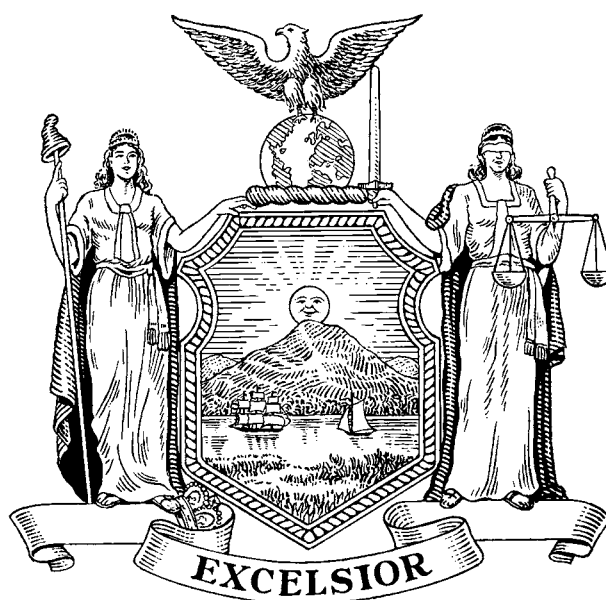


# **Report of the Fiscal Committees on the Executive Budget**

**Fiscal Year  
April 1, 2013 to March 31, 2014  
State of New York**



DEAN G. SKELOS  
SENATE REPUBLICAN CONFERENCE LEADER  
AND MAJORITY COALITION LEADER

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SPEAKER OF THE ASSEMBLY

JEFFREY D. KLEIN  
SENATE INDEPENDENT DEMOCRATIC CONFERENCE LEADER  
AND MAJORITY COALITION LEADER

BRIAN M. KOLB  
ASSEMBLY MINORITY LEADER

ANDREA STEWART-COUSINS  
SENATE DEMOCRATIC CONFERENCE LEADER

## **New York State Legislature**

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Bill Perkins  
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# **Statement of Legislative Intent**



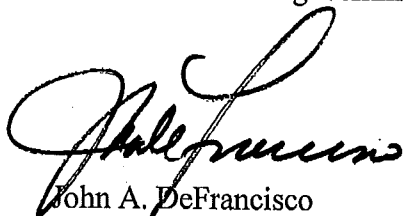
# New York State Legislature

The Honorable Andrew M. Cuomo  
Governor  
State of New York  
Executive Chamber  
State Capitol  
Albany, New York 12224

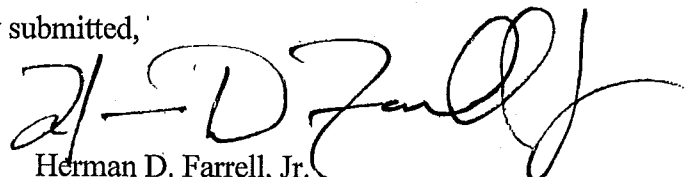
Dear Governor Cuomo:

In accordance with the established intent of Article 7, Section 7, of the Constitution of the State of New York, and pursuant to Section 22-b of the State Finance Law, we submit for your consideration The Report of the Fiscal Committees on the Executive Budget for the fiscal year 2013-14.

Set forth in this document are the general and specific findings of the Senate Finance Committee and the Assembly Ways and Means Committee concerning the estimates of proposed financial plans for the overall purposes of the State government which are contained in your Executive Budget for the 2013-14 fiscal year. These proposed disbursements are consistent with estimates of receipts for the 2013-14 State fiscal year. These legislative findings are being submitted to assist you in the administration of the State government.

  
John A. DeFrancisco  
Chairman  
Senate Finance Committee

Respectfully submitted,

  
Herman D. Farrell, Jr.  
Chairman  
Assembly Ways and Means Committee



# New York State Legislature

The Honorable Thomas P. DiNapoli  
Comptroller  
State Department of Audit and Control  
110 State Street  
Albany, New York 12236

Dear Comptroller DiNapoli:

The Report of the Fiscal Committees on the Executive Budget for the fiscal year 2013-14 has been submitted to the Honorable Andrew M. Cuomo, Governor of the State of New York.

