1, [2019] 2021;

18 § 11. Section 12 of chapter 907 of the laws of 1984, amending the
19 correction law, the New York city criminal court act and the executive
20 law relating to prison and jail housing and alternatives to detention
21 and incarceration programs, as amended by section 11 of part A of chap-
22 ter 55 of the laws of 2017, is amended to read as follows:

23 § 12. This act shall take effect immediately, except that the
24 provisions of sections one through ten of this act shall remain in full
25 force and effect until September 1, [2019] 2021 on which date those
26 provisions shall be deemed to be repealed.

27 § 12. Subdivision (p) of section 406 of chapter 166 of the laws of
28 1991, amending the tax law and other laws relating to taxes, as amended
29 by section 12 of part A of chapter 55 of the laws of 2017, is amended to
30 read as follows:

31 (p) The amendments to section 1809 of the vehicle and traffic law made
32 by sections three hundred thirty-seven and three hundred thirty-eight of
33 this act shall not apply to any offense committed prior to such effec-
34 tive date; provided, further, that section three hundred forty-one of
35 this act shall take effect immediately and shall expire November 1, 1993
36 at which time it shall be deemed repealed; sections three hundred
37 forty-five and three hundred forty-six of this act shall take effect
38 July 1, 1991; sections three hundred fifty-five, three hundred fifty-
39 six, three hundred fifty-seven and three hundred fifty-nine of this act
40 shall take effect immediately and shall expire June 30, 1995 and shall
41 revert to and be read as if this act had not been enacted; section three
42 hundred fifty-eight of this act shall take effect immediately and shall
43 expire June 30, 1998 and shall revert to and be read as if this act had
44 not been enacted; section three hundred sixty-four through three hundred
45 sixty-seven of this act shall apply to claims filed on or after such
46 effective date; sections three hundred sixty-nine, three hundred seven-
47 ty-two, three hundred seventy-three, three hundred seventy-four, three
48 hundred seventy-five and three hundred seventy-six of this act shall
49 remain in effect until September 1, [2019] 2021, at which time they
50 shall be deemed repealed; provided, however, that the mandatory
51 surcharge provided in section three hundred seventy-four of this act
52 shall apply to parking violations occurring on or after said effective
53 date; and provided further that the amendments made to section 235 of
54 the vehicle and traffic law by section three hundred seventy-two of this
55 act, the amendments made to section 1809 of the vehicle and traffic law
56 by sections three hundred thirty-seven and three hundred thirty-eight of



1 this act and the amendments made to section 215-a of the labor law by
2 section three hundred seventy-five of this act shall expire on September
3 1, [2019] 2021 and upon such date the provisions of such subdivisions
4 and sections shall revert to and be read as if the provisions of this
5 act had not been enacted; the amendments to subdivisions 2 and 3 of
6 section 400.05 of the penal law made by sections three hundred seventy-
7 seven and three hundred seventy-eight of this act shall expire on July
8 1, 1992 and upon such date the provisions of such subdivisions shall
9 revert and shall be read as if the provisions of this act had not been
10 enacted; the state board of law examiners shall take such action as is
11 necessary to assure that all applicants for examination for admission to
12 practice as an attorney and counsellor at law shall pay the increased
13 examination fee provided for by the amendment made to section 465 of the
14 judiciary law by section three hundred eighty of this act for any exam-
15 ination given on or after the effective date of this act notwithstanding
16 that an applicant for such examination may have prepaid a lesser fee for
17 such examination as required by the provisions of such section 465 as of
18 the date prior to the effective date of this act; the provisions of
19 section 306-a of the civil practice law and rules as added by section
20 three hundred eighty-one of this act shall apply to all actions pending
21 on or commenced on or after September 1, 1991, provided, however, that
22 for the purposes of this section service of such summons made prior to
23 such date shall be deemed to have been completed on September 1, 1991;
24 the provisions of section three hundred eighty-three of this act shall
25 apply to all money deposited in connection with a cash bail or a
26 partially secured bail bond on or after such effective date; and the
27 provisions of sections three hundred eighty-four and three hundred
28 eighty-five of this act shall apply only to jury service commenced
29 during a judicial term beginning on or after the effective date of this
30 act; provided, however, that nothing contained herein shall be deemed to
31 affect the application, qualification, expiration or repeal of any
32 provision of law amended by any section of this act and such provisions
33 shall be applied or qualified or shall expire or be deemed repealed in
34 the same manner, to the same extent and on the same date as the case may
35 be as otherwise provided by law;

36 § 13. Subdivision 8 of section 1809 of the vehicle and traffic law, as
37 amended by section 13 of part A of chapter 55 of the laws of 2017, is
38 amended to read as follows:

39 8. The provisions of this section shall only apply to offenses commit-
40 ted on or before September first, two thousand [nineteen] twenty-one.

41 § 14. Section 6 of chapter 713 of the laws of 1988, amending the vehi-
42 cle and traffic law relating to the ignition interlock device program,
43 as amended by section 14 of part A of chapter 55 of the laws of 2017, is
44 amended to read as follows:

45 § 6. This act shall take effect on the first day of April next
46 succeeding the date on which it shall have become a law; provided,
47 however, that effective immediately, the addition, amendment or repeal
48 of any rule or regulation necessary for the implementation of the fore-
49 going sections of this act on their effective date is authorized and
50 directed to be made and completed on or before such effective date and
51 shall remain in full force and effect until the first day of September,
52 [2019] 2021 when upon such date the provisions of this act shall be
53 deemed repealed.

54 § 15. Paragraph a of subdivision 6 of section 76 of chapter 435 of the
55 laws of 1997, amending the military law and other laws relating to vari-



ous provisions, as amended by section 15 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

a. sections forty-three through forty-five of this act shall expire and be deemed repealed on September 1, [2019] 2021;

§ 16. Section 4 of part D of chapter 412 of the laws of 1999, amending the civil practice law and rules and the court of claims act relating to prisoner litigation reform, as amended by section 16 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 4. This act shall take effect 120 days after it shall have become a law and shall remain in full force and effect until September 1, [2019] 2021, when upon such date it shall expire.

§ 17. Subdivision 2 of section 59 of chapter 222 of the laws of 1994, constituting the family protection and domestic violence intervention act of 1994, as amended by section 17 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

2. Subdivision 4 of section 140.10 of the criminal procedure law as added by section thirty-two of this act shall take effect January 1, 1996 and shall expire and be deemed repealed on September 1, [2019] 2021.

§ 18. Section 5 of chapter 505 of the laws of 1985, amending the criminal procedure law relating to the use of closed-circuit television and other protective measures for certain child witnesses, as amended by section 18 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 5. This act shall take effect immediately and shall apply to all criminal actions and proceedings commenced prior to the effective date of this act but still pending on such date as well as all criminal actions and proceedings commenced on or after such effective date and its provisions shall expire on September 1, [2019] 2021, when upon such date the provisions of this act shall be deemed repealed.

§ 19. Subdivision d of section 74 of chapter 3 of the laws of 1995, enacting the sentencing reform act of 1995, as amended by section 19 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

d. Sections one-a through twenty, twenty-four through twenty-eight, thirty through thirty-nine, forty-two and forty-four of this act shall be deemed repealed on September 1, [2019] 2021;

§ 20. Section 2 of chapter 689 of the laws of 1993 amending the criminal procedure law relating to electronic court appearance in certain counties, as amended by section 20 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 2. This act shall take effect immediately, except that the provisions of this act shall be deemed to have been in full force and effect since July 1, 1992 and the provisions of this act shall expire September 1, [2019] 2021 when upon such date the provisions of this act shall be deemed repealed.

§ 21. Section 3 of chapter 688 of the laws of 2003, amending the executive law relating to enacting the interstate compact for adult offender supervision, as amended by section 21 of part A of chapter 55 of the laws of 2017, is amended to read as follows:

§ 3. This act shall take effect immediately, except that section one of this act shall take effect on the first of January next succeeding the date on which it shall have become a law, and shall remain in effect until the first of September, [2019] 2021, upon which date this act shall be deemed repealed and have no further force and effect; provided that section one of this act shall only take effect with respect to any compacting state which has enacted an interstate compact entitled



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

19 § 22. Section 8 of part H of chapter 56 of the laws of 2009, amending
20 the correction law relating to limiting the closing of certain correc-
21 tional facilities, providing for the custody by the department of
22 correctional services of inmates serving definite sentences, providing
23 for custody of federal prisoners and requiring the closing of certain
24 correctional facilities, as amended by section 22 of part A of chapter
25 55 of the laws of 2017, is amended to read as follows:

26 § 8. This act shall take effect immediately; provided, however that
27 sections five and six of this act shall expire and be deemed repealed
28 September 1, [2019] 2021.

29 § 23. Section 3 of part C of chapter 152 of the laws of 2001 amending
30 the military law relating to military funds of the organized militia, as
31 amended by section 3 of part O of chapter 55 of the laws of 2018, is
32 amended to read as follows:

33 § 3. This act shall take effect immediately; provided however that the
34 amendments made to subdivision 1 of section 221 of the military law by
35 section two of this act shall expire and be deemed repealed September 1,
36 [2019] 2021.

37 § 24. Section 5 of chapter 554 of the laws of 1986, amending the
38 correction law and the penal law relating to providing for community
39 treatment facilities and establishing the crime of absconding from the
40 community treatment facility, as amended by section 24 of part A of
41 chapter 55 of the laws of 2017, is amended to read as follows:

42 § 5. This act shall take effect immediately and shall remain in full
43 force and effect until September 1, [2019] 2021, and provided further
44 that the commissioner of correctional services shall report each January
45 first and July first during such time as this legislation is in effect,
46 to the chairmen of the senate crime victims, crime and correction
47 committee, the senate codes committee, the assembly correction commit-
48 tee, and the assembly codes committee, the number of individuals who are
49 released to community treatment facilities during the previous six-month
50 period, including the total number for each date at each facility who
51 are not residing within the facility, but who are required to report to
52 the facility on a daily or less frequent basis.

53 § 25. Section 2 of part F of chapter 55 of the laws of 2018, amending
54 the criminal procedure law relating to pre-criminal proceeding settle-
55 ments in the city of New York, is amended to read as follows:



1 § 2. This act shall take effect immediately and shall remain in full
2 force and effect until March 31, [2019] 2021, when it shall expire and
3 be deemed repealed.

4 § 26. This act shall take effect immediately, provided however that
5 section twenty-five of this act shall be deemed to have been in full
6 force and effect on and after March 31, 2019.

7 PART P

8 Intentionally Omitted

9 PART Q

10 Intentionally Omitted

11 PART R

12 Intentionally Omitted

13 PART S

14 Intentionally Omitted

15 PART T

16 Intentionally Omitted

17 PART U

18 Intentionally Omitted

19 PART V

20 Intentionally Omitted

21 PART W

22 Intentionally Omitted

23 PART X

24 Intentionally Omitted

25 PART Y

26 Intentionally Omitted

27 PART Z

28 Intentionally Omitted

29 PART AA

30 Intentionally Omitted

31 PART BB

1 Intentionally Omitted

2 PART CC

3 Intentionally Omitted

4 PART DD

5 Section 1. Section 14 of part J of chapter 62 of the laws of 2003
6 amending the county law and other laws relating to fees collected, as
7 amended by section 7 of part K of chapter 56 of the laws of 2010, is
8 amended to read as follows:

9 § 14. Notwithstanding the provisions of any other law: (a) the fee
10 collected by the office of court administration for the provision of
11 criminal history searches and other searches for data kept electron-
12 ically by the unified court system shall be [sixty-five] one hundred
13 dollars; (b) [thirty-five] seventy dollars of each such fee collected
14 shall be deposited in the indigent legal services fund established by
15 section 98-b of the state finance law, as added by section twelve of
16 this act, (c) nine dollars of each such fee collected shall be deposited
17 in the legal services assistance fund established by section 98-c of the
18 state finance law, as added by section nineteen of this act, (d) sixteen
19 dollars of each such fee collected shall be deposited to the judiciary
20 data processing offset fund established by section 94-b of the state
21 finance law, and (e) the remainder shall be deposited in the general
22 fund.

23 § 2. This act shall take effect immediately.

24 PART EE

25 Intentionally Omitted

26 PART FF

27 Intentionally Omitted

28 PART GG

29 Section 1. Subdivisions 3 and 5 of section 97-g of the state finance
30 law, subdivision 3 as amended by section 62 of part HH of chapter 57 of
31 the laws of 2013 and subdivision 5 as amended by section 1 of subpart A
32 of part C of chapter 97 of the laws of 2011, are amended to read as
33 follows:

34 3. Moneys of the fund shall be available to the commissioner of gener-
35 al services for the purchase of food, supplies and equipment for state
36 agencies, and for the purpose of furnishing or providing centralized
37 services to or for state agencies; provided further that such moneys
38 shall be available to the commissioner of general services for purposes
39 pursuant to items (d) and (f) of subdivision four of this section to or
40 for political subdivisions, public authorities, and public benefit
41 corporations. Beginning the first day of April, two thousand two, moneys
42 in such fund shall also be transferred by the state comptroller to the
43 revenue bond tax fund account of the general debt service fund in
44 amounts equal to those required for payments to authorized issuers for
45 revenue bonds issued pursuant to article five-C and article five-F of
46 this chapter for the purpose of lease purchases and installment



1 purchases by or for state agencies and institutions for personal or real
2 property purposes.

3 5. The amount expended from such fund for the above-stated purposes
4 shall be charged against the agency [or], political [subdivisions]
5 subdivision, public authority or public benefit corporation above
6 receiving such food, supplies, equipment and services and all payments
7 received therefor shall be credited to such fund.

8 § 2. Section 3 of chapter 410 of the laws of 2009, amending the state
9 finance law relating to authorizing the aggregate purchases of energy
10 for state agencies, institutions, local governments, public authorities
11 and public benefit corporations, as amended by section 1 of part G of
12 chapter 55 of the laws of 2014, is amended to read as follows:

13 § 3. This act shall take effect immediately and shall expire and be
14 deemed repealed July 31, [2019] 2024.

15 § 3. Section 9 of subpart A of part C of chapter 97 of the laws of
16 2011, amending the state finance law and other laws relating to provid-
17 ing certain centralized service to political subdivisions and extending
18 the authority of the commissioner of general services to aggregate
19 purchases of energy for state agencies and political subdivisions, as
20 amended by section 2 of part G of chapter 55 of the laws of 2014, is
21 amended to read as follows:

22 § 9. This act shall take effect immediately, provided, however that:

23 1. sections [one,] four, five, six and seven of this act shall expire
24 and be deemed repealed July 31, [2019] 2024;

25 2. the amendments to subdivision 4 of section 97-g of the state
26 finance law made by section two of this act shall survive the expiration
27 and reversion of such subdivision as provided in section 3 of chapter
28 410 of the laws of 2009, as amended;

29 3. sections four, five, six and seven of this act shall apply to any
30 contract let or awarded on or after such effective date.

31 § 4. This act shall take effect immediately.

32 PART HH

33 Section 1. Subdivision 2 of section 9 of the public buildings law, as
34 amended by section 2 of part M of chapter 55 of the laws of 2015, is
35 amended to read as follows:

36 2. Notwithstanding any other provision of this law or any general or
37 special law, where there is a construction emergency, as defined by
38 subdivision one of this section, the commissioner of general services
39 may, upon written notice of such construction emergency from an author-
40 ized officer of the department or agency having jurisdiction of the
41 property, let emergency contracts for public work or the purchase of
42 supplies, materials or equipment without complying with formal compet-
43 itive bidding requirements, provided that all such contracts shall be
44 subject to the approval of the attorney general and the comptroller and
45 that no such contract shall exceed [six] nine hundred thousand dollars.
46 Such emergency contracts shall be let only for work necessary to remedy
47 or ameliorate a construction emergency.

48 § 2. Section 3 of chapter 674 of the laws of 1993, amending the public
49 buildings law relating to value limitations on contracts, as amended by
50 section 1 of part L of chapter 55 of the laws of 2017, is amended to
51 read as follows:

52 § 3. This act shall take effect immediately and shall remain in full
53 force and effect only until June 30, [2019] 2023.



1 § 3. This act shall take effect immediately; provided, however, that
2 the amendment to subdivision 2 of section 9 of the public buildings law
3 made by section one of this act shall not affect the expiration of such
4 subdivision and shall be deemed to expire therewith.

5 PART II

6 Intentionally Omitted

7 PART JJ

8 Intentionally Omitted

9 PART KK

10 Intentionally Omitted

11 PART LL

12 Intentionally Omitted

13 PART MM

14 Intentionally Omitted

15 PART NN

16 Intentionally Omitted

17 PART OO

18 Intentionally Omitted

19 PART PP

20 Intentionally Omitted

21 PART QQ

22 Intentionally Omitted

23 PART RR

24 Intentionally Omitted

25 PART SS

26 Section 1. Subdivision (a) of section 8019 of the civil practice law
27 and rules, as amended by chapter 773 of the laws of 1965, is amended to
28 read as follows:

29 (a) Application. The fees of a county clerk specified in this article
30 shall supersede the fees allowed by any other statute for the same
31 services, except in so far as the administrative code of the city of New
32 York sets forth different fees for the city register of the city of New
33 York and the county clerk of Richmond, and except that such fees do not
34 include the block fees as set out in the Nassau county administrative



1 code or the tax map number verification fees on instruments presented
2 for recording or filing as set out in the Suffolk county administrative
3 code, which are to be charged in addition to the fees specified in this
4 article. This subdivision does not apply to the fees specified in subdi-
5 vision (f) of section 8021.

6 § 2. Subparagraph (b) of paragraph 1 of subdivision (f) of section
7 8021 of the civil practice law and rules, as amended by chapter 784 of
8 the laws of 1983, is amended to read as follows:

9 (b) if the real estate is in the city of New York or the [county]
10 counties of Suffolk or Nassau, any block fees allowed by the administra-
11 tive code of the city of New York or the Nassau county administrative
12 code or any tax map number verification fees on instruments presented
13 for recording or filing allowed by the Suffolk county administrative
14 code;

15 § 3. This act shall take effect immediately.

16 PART TT

17 Intentionally Omitted

18 PART UU

19 Intentionally Omitted

20 PART VV

21 Section 1. The public service law is amended by adding a new article
22 1-A to read as follows:

23 ARTICLE 1-A

24 THE STATE OFFICE OF THE UTILITY CONSUMER ADVOCATE

25 Section 28-a. Definitions.

26 28-b. Establishment of the state office of the utility consumer
27 advocate.

28 28-c. Powers of the state office of the utility consumer advo-
29 cate.

30 28-d. Reports.

31 § 28-a. Definitions. When used in this article: (a) "Department"
32 means the department of public service.

33 (b) "Commission" means the public service commission.

34 (c) "Residential utility customer" means any person who is sold or
35 offered for sale residential utility service by a utility company.

36 (d) "Utility company" means any person or entity operating an agency
37 for public service, including, but not limited to, those persons or
38 entities subject to the jurisdiction, supervision and regulations
39 prescribed by or pursuant to the provisions of this chapter.

40 § 28-b. Establishment of the state office of the utility consumer
41 advocate. There is established the state office of the utility consumer
42 advocate to represent the interests of residential utility customers.
43 The utility consumer advocate shall be appointed by the governor to a
44 term of six years, upon the advice and consent of the senate. The utili-
45 ty consumer advocate shall possess knowledge and experience in matters
46 affecting residential utility customers and shall be responsible for the
47 direction, control, and operation of the state office of the utility
48 consumer advocate, including its hiring of staff and retention of
49 experts for analysis and testimony in proceedings. The utility consumer
50 advocate shall not be removed for cause, but may be removed only after



1 notice and opportunity to be heard, and only for permanent disability,
2 malfeasance, a felony, or conduct involving moral turpitude. Exercise of
3 independent judgment in advocating positions on behalf of residential
4 utility customers shall not constitute cause for removal of the utility
5 consumer advocate.

6 § 28-c. Powers of the state office of the utility consumer advocate.
7 The state office of the utility consumer advocate shall have the power
8 and duty to: (a) initiate, intervene in, or participate on behalf of
9 residential utility customers in any proceedings before the commission,
10 the federal energy regulatory commission, the federal communications
11 commission, federal, state and local administrative and regulatory agen-
12 cies, and state and federal courts in any matter or proceeding that may
13 substantially affect the interests of residential utility customers,
14 including, but not limited to, a proposed change of rates, charges,
15 terms and conditions of service, the adoption of rules, regulations,
16 guidelines, orders, standards or final policy decisions where the utili-
17 ty consumer advocate deems such initiation, intervention or partic-
18 ipation to be necessary or appropriate;

19 (b) represent the interests of residential utility customers of the
20 state before federal, state and local administrative and regulatory
21 agencies engaged in the regulation of energy, telecommunications, water,
22 and other utility services, and before state and federal courts in
23 actions and proceedings to review the actions of utilities or orders of
24 utility regulatory agencies. Any action or proceeding brought by the
25 utility consumer advocate before a court or an agency shall be brought
26 in the name of the state office of the utility consumer advocate. The
27 utility consumer advocate may join with a residential utility customer
28 or group of residential utility customers in bringing an action;

29 (c) (i) in addition to any other authority conferred upon the utility
30 consumer advocate, he or she is authorized, and it shall be his or her
31 duty to represent the interests of residential utility customers as a
32 party, or otherwise participate for the purpose of representing the
33 interests of such customers before any agencies or courts. He or she may
34 initiate proceedings if in his or her judgment doing so may be necessary
35 in connection with any matter involving the actions or regulation of
36 public utility companies whether on appeal or otherwise initiated. The
37 utility consumer advocate may monitor all cases before regulatory agen-
38 cies in the United States, including the federal communications commis-
39 sion and the federal energy regulatory commission that affect the inter-
40 ests of residential utility customers of the state and may formally
41 participate in those proceedings which in his or her judgment warrants
42 such participation.

43 (ii) the utility consumer advocate shall exercise his or her independ-
44 ent discretion in determining the interests of residential utility
45 customers that will be advocated in any proceeding, and determining
46 whether to participate in or initiate any proceeding and, in so deter-
47 mining, shall consider the public interest, the resources available, and
48 the substantiality of the effect of the proceeding on the interest of
49 residential utility customers;

50 (d) request and receive from any state or local authority, agency,
51 department or division of the state or political subdivision such
52 assistance, personnel, information, books, records, other documentation
53 and cooperation necessary to perform its duties; and

54 (e) enter into cooperative agreements with other government offices to
55 efficiently carry out its work.



1 § 28-d. Reports. On July first, two thousand twenty and annually ther-
2 eafter, the state office of the utility consumer advocate shall issue a
3 report to the governor and the legislature, and make such report avail-
4 able to the public free of charge on a publicly available website,
5 containing, but not limited to, the following information:

6 (a) all proceedings that the state office of the utility consumer
7 advocate participated in and the outcome of such proceedings, to the
8 extent of such outcome and if not confidential;

9 (b) estimated savings to residential utility consumers that resulted
10 from intervention by the state office of the utility consumer advocate;
11 and

12 (c) policy recommendations and suggested statutory amendments that the
13 state office of the utility consumer advocate deems necessary.

14 § 2. This act shall take effect on the first of April next succeeding
15 the date on which it shall have become a law.

16 PART WW

17 Section 1. The public service law is amended by adding a new section
18 24-c to read as follows:

19 § 24-c. Utility intervenor reimbursement. 1. As used in this
20 section, the following terms shall have the following meanings:

21 (a) "Compensation" means payment from the utility intervenor account
22 fund established by section ninety-seven-ssss of the state finance law,
23 for all or part, as determined by the department, of reasonable advo-
24 cate's fees, reasonable expert witness fees, and other reasonable costs
25 for preparation and participation in a proceeding.

26 (b) "Participant" means a group of persons that apply jointly for an
27 award of compensation under this section and who represent the interests
28 of a significant number of residential or small business customers, or a
29 not-for-profit organization in this state authorized pursuant to its
30 articles of incorporation or bylaws to represent the interests of resi-
31 dential or small business utility customers. For purposes of this
32 section, a participant does not include a non-profit organization or
33 other organization whose principal interests are the welfare of a public
34 utility or its investors or employees, or the welfare of one or more
35 businesses or industries which receive utility service ordinarily and
36 primarily for use in connection with the profit-seeking manufacture,
37 sale, or distribution of goods or services.

38 (c) "Other reasonable costs" means reasonable out-of-pocket expenses
39 directly incurred by a participant that are directly related to the
40 contentions or recommendations made by the participant that resulted in
41 a substantial contribution.

42 (d) "Party" means any interested party, respondent public utility, or
43 commission staff in a hearing or proceeding.

44 (e) "Proceeding" means a complaint, or investigation, rulemaking, or
45 other formal proceeding before the commission, or alternative dispute
46 resolution procedures in lieu of formal proceedings as may be sponsored
47 or endorsed by the commission, provided however such proceedings shall
48 be limited to those relating to public utilities that distribute and
49 deliver gas, electricity, or steam within this state and having annual
50 revenues in excess of two hundred million dollars arising under and
51 proceeding pursuant to the following articles of this chapter: (1) the
52 regulation of the price of gas and electricity, pursuant to article four
53 of this chapter; (2) the regulation of the price of steam, pursuant to
54 article four-A of this chapter; (3) the submetering, remetering or



1 resale of electricity to residential premises, pursuant to section
2 sixty-five and sixty-six of this chapter, and pursuant to regulations
3 regarding the submetering, remetering, or resale of electricity adopted
4 by the commission; and (4) such sections of this chapter as are applica-
5 ble to a proceeding in which the commission makes a finding on the
6 record that the public interest requires the reimbursement of utility
7 intervenor fees pursuant to this section.

8 (f) "Significant financial hardship" means that the participant will
9 be unable to afford, without undue hardship, to pay the costs of effec-
10 tive participation, including advocate's fees, expert witness fees, and
11 other reasonable costs of participation.

12 (g) "Small business" means a business with a gross annual revenue of
13 two hundred fifty thousand dollars or less.

14 (h) "Substantial contribution" means that, in the judgment of the
15 department, the participant's application may substantially assist the
16 commission in making its decision because the decision may adopt in
17 whole or in part one or more factual contentions, legal contentions, or
18 specific policy or procedural recommendations that will be presented by
19 the participant.

20 2. A participant may apply for an award of compensation under this
21 section in a proceeding in which such participant has sought active
22 party status as defined by the department. The department shall deter-
23 mine appropriate procedures for accepting and responding to such appli-
24 cations. At the time of application, such participant shall serve on
25 every party to the proceeding notice of intent to apply for an award of
26 compensation.

27 An application shall include:

28 (a) A statement of the nature and extent and the factual and legal
29 basis of the participant's planned participation in the proceeding as
30 far as it is possible to describe such participation with reasonable
31 specificity at the time the application is filed.

32 (b) At minimum, a reasonably detailed description of anticipated advo-
33 cates and expert witness fees and other costs of preparation and partic-
34 ipation that the participant expects to request as compensation.

35 (c) If participation or intervention will impose a significant finan-
36 cial hardship and the participant seeks payment in advance to an award
37 of compensation in order to initiate, continue or complete participation
38 in the hearing or proceeding, such participant must include evidence of
39 such significant financial hardship in its application.

40 (d) Any other requirements as required by the department.

41 3. (a) Within thirty days after the filing of an application the
42 department shall issue a decision that determines whether or not the
43 participant may make a substantial contribution to the final decision in
44 the hearing or proceeding. If the department finds that the participant
45 requesting compensation may make a substantial contribution, the depart-
46 ment shall describe this substantial contribution and determine the
47 amount of compensation to be paid pursuant to subdivision four of this
48 section.

49 (b) Notwithstanding subdivision four of this section, if the depart-
50 ment finds that the participant has a significant financial hardship,
51 the department may direct the public utility or utilities subject to the
52 proceeding to pay all or part of the compensation to the department to
53 be provided to the participant prior to the end of the proceeding. In
54 the event that the participant discontinues its participation in the
55 proceeding without the consent of the department, the department shall
56 be entitled to, in whole or in part, recover any payments made to such



1 participant to be refunded to the public utility or utilities that
2 provided such payment.

3 (c) The computation of compensation pursuant to paragraph (a) of this
4 subdivision shall take into consideration the market rates paid to
5 persons of comparable training and experience who offer similar
6 services. The compensation awarded may not, in any case, exceed the
7 comparable market rate for services paid by the department or the public
8 utility, whichever is greater, to persons of comparable training and
9 experience who are offering similar services.

10 (d) Any compensation awarded to a participant and not used by such
11 participant shall be returned to the department for refund to the public
12 utility or utilities that provided such payment.

13 (e) The department shall require that participants seeking payment
14 maintain an itemized record of all expenditures incurred as a result of
15 such proceeding.

16 (i) The department may use the itemized record of expenses to verify
17 the claim of financial hardship by a participant seeking payment pursu-
18 ant to paragraph (c) of subdivision two of this section.

19 (ii) The department may use the record of expenditures in determining,
20 after the completion of a proceeding, if any unused funds remain.

21 (iii) The department shall preserve the confidentiality of the partic-
22 ipant's records in making any audit or determining the availability of
23 funds after the completion of a proceeding.

24 (f) In the event that the department finds that two or more partic-
25 ipants' applications have substantially similar interests, the depart-
26 ment may require such participants to apply jointly in order to receive
27 compensation.

28 4. Any compensation pursuant to this section shall be paid at the
29 conclusion of the proceeding by the public utility or utilities subject
30 to the proceeding within thirty days. Such compensation shall be remit-
31 ted to the department which shall then remit such compensation to the
32 participant.

33 5. The department shall deny any award to any participant who attempts
34 to delay or obstruct the orderly and timely fulfillment of the depart-
35 ment's responsibilities.

36 § 2. The state finance law is amended by adding a new section 97-ssss
37 to read as follows:

38 § 97-ssss. Utility intervenor account. 1. There is hereby established
39 in the joint custody of the state comptroller and the commissioner of
40 taxation and finance a fund to be known as the utility intervenor
41 account.

42 2. Such account shall consist of all utility intervenor reimbursement
43 monies received from utilities pursuant to section twenty-four-c of the
44 public service law.

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

47 PART XX

48 Section 1. Section 1-104 of the election law is amended by adding a
49 new subdivision 38 to read as follows:

50 38. "Computer generated registration list" means a printed or elec-
51 tronic list of voters in alphabetical order for a single election
52 district or poll site, generated from a computer registration file for
53 each election and containing for each voter listed, a facsimile of the
54 signature of the voter. Such a list may be in a single volume or in more



1 than one volume. The list may be utilized in place of registration poll
2 records, to establish a person's eligibility to vote in the polling
3 place on election day.

4 (a) The state board of elections shall promulgate minimum security
5 standards for any electronic device, and any network or system to which
6 the electronic device is connected, that is used to store or otherwise
7 access a computer generated registration list, and shall also promulgate
8 a list of devices that are approved for use. No local board of elections
9 shall be permitted to use such a device unless the state board of
10 elections has previously approved the device for use and has certified
11 that the network or system to which the electronic device is connected
12 is compliant with the minimum security standards.

13 (b) The minimum security standards for such devices shall be commensu-
14 rate with the level of security risk applicable to such devices and
15 shall specifically take into account any security risk associated with
16 voting equipment-related supply chains in addition to any other applica-
17 ble security risk.

18 (c) The state board of elections shall promulgate minimum redundancy
19 procedures to ensure a list of registration records is available that
20 provides necessary information in a compressed format to ensure voting
21 continues if the electronic computer generated registration system
22 becomes unavailable for any poll site or election district that utilizes
23 such an electronic computer generated registration list.

24 § 2. Subdivision 1 of section 4-128 of the election law, as amended by
25 chapter 125 of the laws of 2011, is amended to read as follows:

26 1. The board of elections of each county shall provide the requisite
27 number of official and facsimile ballots, two cards of instruction to
28 voters in the form prescribed by the state board of elections, at least
29 one copy of the instruction booklet for inspectors, a sufficient number
30 of maps, street finders or other descriptions of all of the polling
31 places and election districts within the political subdivision in which
32 the polling place is located to enable the election inspectors and poll
33 clerks to determine the correct election district and polling place for
34 each street address within the political subdivision in which the poll-
35 ing place is located, distance markers, tally sheets and return blanks,
36 pens, [black ink, or ball point pens with black ink,] pencils [having
37 black lead], or other appropriate marking devices, envelopes for the
38 ballots of voters whose registration poll records are not in the ledger
39 or whose names are not [on] in the computer generated registration list,
40 envelopes for returns, identification buttons, badges or emblems for the
41 inspectors and clerks in the form prescribed by the state board of
42 elections and such other articles of stationery as may be necessary for
43 the proper conduct of elections, except that when a town, city or
44 village holds an election not conducted by the board of elections, the
45 clerk of such town, city or village, shall provide such official and
46 facsimile ballots and the necessary blanks, supplies and stationery for
47 such election.

48 § 3. Subdivision c of section 4-132 of the election law, as amended by
49 chapter 164 of the laws of 1985, is amended to read as follows:

50 c. A booth or device in each election district for the use of voters
51 marking ballots. Such booth or device shall be so constructed as to
52 permit the voter to mark his or her ballot in secrecy and shall be
53 furnished at all times with [a pencil having black lead only] an appro-
54 priate marking device.

55 § 4. Section 4-134 of the election law, the section heading as amended
56 by chapter 373 of the laws of 1978, subdivisions 1 and 3 as amended by



chapter 163 of the laws of 2010, subdivision 2 as amended by chapter 425 of the laws of 1986, and subdivisions 5 and 6 as amended by chapter 635 of the laws of 1990, is amended to read as follows:

§ 4-134. Preparation and delivery of ballots, supplies and equipment for use at elections. 1. The board of elections shall deliver, at its office, to the clerk of each town or city in the county, except the cities of New York, Buffalo and Rochester and to the clerk of each village in the county in which elections are conducted by the board of elections, by the Saturday before the primary, general, village or other election for which they are required: the official and sample ballots; ledgers prepared for delivery in the manner provided in subdivision two of this section and containing the registration poll records of all persons entitled to vote at such election in such town, city or village, or computer generated registration lists containing the names of all persons entitled to vote at such election in such town, city or village; challenge reports prepared as directed by this chapter; sufficient applications for registration by mail; sufficient ledger seals and other supplies and equipment required by this article to be provided by the board of elections for each polling place in such town, city or village. The town, city or village clerk shall call at the office of such board of elections at such time and receive such ballots, supplies and equipment. In the cities of New York, Buffalo and Rochester the board of elections shall cause such ballots, supplies and equipment to be delivered to the board of inspectors of each election district approximately one-half hour before the opening of the polls for voting, and shall take receipts therefor.

2. The board of elections shall provide for each election district a ledger or ledgers containing the registration poll records or [printed] lists with computer generated facsimile signatures, of all persons entitled to vote in such election district at such election. Such ledgers shall be labelled, sealed, locked and transported in locked carrying cases. After leaving the board of elections no such carrying case shall be unlocked except at the time and in the manner provided in this chapter.

3. [Any envelope containing absentee voters' ballots on which the blanks have not been properly filled in shall be stamped to indicate the defect and shall be preserved by the board for at least one year after the receipt thereof.

4.] Each kind of official ballot shall be arranged in a package in the consecutive order of the numbers printed on the stubs thereof beginning with number one. All official and sample ballots for each election district shall be in separate sealed packages, clearly marked on the outside thereof, with the number and kind of ballots contained therein and indorsed with the designation of the election district for which they were prepared. The other supplies provided for each election district also shall be [inclosed] enclosed in a sealed package, or packages, with a label on the outside thereof showing the contents of each package.

[5. Each town, city and village clerk receiving such packages shall cause all] 4. All such packages so received and marked for any election district [to] shall be delivered unopened and with the seals thereof unbroken to the inspectors of election of such election districts at least [one-half] one hour before the opening of the polls of such election therein, [and] who shall [take] give a receipt therefor specifying the number and kind of packages delivered. [At the same time each such clerk shall cause to be delivered to such inspectors the equipment



1 described in subdivision two of this section and shall cause a receipt
2 to be taken therefor.

3 6.] 5. Town, city and village clerks required to provide official and
4 sample ballots, registration records, seals, supplies and equipment, as
5 described in this section, for town, city and village elections not
6 conducted by the board of elections, shall in like manner, deliver them
7 to the inspectors or presiding officers of the election at each polling
8 place at which such meetings and elections are held, respectively, in
9 like sealed packages marked on the outside in like manner, and shall
10 take receipts therefor in like manner.

11 § 5. Subdivision 1 of section 5-302 of the election law, as separately
12 amended by chapter 164 and chapter 558 of the laws of 1985, is amended
13 to read as follows:

14 1. Before placing the registration poll record in the poll ledger or
15 in the computer generated registration list, the board shall enter in
16 the space provided therefor [on the back of such registration poll
17 record] the name of the party designated by the voter on his application
18 form, provided such party continues to be a party as defined in this
19 law. If such party ceases to be a party at any time, either before or
20 after such enrollment is so entered, the enrollment of such voter shall
21 be deemed to be blank and shall be entered as such until such voter
22 files an application for change of enrollment pursuant to the provisions
23 of this chapter. [In the city of New York the board shall also affix a
24 gummed sticker of a different color for each party in a place on such
25 registration poll record immediately adjacent to such entry.] The board
26 shall enter the date of such entry and affix initials thereto in the
27 space provided.

28 § 6. Paragraph c of subdivision 3 of section 5-506 of the election
29 law, as amended by chapter 659 of the laws of 1994, is amended to read
30 as follows:

31 c. The computer generated registration list prepared for each election
32 in each election district shall be [printed by a printer] prepared in a
33 manner which meets or exceeds standards for clarity and speed of
34 [reproduction] production established by the state board of elections,
35 shall be in a form approved by such board, shall include the names of
36 all voters eligible to vote in such election and shall be in alphabet-
37 ical order, except that, at a primary election, the names of the voters
38 enrolled in each political party may be placed in a separate part of the
39 list or in a separate list, as the board of elections in its discretion,
40 may determine. Such list shall contain, adjacent to each voter's name,
41 or in a space so designated, at least the following: street address,
42 date of birth, party enrollment, year of registration, a computer
43 reproduced facsimile of the voter's signature or an indication that the
44 voter is unable to sign his name, a place for the voter to sign his name
45 at such election and a place for the inspectors to mark the voting
46 machine number, the public counter number [and] if any, or the number of
47 any paper ballots given the voter.

48 § 7. Subdivision 2 of section 8-202 of the election law, as amended by
49 chapter 164 of the laws of 2010, is amended to read as follows:

50 2. The exterior of any ballot scanner, ballot marking device and
51 privacy booth and every part of the polling place shall be in plain view
52 of the election inspectors and watchers. The ballot scanners, ballot
53 marking devices, and privacy booths shall be placed at least four feet
54 from the table used by the inspectors in charge of the poll [books]
55 ledger or computer generated registration list. The guard-rail shall be
56 at least three feet from the machine and the table used by the inspec-



tors. The election inspectors shall not themselves be, or allow any other person to be, in any position or near any position, that will permit one to see or ascertain how a voter votes, or how he or she has voted nor shall they permit any other person to be less than three feet from the ballot scanner, ballot marking device, or privacy booth while occupied. The election inspectors or clerks attending the ballot scanner, ballot marking device, or privacy booth shall regularly inspect the face of the ballot scanner, ballot marking device, or the interior of the privacy booth to see that the ballot scanner, ballot marking device, or privacy booth has not been damaged or tampered with. During elections the door or other covering of the counter compartment of the machine shall not be unlocked or opened except by a member of the board of elections, a voting machine custodian or any other person upon the specific instructions of the board of elections.

§ 8. Subdivisions 2, 2-a, 3, 4 and 5 of section 8-302 of the election law, subdivision 2-a as added by chapter 179 of the laws of 2005, subdivisions 3 and 4 as amended by chapter 200 of the laws of 1996, the opening paragraph of paragraph (e) of subdivision 3 as amended by chapter 125 of the laws of 2011 and subparagraph (ii) of paragraph (e) of subdivision 3 as separately amended by chapters 3 and 6 of the laws of 2019, are amended to read as follows:

2. The voter shall give [his] the voter's name and [his] the voter's residence address to the inspectors. An inspector shall then loudly and distinctly announce the name and residence of the voter.

2-a. (a) If a voter's name appears in the ledger or computer generated registration list with a notation indicating that the voter's identity was not yet verified as required by the federal Help America Vote Act, the inspector shall require that the voter produce one of the following types of identification before permitting the voter to cast his or her vote on the voting machine:

(i) a driver's license or department of motor vehicles non-driver photo ID card or other current and valid photo identification;

(ii) a copy of a current utility bill, bank statement, government check, paycheck or other government document that shows the name and address of the voter.

(b) If the voter produces an identification document listed in paragraph (a) of this subdivision, the inspector shall indicate so in the ledger or computer generated registration list, the voter will be deemed verified as required by the federal Help America Vote Act and the voter shall be permitted to cast his or her vote on the voting machine.

(c) If the voter does not produce an identification document listed in paragraph (a) of this subdivision, the voter shall only be entitled to vote by affidavit ballot unless a court order provides otherwise.

3. (a) If an applicant is challenged, the board, without delay, shall either enter his name in the second section of the challenge report together with the other entries required to be made in such section opposite the applicant's name or make an entry next to [his] the voter's name [on] in the computer generated registration list or in the place provided [at the end of] in the computer generated registration list.

(b) A person who claims to have moved to a new address within the election district in which he or she is registered to vote shall be permitted to vote in the same manner as other voters unless challenged on other grounds. The inspectors shall enter the names and new addresses of all such persons in either the first section of the challenge report or in the place provided [at the end of] in the computer generated registration list and shall also enter the new address next to such



1 person's address on such computer generated registration list. When the
2 registration poll records of persons who have voted from new addresses
3 within the same election district are returned to the board of
4 elections, such board shall change the addresses on the face of such
5 registration poll records without completely obliterating the old
6 addresses and shall enter such new addresses and the new addresses for
7 any such persons whose names were [on] in computer generated registra-
8 tion lists into its computer records for such persons.

9 (c) A person who claims a changed name shall be permitted to vote in
10 the same manner as other voters unless challenged on other grounds. The
11 inspectors shall either enter the names of all such persons in the first
12 section of the challenge report or in the place provided [at the end of]
13 in the computer generated registration list, in the form in which they
14 are registered, followed in parentheses by the name as changed or enter
15 the name as changed next to such voter's name on the computer generated
16 registration list. The voter shall sign first on the registration poll
17 record or [on] in the computer generated registration list, the name
18 under which the voter is registered and, immediately above it, the new
19 name, provided that [on] in such [a computer generated] registration
20 list, the new name may be signed in the place provided [at the end of
21 such list]. When the registration poll record of a person who has voted
22 under a new name is returned to the board of elections, such board shall
23 change [his] the voter's name on the face of each [of his] registration
24 [records] record without completely obliterating the old one, and there-
25 after such person shall vote only under his or her new name. If a voter
26 has signed a new name [on] in a computer generated registration list,
27 such board shall enter such voter's new name and new signature in such
28 voter's computer record.

29 (d) If an applicant requests assistance in voting and qualifies there-
30 for, the board shall provide assistance as directed by this chapter, and
31 shall without delay either enter such applicant's name and the other
32 entries required in the third section of the challenge report or make an
33 entry next to such applicant's name [on] in the computer generated
34 registration list or in the place provided [at the end of the computer
35 generated] in such registration list.

36 (e) Whenever a voter presents himself or herself and offers to cast a
37 ballot, and he or she claims to live in the election district in which
38 he or she seeks to vote but no registration poll record can be found for
39 him or her in the poll ledger or his or her name does not appear [on] in
40 the computer generated registration list or his or her signature does
41 not appear next to his or her name [on] in such [computer generated]
42 registration list or his or her registration poll record or the computer
43 generated registration list does not show him or her to be enrolled in
44 the party in which he or she claims to be enrolled, a poll clerk or
45 election inspector shall consult a map, street finder or other
46 description of all of the polling places and election districts within
47 the political subdivision in which said election district is located and
48 if necessary, contact the board of elections to obtain the relevant
49 information and advise the voter of the correct polling place and
50 election district for the residence address provided by the voter to
51 such poll clerk or election inspector. Thereafter, such voter shall be
52 permitted to vote in said election district only as hereinafter
53 provided:

54 (i) He or she may present a court order requiring that he or she be
55 permitted to vote. At a primary election, such a court order must speci-
56 fy the party in which the voter is permitted to vote. [He] The voter



1 shall be required to sign [his] their full name on top of the first page
2 of such order, together with [his] the voter's registration serial
3 number, if any, and [his] the voter's name and the other entries
4 required shall then be entered without delay in the fourth section of
5 the challenge report or in the place provided [at the end of] in the
6 computer generated registration list, or, if such person's name appears
7 on [the computer generated] such registration list, the board of
8 elections may provide a place to make such entry next to his or her name
9 on such list. The voter shall then be permitted to vote in the manner
10 otherwise prescribed for voters whose registration poll records are
11 found in the ledger or whose names are found on the computer generated
12 registration list; or

13 (ii) He or she may swear to and subscribe an affidavit stating that he
14 or she has duly registered to vote, the address in such election
15 district from which he or she registered, that he or she remains a duly
16 qualified voter in such election district, that his or her registration
17 poll record appears to be lost or misplaced or that his or her name
18 and/or his or her signature was omitted from the computer generated
19 registration list or such record indicates the voter already voted when
20 he or she did not do so or that he or she has moved within New York
21 state since he or she last registered, the address from which he or she
22 was previously registered and the address at which he or she currently
23 resides, and at a primary election, the party in which he or she is
24 enrolled. The inspectors of election shall offer such an affidavit to
25 each such voter whose residence address is in such election district.
26 Each such affidavit shall be in a form prescribed by the state board of
27 elections, shall be printed on an envelope of the size and quality used
28 for an absentee ballot envelope, and shall contain an acknowledgment
29 that the affiant understands that any false statement made therein is
30 perjury punishable according to law. Such form prescribed by the state
31 board of elections shall request information required to register such
32 voter should the county board determine that such voter is not regis-
33 tered and shall constitute an application to register to vote. The
34 voter's name and the entries required shall then be entered without
35 delay and without further inquiry in the fourth section of the challenge
36 report or in the place provided [at the end of] in the computer gener-
37 ated registration list, with the notation that the voter has executed
38 the affidavit hereinabove prescribed, or, if such person's name appears
39 [on the computer generated] in such registration list, the board of
40 elections may provide a place to make such entry next to his or her name
41 [on] in such list. The voter shall then, without further inquiry, be
42 permitted to vote an affidavit ballot provided for by this chapter. Such
43 ballot shall thereupon be placed in the envelope containing his or her
44 affidavit, and the envelope sealed and returned to the board of
45 elections in the manner provided by this chapter for protested official
46 ballots, including a statement of the number of such ballots.

47 4. At a primary election, a voter whose registration poll record is in
48 the ledger or computer generated registration list shall be permitted to
49 vote only in the primary of the party in which such record shows [him]
50 the voter to be enrolled unless [he] the voter shall present a court
51 order pursuant to the provisions of subparagraph (i) of paragraph (e) of
52 subdivision three of this section requiring that [he] the voter be
53 permitted to vote in the primary of another party, or unless [he] the
54 voter shall present a certificate of enrollment issued by the board of
55 elections, not earlier than one month before such primary election,
56 pursuant to the provisions of this chapter which certifies that [he] the



1 voter is enrolled in a party other than the one in which such record
2 shows [him] the voter to be enrolled, or unless he or she shall
3 subscribe an affidavit pursuant to the provisions of subparagraph (ii)
4 of paragraph (e) of subdivision three of this section.

5 5. Except for voters unable to sign their names, no person shall be
6 permitted to vote without first identifying himself or herself as
7 required by this chapter.

8 § 9. Subdivisions 1, 2 and 3 of section 8-304 of the election law,
9 subdivisions 1 and 2 as amended by chapter 425 of the laws of 1986, are
10 amended to read as follows:

11 1. A person before being allowed to vote shall be required, except as
12 provided in this chapter, to sign his or her name on the back of his or
13 her registration poll record on the first line reserved for his or her
14 signature at the time of election which is not filled with a previous
15 signature, or [on the line of] in the space provided in the computer
16 generated registration list reserved for [his] the voter's signature.
17 The two inspectors in charge shall satisfy themselves by a comparison of
18 this signature with [his] the voter's registration signature and by
19 comparison of [his] the voter's appearance with the descriptive material
20 on the face of the registration poll record that [he] the voter is the
21 person registered. If they are so satisfied they shall enter the other
22 information required for the election on the same line with the voter's
23 latest signature, shall sign their names or initials in the spaces
24 provided therefor, and shall permit the applicant to vote. Any inspector
25 or inspectors not satisfied shall challenge the applicant forthwith.

26 2. If a person who alleges [his] an inability to sign his or her name
27 presents himself or herself to vote, the board of inspectors shall
28 permit [him] such person to vote, unless challenged on other grounds,
29 provided [he] the voter had been permitted to register without signing
30 [his] the voter's name. The board shall enter the words "Unable to Sign"
31 in the space on [his] the voter's registration poll record reserved for
32 [his] the voter's signature or on the line [of] or space the computer
33 generated registration list reserved for [his] the voter's signature at
34 such election. If [his] the voter's signature appears upon [his] the
35 voter's registration record or [upon] in the computer generated regis-
36 tration list the board shall challenge [him] the voter forthwith, except
37 that if such a person claims that he or she is unable to sign his or her
38 name by reason of a physical disability incurred since [his] the voter's
39 registration, the board, if convinced of the existence of such disabili-
40 ty, shall permit him or her to vote, shall enter the words "Unable to
41 Sign" and a brief description of such disability in the space reserved
42 for [his] the voter's signature at such election. At each subsequent
43 election, if such disability still exists, [he] the voter shall be enti-
44 tled to vote without signing [his] their name and the board of inspec-
45 tors, without further notation, shall enter the words "Unable to Sign"
46 in the space reserved for [his] the voter's signature at such election.

47 3. The voter's facsimile signature [made by him upon registration and
48 his signature made at subsequent elections] shall be effectively
49 concealed from the voter by a blotter or [piece of opaque paper] other
50 means until after the voter shall have completed [his] the signature.

51 § 10. Subdivision 3 of section 8-306 of the election law, as amended
52 by chapter 154 of the laws of 1991, is amended to read as follows:

53 3. Any voter who requires assistance to vote by reason of blindness,
54 disability or inability to read or write may be given assistance by a
55 person of the voter's choice, other than the voter's employer or agent
56 of the employer or officer or agent of the voter's union. A voter enti-



1 tled to assistance in voting who does not select a particular person may
2 be assisted by two election inspectors not of the same political faith.
3 The inspectors or person assisting a voter shall enter the voting
4 machine or booth with [him] the voter, help [him] the voter in the prep-
5 aration of [his] the voter's ballot and, if necessary, in the return of
6 the voted ballot to the inspectors for deposit in the ballot box. The
7 inspectors shall enter in the [remarks space on the registration poll
8 card of an assisted voter, or next to the name of] space provided for
9 such voter [on] in the computer generated registration list, the name of
10 each officer or person rendering such assistance.

11 § 11. Subdivision 2 of section 8-508 of the election law, as amended
12 by chapter 200 of the laws of 1996, paragraph (b) as amended by chapter
13 6 of the laws of 2019, is amended to read as follows:

14 2. (a) The first section of such report shall be reserved for the
15 inspectors of election to enter the name, address and registration seri-
16 al number of each person who claims a change in name, or a change of
17 address within the election district, together with the new name or
18 address of each such person. In lieu of preparing section one of the
19 challenge list, the board of elections may provide, next to the name of
20 each voter [on] in the computer generated registration list, a place for
21 the inspectors of election to record the information required to be
22 entered in such section one, or provide [at the end of such computer
23 generated] elsewhere in such registration list, a place for the inspec-
24 tors of election to enter such information.

25 (b) The second section of such report shall be reserved for the board
26 of inspectors to enter the name, address and registration serial number
27 of each person who is challenged at the time of voting together with the
28 reason for the challenge. If no voters are challenged, the board of
29 inspectors shall enter the words "No Challenges" across the space
30 reserved for such names. In lieu of preparing section two of the chal-
31 lenge report, the board of elections may provide, next to the name of
32 each voter [on] in the computer generated registration list, a place for
33 the inspectors of election to record the information required to be
34 entered in such section two, or provide [at the end of such computer
35 generated] elsewhere in such registration list, a place for the inspec-
36 tors of election to enter such information.

37 (c) The third section of such report shall be reserved for the board
38 of inspectors to enter the name, address and registration serial number
39 of each voter given assistance, together with the reason the voter was
40 allowed assistance, the name of the person giving such assistance and
41 his address if not an inspector. If no voters are given assistance, the
42 board of inspectors shall enter the words "No Assistance" across the
43 space reserved for such names. In lieu of providing section three of the
44 challenge report, the board of elections may provide, next to the name
45 of each voter [on] in the computer generated registration list, a place
46 for the inspectors of election to record the information required to be
47 entered in such section three, or provide [at the end of such computer
48 generated] elsewhere in such registration list, a place for the inspec-
49 tors of election to enter such information.

50 (d) The fourth section of such report shall be reserved for the board
51 of inspectors to enter the name, address and registration serial number
52 of each person who was permitted to vote pursuant to a court order, or
53 to vote on a paper ballot which was inserted in an affidavit envelope.
54 If there are no such names, such board shall enter the word "None"
55 across the space provided for such names. In lieu of providing section
56 four of such report, the board of elections may provide, next to the

1 name of each voter [on] in the computer generated registration list, a
2 place for the inspectors of election to record the information required
3 to be entered in such section four, or provide [at the end of the
4 computer generated] elsewhere in such registration list, a place for the
5 inspectors of election to enter such information.

6 (e) At the foot of such report [and] or at the end of any such comput-
7 er generated registration list, if applicable, shall be [printed] a
8 certificate that such report or list contains the names of all persons
9 who were challenged on the day of election, and that each voter so
10 reported as having been challenged took the oaths as required, that such
11 report or list contains the names of all voters to whom such board gave
12 or allowed assistance and lists the nature of the disability which
13 required such assistance to be given and the names and family relation-
14 ship, if any, to the voter of the persons by whom such assistance was
15 rendered; that each such assisted voter informed such board under oath
16 that he required such assistance and that each person rendering such
17 assistance took the required oath; that such report or list contains the
18 names of all voters who were permitted to vote although their registra-
19 tion poll records were missing; that the entries made by such board are
20 a true and accurate record of its proceedings with respect to the
21 persons named in such report or list.

22 (f) Upon the return of such report [and] or lists to the board of
23 elections, it shall complete the investigation of voting qualifications
24 of all persons named in the second section thereof or for whom entries
25 were placed [on] in such computer generated registration lists in lieu
26 of the preparation of the second section of the challenge report, and
27 shall forthwith proceed to cancel the registration of any person who, as
28 noted upon such report, or in such list, was challenged at such election
29 and refused either to take a challenge oath or to answer any challenge
30 question.

31 (g) The state board of elections shall prescribe a form of challenge
32 report for use pursuant to the provisions of this section. Such form may
33 require the insertion of such other information as the state board shall
34 deem appropriate.

35 § 12. Section 8-510 of the election law, the section heading as
36 amended by chapter 373 of the laws of 1978, subdivision 1 as amended by
37 chapter 200 of the laws of 1996, and subdivision 3 as amended by chapter
38 43 of the laws of 1988, is amended to read as follows:

39 § 8-510. Challenge report; completion of and [closing of registration
40 poll ledgers] procedure after. 1. Immediately after the close of the
41 polls the board of inspectors of election shall verify the entries which
42 it has made on the challenge report or [at the end of the] in the spaces
43 provided in the computer generated registration list by comparing such
44 entries with the information appearing on the registration poll records
45 of the affected voters or the information appearing [next to the names
46 of such voters on] in the spaces provided in the computer generated
47 registration list. If it has made no entries in section two, three or
48 four of such report it shall write across or note in such section the
49 words "No challenges", "No assistance" or "None", as the case may be, as
50 directed in this chapter.

51 2. After completing such report the inspectors shall sign [the] a
52 certificate [at the end of] in the spaces provided by the county board
53 of elections for such report.

54 3. The inspectors shall place such completed report, and each court
55 order, if any, directing that a person be permitted to vote, [inside a]
56 in the secure container provided by the county board of elections for

1 such ledger of registration records or computer generated registration
2 lists [between the front cover, and the first registration record] and
3 then shall close and seal each ledger of registration records or comput-
4 er generated registration lists, [affix their signature to the seal,]
5 lock such ledger in the carrying case furnished for that purpose and
6 enclose the keys in a sealed package or seal such list in the envelope
7 provided for that purpose.

8 § 13. Clauses (C) and (D) of subparagraph (i) of paragraph (a) of
9 subdivision 2 of section 9-209 of the election law, as amended by chap-
10 ter 308 of the laws of 2011, are amended to read as follows:

11 (C) If such person is found to be registered and has not voted in
12 person, an inspector shall compare the signature, if any, on each envel-
13 ope with the signature, if any, on the registration poll record, the
14 computer generated list of registered voters or the list of special
15 presidential voters, of the person of the same name who registered from
16 the same address. If the signatures are found to correspond, such
17 inspector shall certify thereto by [signing] placing his or her initials
18 in the ["Inspector's Initials" line on the] space provided in the
19 computer generated list of registered voters [or in the "remarks" column
20 as appropriate].

21 (D) If such person is found to be registered and has not voted in
22 person, and if no challenge is made, or if a challenge made is not
23 sustained, the envelope shall be opened, the ballot or ballots withdrawn
24 without unfolding, and the ballot or ballots deposited in the proper
25 ballot box or boxes, or envelopes, provided however that, in the case of
26 a primary election, the ballot shall be deposited in the box only if the
27 ballot is of the party with which the voter is enrolled according to the
28 entry on the back of his or her registration poll record or [next to his
29 or her name on] in the computer generated registration list; if not, the
30 ballot shall be rejected without inspection or unfolding and shall be
31 returned to the envelope which shall be endorsed "not enrolled." At the
32 time of the deposit of such ballot or ballots in the box or envelopes,
33 the inspectors shall enter the words "absentee vote" or "military vote"
34 in the space reserved for the voter's signature on the aforesaid list or
35 in the "remarks" [column] space as appropriate, and shall enter the year
36 and month of the election on the same line in the spaces provided there-
37 for.

38 § 14. Subdivision 4 of section 11-206 of the election law, as amended
39 by chapter 91 of the laws of 1992, is amended to read as follows:

40 4. The registration poll records of special federal voters shall be
41 filed, in alphabetical order, by election district. At each election at
42 which [the ballots of] special federal voters are [delivered to the
43 inspectors of election in each election district] eligible to vote, the
44 registration poll records of all special federal voters [eligible to
45 vote at such election] shall be delivered to such inspectors of election
46 together with the other registration poll records or the names of such
47 voters shall be included [on] in the computer generated registration
48 list. Such records shall be delivered either in a separate poll ledger
49 or a separate, clearly marked section, of the main poll ledger or [in a
50 separate,] be clearly marked[, section of] in the computer generated
51 registration list as the board of elections shall determine.

52 § 15. This act shall take effect immediately; provided, however, that
53 the amendments to subparagraph (ii) of paragraph (e) of subdivision 3 of
54 section 8-302 of the election law made by section eight of this act
55 shall take effect on the same date and in the same manner as chapter 3
56 of the laws of 2019, takes effect.



1

PART YY

2 Section 1. Subdivisions a and e of section 25 of chapter 507 of the
3 laws of 2009, amending the real property actions and proceedings law and
4 other laws relating to home mortgage loans, as amended by chapter 29 of
5 the laws of 2014, are amended to read as follows:

6 a. Sections one, one-a, two and three of this act shall take effect on
7 the thirtieth day after this act shall have become a law and shall apply
8 to notices required on or after such date; [provided, however, that
9 section one-a of this act shall expire and be deemed repealed 10 years
10 after such effective date;]

11 e. Section nine of this act shall take effect on the sixtieth day
12 after this act shall have become a law and shall apply to legal actions
13 filed on or after such date; [provided, however that the amendments to
14 subdivision (a) of rule 3408 of the civil practice law and rules made by
15 such section shall expire and be deemed repealed 10 years after such
16 effective date;]

17 § 2. This act shall take effect immediately.

18

PART ZZ

19 Section 1. Paragraph (a) of subdivision 2 of section 112 of the state
20 finance law, as amended by section 18 of part L of chapter 55 of the
21 laws of 2012, is amended and a new paragraph (a-1) is added to read as
22 follows:

23 (a) Before any contract made for or by any state agency, department,
24 board, officer, commission, or institution, except the office of general
25 services, shall be executed or become effective, whenever such contract
26 exceeds fifty thousand dollars in amount and before any contract made
27 for or by the office of general services shall be executed or become
28 effective, whenever such contract exceeds eighty-five thousand dollars
29 in amount, it shall first be approved by the comptroller and filed in
30 his or her office[, with the exception of contracts established as a
31 centralized contract through the office of general services and purchase
32 orders or other procurement transactions issued under such centralized
33 contracts]. The comptroller shall make a final written determination
34 with respect to approval of such contract within ninety days of the
35 submission of such contract to his or her office unless the comptroller
36 shall notify, in writing, the state agency, department, board, officer,
37 commission, or institution, prior to the expiration of the ninety day
38 period, and for good cause, of the need for an extension of not more
39 than fifteen days, or a reasonable period of time agreed to by such
40 state agency, department, board, officer, commission, or institution and
41 provided, further, that such written determination or extension shall be
42 made part of the procurement record pursuant to paragraph f of subdivi-
43 sion one of section one hundred sixty-three of this chapter.

44 (a-1) (1) In addition to the contracts covered by paragraph (a) of
45 this subdivision, the following contracts shall be subject to the review
46 and approval of the comptroller: (i) any contract entered into by the
47 state university of New York, the state university of New York
48 construction fund, the city university of New York, or the city univer-
49 sity of New York construction fund for construction, commodities,
50 computer equipment and printing in excess of two hundred fifty thousand
51 dollars, unless otherwise provided by the provisions of paragraph a of
52 subdivision five of section three hundred fifty-five of the education
53 law, subdivision twelve of section three hundred seventy-three of the



1 education law, subdivision a of section six thousand two hundred eigh-
2 teen of the education law, or section sixty-two hundred eighty-three of
3 the education law, and (ii) contracts established as a centralized
4 contract through the office of general services exceeding eighty-five
5 thousand dollars.

6 (2) The comptroller shall make a final written determination with
7 respect to approval of such contract within thirty days of the
8 submission of such contract to his or her office unless the comptroller
9 shall notify, in writing, the respective contracting entity prior to the
10 expiration of the thirty day period, and for good cause, of the need for
11 an extension for a period of time agreed to by the contracting entity
12 and provided, further, that such written determination or extension
13 shall be made part of the procurement record. If the comptroller's
14 review of the contract is not completed within the thirty day period, or
15 within the extension of such time period agreed upon by both the comp-
16 troller and the respective contracting entity, the contract shall become
17 valid and enforceable without the comptroller's approval.

18 § 2. The opening paragraph and paragraph a of subdivision 5 of section
19 355 of the education law, as amended by section 1 of subpart B of part D
20 of chapter 58 of the laws of 2011, paragraph a of subdivision 5 as
21 amended by section 31 of part L of chapter 55 of the laws of 2012, are
22 amended to read as follows:

23 Notwithstanding the provisions of subdivision two of section one
24 hundred twelve and sections one hundred fifteen, one hundred sixty-one,
25 and one hundred sixty-three of the state finance law and [sections]
26 section three [and six] of the New York state printing and public docu-
27 ments law or any other law to the contrary, the state university trus-
28 tees are authorized and empowered to:

29 a. (i) purchase materials, proprietary electronic information
30 resources including but not limited to academic, professional, and
31 industry journals, reference handbooks and manuals, research tracking
32 tools, indexes and abstracts, equipment and supplies, including computer
33 equipment and motor vehicles, where the amount for a single purchase
34 does not exceed two hundred fifty thousand dollars, (ii) execute
35 contracts for construction and construction-related services contracts
36 in an amount not exceeding two hundred fifty thousand dollars, and (iii)
37 contract for printing in an amount not exceeding two hundred fifty thou-
38 sand dollars, without prior approval by any other state officer or agen-
39 cy, but subject to rules and regulations of the state comptroller not
40 otherwise inconsistent with the provisions of this section and in
41 accordance with guidelines promulgated by the state university board of
42 trustees after consultation with the state comptroller. Provided, howev-
43 er, contracts in an amount exceeding two hundred fifty thousand dollars,
44 or such amount as may be determined pursuant to this paragraph, shall be
45 subject to the approval of the state comptroller pursuant to paragraph
46 (a-1) of subdivision two of section one hundred twelve of the state
47 finance law. In addition, the trustees, after consultation with the
48 commissioner of general services, are authorized to annually negotiate
49 with the state comptroller increases in the aforementioned dollar limits
50 and the exemption of any articles, commodities, services or categories
51 of articles or services from these limits;

52 § 3. Subdivision 12 of section 373 of the education law, as amended by
53 section 2 of subpart A of part D of chapter 58 of the laws of 2011, is
54 amended to read as follows:



12. To procure and execute contracts, lease agreements, and all other instruments necessary or convenient for the exercise of its corporate powers and the fulfillment of its corporate purposes under this article.

Notwithstanding subdivision two of section one hundred twelve of the state finance law or any other law to the contrary, fund procurements shall not be subject to the prior approval of any state officer or agency[;], provided, however, contracts entered into by the fund in an amount exceeding two hundred fifty thousand dollars shall be subject to the approval of the state comptroller pursuant to paragraph (a-1) of subdivision two of section one hundred twelve of the state finance law, provided, however, the fund, after consultation with the commissioner of general services, is authorized to annually negotiate with the state comptroller increases in the aforementioned dollar limits and the exemption of any articles, commodities, services or categories of articles or services from these limits.

§ 4. The opening paragraph and paragraph 1 of subdivision a of section 6218 of the education law, as amended by section 2 of subpart B of part D of chapter 58 of the laws of 2011, subparagraph (i) of paragraph 1 of subdivision a as amended by section 33 of part L of chapter 55 of the laws of 2012, are amended to read as follows:

Notwithstanding the provisions of subdivision two of section one hundred twelve and sections one hundred fifteen, one hundred sixty-one and one hundred sixty-three of the state finance law and [sections] section three [and six] of the New York state printing and public documents law or any other law to the contrary, the city university is authorized and empowered to:

[(1)] (i) purchase materials; proprietary electronic information resources, including, but not limited to, academic, professional and industry journals, reference handbooks and manuals, research tracking tools, indexes and abstracts; and equipment and supplies, including computer equipment and motor vehicles, where the amount for a single purchase does not exceed two hundred fifty thousand dollars, (ii) execute contracts for construction and construction-related services contracts in an amount not exceeding two hundred fifty thousand dollars, and (iii) contract for printing in an amount not exceeding two hundred fifty thousand dollars, without prior approval by any other state officer or agency, but subject to rules and regulations of the state comptroller not otherwise inconsistent with the provisions of this section and in accordance with the guidelines promulgated by the city university board of trustees after consultation with the state comptroller. Provided, however, contracts in an amount exceeding two hundred fifty thousand dollars, or such amount as may be determined pursuant to this paragraph, shall be subject to the approval of the state comptroller pursuant to paragraph (a-1) of subdivision two of section one hundred twelve of the state finance law. In addition, the city university board of trustees, after consultation with the commissioner of general services, are authorized to annually negotiate with the state comptroller increases in the aforementioned dollar limits and the exemption of any articles, commodities, services or categories of articles or services from these limits.

§ 5. Section 6283 of the education law, as added by section 3 of subpart B of part D of chapter 58 of the laws of 2011, is amended to read as follows:

§ 6283. Procurements of the fund. Notwithstanding subdivision two of section one hundred twelve of the state finance law or any other law to the contrary, fund procurements shall not be subject to the prior

1 approval of any state officer or agency; provided, however, that
2 contracts entered into by the fund in an amount exceeding two hundred
3 fifty thousand dollars shall be subject to the approval of the state
4 comptroller pursuant to paragraph (a-1) of subdivision two of section
5 one hundred twelve of the state finance law, provided, further, the
6 fund, after consultation with the commissioner of general services, is
7 authorized to annually negotiate with the state comptroller increases in
8 the aforementioned dollar limits and the exemption of any articles,
9 commodities, services or categories of articles or services from these
10 limits.

11 § 6. The state finance law is amended by adding a new section 148 to
12 read as follows:

13 § 148. Comptroller approval of the research foundation of the state
14 university of New York contracts. Notwithstanding any other provision of
15 law, any contract entered into by the research foundation of the state
16 university of New York, where monies appropriated or assigned by the
17 state is in excess of one million dollars in amount, shall be approved
18 by the state comptroller and filed in his or her office. The comptroller
19 shall make a final written determination with respect to approval of
20 such contract within thirty days of the submission of such contract to
21 his or her office unless the comptroller shall notify, in writing, the
22 research foundation of the state university of New York prior to the
23 expiration of the thirty day period, and for good cause, of the need for
24 an extension of a period of time agreed to by the research foundation of
25 the state university of New York and provided, further, that such writ-
26 ten determination or extension shall be made part of the procurement
27 record. If the comptroller's review of the contract is not completed
28 within the thirty day period, or within the extension of such time peri-
29 od agreed upon by both the comptroller and by the research foundation of
30 the state university of New York, the contract shall become valid and
31 enforceable without the comptroller's approval.

32 § 7. This act shall take effect immediately and shall apply to any
33 procurement initiated on or after such date; provided however that:

34 (a) the amendments to subdivision 5 of section 355 of the education
35 law made by section two of this act shall not affect the expiration of
36 such subdivision and shall be deemed to expire therewith;

37 (b) the amendments to subdivision 12 of section 373 of the education
38 law made by section three of this act shall not affect the expiration of
39 such subdivision and shall be deemed to expire therewith;

40 (c) the amendments to subdivision a of section 6218 of the education
41 law made by section four of this act shall not affect the expiration of
42 such subdivision and shall be deemed to expire therewith;

43 (d) the amendments to subdivision a of section 6283 of the education
44 law made by section five of this act shall not affect the repeal of such
45 section and shall be deemed repealed therewith; and

46 (e) section six of this act shall expire June 30, 2021.

47 PART AAA

48 Section 1. Sections 249.101 and 249.111 of chapter 852 of the laws of
49 1948, constituting the Westchester county administrative code, are
50 REPEALED.

51 § 2. This act shall take effect immediately.

52 PART BBB



1 Section 1. Section 13 of chapter 141 of the laws of 1994, amending the
2 legislative law and the state finance law relating to the operation and
3 administration of the legislature, as amended by section 2 of part GGG
4 of chapter 59 of the laws of 2018, is amended to read as follows:

5 § 13. This act shall take effect immediately and shall be deemed to
6 have been in full force and effect as of April 1, 1994, provided that,
7 the provisions of section 5-a of the legislative law as amended by
8 sections two and two-a of this act shall take effect on January 1, 1995,
9 and provided further that, the provisions of article 5-A of the legisla-
10 tive law as added by section eight of this act shall expire June 30,
11 [2019] 2020 when upon such date the provisions of such article shall be
12 deemed repealed; and provided further that section twelve of this act
13 shall be deemed to have been in full force and effect on and after April
14 10, 1994.

15 § 2. This act shall take effect immediately, provided, however, if
16 section one of this act shall take effect on or after June 30, 2019
17 section one of this act shall be deemed to have been in full force and
18 effect on and after June 30, 2019.

19 PART CCC

20 Section 1. Legislative intent. The legislature hereby finds and
21 declares that it is in the public interest to enact a cost benefit
22 review process when a state agency enters into contracts for personal
23 services. New York State spends over \$3.5 billion annually on personal
24 service contracts, over \$840 million more than the State spent on these
25 contracts in SFY 2003-04, a 32% increase. Despite an Executive Order
26 that has implemented a post contract review process for some personal
27 service contracts the cost of those contracts continues to escalate
28 every year well above the inflation rate. In addition the State Finance
29 Law does not require state agencies to compare the cost or quality of
30 personal services to be provided by consultants with the cost or quality
31 of providing the same services by the state employees. Numerous audits
32 by the Office of State Comptroller as well as a KPMG study commissioned
33 by the department of transportation have found that consultants hired
34 under personal service contracts can cost between fifty percent and
35 seventy-five percent more than state employees that do the exact same
36 work including the cost of state employee benefits. The Contract Disclo-
37 sure Law (Chapter 10 of the laws of 2006) required consultants who
38 provide personal services to file forms for each contract that outline
39 how many consultants they hired, what titles they employed them in and
40 how much they paid them. A review of these forms show that the average
41 consultant makes about fifty percent more than state employees doing
42 comparable work. It is in the public interest for state agencies to
43 compare the cost of doing work by consultants with the cost of doing the
44 same work with state employees as well as document whether or not that
45 such work can be done by state employees. If state government is to be
46 smarter, more efficient, and transparent then a cost benefit analysis
47 process that makes its findings public should be required by law.

48 § 2. Section 163 of the state finance law is amended by adding a new
49 subdivision 16 to read as follows:

50 16. Consultant services. a. Before a state agency enters into a
51 contract for consultant services which is anticipated to cost more than
52 seven hundred fifty thousand dollars in a twelve month period the state
53 agency shall conduct a cost comparison review to determine whether the
54 services to be provided by the consultant can be performed at equal or



1 lower cost by utilizing state employees, unless the contract meets one
2 of the exceptions set forth in paragraph g of this subdivision. As used
3 in this section, the term "consultant services" shall mean any contract
4 entered into by a state agency for analysis, evaluation, research,
5 training, data processing, computer programming, the design, development
6 and implementation of technology, communications or telecommunications
7 systems or the infrastructure pertaining thereto, including hardware and
8 software, engineering including inspection and professional design
9 services, health services, mental health services, accounting, auditing,
10 or similar services and such services that are substantially similar to
11 and in lieu of services provided, in whole or in part, by state employ-
12 ees, but shall not include legal services or services in connection with
13 litigation including expert witnesses and shall not include contracts
14 for construction of public works. For purposes of this subdivision, the
15 costs of performing the services by state employees shall include any
16 salary, pension costs, all other benefit costs, costs that are required
17 for equipment, facilities and all other overhead. The costs of consult-
18 ant services shall include the total cost of the contract including
19 costs that are required for equipment, facilities and all other overhead
20 and any continuing state costs directly associated with a contractor
21 providing a contracted function including, but not limited to, those
22 costs for inspection, supervision, monitoring of the contractor's work
23 and any pro rata share of existing costs or expenses, including adminis-
24 trative salaries and benefits, rent, equipment costs, utilities and
25 materials. The cost comparison shall be expressed where feasible as an
26 hourly rate, or where such a calculation is not feasible, as a total
27 estimated cost for the anticipated term of the contract.

28 b. Prior to entering any consultation services contract for the priva-
29 tization of a state service that is not currently privatized, the state
30 agency shall develop a cost comparison review in accordance with the
31 provisions of paragraph a of this subdivision.

32 c. (i) If such cost comparison review identifies a cost savings to the
33 state of ten percent or more, and such consultant services contract will
34 not diminish the quality of such service, the state agency shall develop
35 a business plan, in accordance with the provisions of paragraph d of
36 this subdivision, in order to evaluate the feasibility of entering any
37 such contract and to identify the potential results, effectiveness and
38 efficiency of such contract.

39 (ii) If such cost comparison review identifies a cost savings of less
40 than ten percent to the state and such consultant services contract will
41 not diminish the quality of such service, the state agency may develop a
42 business plan, in order to evaluate the feasibility of entering any such
43 contract and to identify the potential results, effectiveness and effi-
44 ciency of such contract, provided there is a significant public policy
45 reason to enter into such consultant services contract.

46 (iii) If any such proposed consultant services contract would result
47 in the layoff, transfer or reassignment of fifty or more state agency
48 employees, after consulting with the potentially affected bargaining
49 units, if any, the state agency shall notify the state employees of such
50 bargaining unit, after such cost comparison review is completed. Such
51 state agency shall provide an opportunity for said employees to reduce
52 the costs of conducting the operations to be privatized and provide
53 reasonable resources for the purpose of encouraging and assisting such
54 state employees to organize and submit a bid to provide the services
55 that are the subject of the potential consultant services contact.



1 d. Any business plan developed by a state agency for the purpose of
2 complying with paragraph c of this subdivision shall include: (i) the
3 cost comparison review as described in paragraph b of this subdivision,
4 (ii) a detailed description of the service or activity that is the
5 subject of such business plan, (iii) a description and analysis of the
6 state agency's current performance of such service or activity, (iv) the
7 goals to be achieved through the proposed consultant services contract
8 and the rationale for such goals, (v) a description of available options
9 for achieving such goals, (vi) an analysis of the advantages and disad-
10 vantages of each option, including, at a minimum, potential performance
11 improvements and risks attendant to termination of the contract or
12 rescission of such contract, (vii) a description of the current market
13 for the services or activities that are the subject of such business
14 plan, (viii) an analysis of the quality of services as gauged by stand-
15 ardized measures and key performance requirements including compen-
16 sation, turnover, and staffing ratios, (ix) a description of the specif-
17 ic results based performance standards that shall, at a minimum be met,
18 to ensure adequate performance by any party performing such service or
19 activity, (x) the projected time frame for key events from the beginning
20 of the procurement process through the expiration of a contract, if
21 applicable, (xi) a specific and feasible contingency plan that addresses
22 contractor nonperformance and a description of the tasks involved in and
23 costs required for implementation of such plan, and (xii) a transition
24 plan, if appropriate, for addressing changes in the number of agency
25 personnel, affected business processes, employee transition issues, and
26 communications with affected stakeholders, such as agency clients and
27 members of the public, if applicable. Such transition plan shall contain
28 a reemployment and retraining assistance plan for employees who are not
29 retained by the state or employed by the contractor. If any part of such
30 business plan is based upon evidence that the state agency is not suffi-
31 ciently staffed to provide the services required by the consultant
32 services contract, the state agency shall also include within such busi-
33 ness plan a recommendation for remediation of the understaffing to allow
34 such services to be provided directly by the state agency in the future.

35 e. Upon the completion of such business plan, the state agency shall
36 submit the business plan to the state comptroller.

37 f. (i) Not later than sixty days after receipt of any business plan,
38 the state comptroller shall transmit a report detailing its review,
39 evaluation and disposition regarding such business plan to the state
40 agency that submitted such cost comparison review. Such sixty-day period
41 may be extended for an additional thirty days upon a showing of good
42 cause.

43 (ii) The state comptroller's report shall include the business plan
44 prepared by the state agency, the reasons for approval or disapproval,
45 any recommendations or other information to assist the state agency in
46 determining if additional steps are necessary to move forward with a
47 consultant services contract.

48 (iii) If the state comptroller does not act on a business plan submit-
49 ted by a state agency within ninety days of receipt of such business
50 plan, such business plan shall be deemed approved.

51 g. A cost comparison shall not be required if the contracting agency
52 demonstrates:

53 (i) the services are incidental to the purchase of real or personal
54 property; or

55 (ii) the contract is necessary in order to avoid a conflict of inter-
56 est on the part of the agency or its employees; or



1 (iii) the services are of such a highly specialized nature that it is
2 not feasible to utilize state employees to perform them or require
3 special equipment that is not feasible for the state to purchase or
4 lease; or

5 (iv) the services are of such an urgent nature that it is not feasible
6 to utilize state employees; or

7 (v) the services are anticipated to be short term and are not likely
8 to be extended or repeated after the contract is completed; or

9 (vi) a quantifiable improvement in services that cannot be reasonably
10 duplicated.

11 h. Nothing in this section shall be deemed to authorize a state agency
12 to enter into a contract which is otherwise prohibited by law.

13 i. All documents related to the cost comparison and business plan
14 required by this subdivision and the determinations made pursuant to
15 paragraph g of this subdivision shall be public records subject to
16 disclosure pursuant to article six of the public officers law.

17 § 3. On or before December 31, 2022 the state comptroller shall
18 prepare a report, to be delivered to the governor, the temporary presi-
19 dent of the senate and the speaker of the assembly. Such report shall
20 include, but need not be limited to, an analysis of the effectiveness of
21 the cost comparison review program and an analysis of the cost savings
22 associated with performing such cost comparison.

23 § 4. This act shall take effect on the ninetieth day after it shall
24 have become a law and shall apply to all contracts solicited or entered
25 into by state agencies after the effective date of this act; provided,
26 however, the amendments to section 163 of the state finance law made by
27 section two of this act shall not affect the repeal of such section and
28 shall be deemed repealed therewith.

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

38 § 3. This act shall take effect immediately provided, however, that
39 the applicable effective date of Parts A through CCC of this act shall
40 be as specifically set forth in the last section of such Parts.