This report contains the general and specific findings of the Senate Finance Committee and the Assembly Ways and Means Committee relating to proposed disbursements for the overall purposes of the State government during the 2013-14 fiscal year. These proposed disbursements are consistent with estimates of receipts for the 2013-14 fiscal year. It is the intent of the Legislature that these budgetary findings be received as guidelines for administrative application in the new fiscal year.

A handwritten signature in black ink, appearing to read "John A. DeFrancisco".

John A. DeFrancisco  
Chairman  
Senate Finance Committee

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Herman D. Farrell, Jr.".

Herman D. Farrell, Jr.  
Chairman  
Assembly Ways and Means Committee

# Overview

## FISCAL OVERVIEW

All Funds disbursements for the Enacted State Fiscal Year (SFY) 2013-14 Budget are projected to be approximately \$140.5 billion, an increase of \$7.4 billion or 5.6 percent from SFY 2012-13. Adjusted to exclude federal funding related to Superstorm Sandy and the Affordable Care Act, All Funds disbursements are approximately \$134.8 billion, an increase of \$2.3 billion or 1.8 percent from SFY 2012-13.

State Funds disbursements, which consist of the General Fund plus Debt Service Funds, Capital Funds and Other State Funds are projected to total \$96.4 billion, an increase of \$1.9 billion or two percent from SFY 2012-13. State Operating Funds, which are State Funds excluding Capital Funds, total \$90.2 billion, an increase of \$1.4 billion or 1.6 percent from SFY 2012-13.

General Fund disbursements are estimated to total \$61.2 billion, an increase of \$2.2 billion or 3.7 percent from SFY 2012-13.

Highlights of the SFY 2013-14 Enacted Budget include the following:

**Education.** The Legislature funds General Support for Public Schools (GSPS) at \$21.23 billion, an increase of \$436.36 million over the Executive proposal, which is an overall increase of \$992.16 million for the 2013-14 School Year (SY).

The Legislature provides for a two year school aid appropriation which includes an increase of \$936.61 million in formula based aids for SY 2013-14. The Enacted Budget provides for an increase in Foundation Aid, a partial restoration of the Gap Elimination Adjustment, a full restoration of High Tax Aid, and \$228 million in present law reimbursement of expense based aids. In addition, the Legislature accepts the Executive's provision of \$100 million in Performance Improvement and Management Efficiency Grants, and an additional \$75 million in grants for Prekindergarten, Community Schools, Extended Learning Time, Early College High School and Master Teacher programs.

**Higher Education.** The Enacted Budget includes \$21.5 million in additional base operating support for the State University of New York (SUNY) community colleges and \$9.3 million in additional base operating support for City University of New York (CUNY) community colleges over the Executive recommendation. This represents a base operating aid increase of \$150 per full-time equivalent (FTE) student, and brings base operating aid to \$2,422 per FTE. The Enacted Budget also restores \$27.8 million in operating support for SUNY Hospitals, which will be divided equally among the three teaching hospitals.

An additional \$1.7 million is included for opportunity programs administered by the State Education Department and all other opportunity programs were increased by three percent. Funding for childcare centers at SUNY and CUNY community colleges is

restored in the amount of \$1.2 million. Additionally, \$3.5 million is included to support programs that seek to improve remedial and graduation outcomes at SUNY and CUNY. This includes funding to create the Graduation, Achievement and Placement program at SUNY and funding for the Accelerated Study in Associate Programs at CUNY.

**Medicaid/Public Health.** The Enacted Budget provides appropriations to support \$55.7 billion in All Funds Medicaid spending, a year-to-year increase of \$3.1 billion, primarily attributable to an increase in federal support. The budget appropriates funding for the Medicaid program on a two-year cycle, and will continue to limit the year-to-year increase in State Medicaid spending to the ten-year rolling average of the medical component of the Consumer Price Index, or 3.9 percent.

The Enacted Budget includes a variety of proposals that will continue to implement the recommendations by the Medicaid Redesign Team. The Enacted Budget provides \$56.2 million in state share restorations to the Medicaid program, including the rejection of a proposal to eliminate spousal refusal; the continuation of existing “physician prevails” provisions and the expansion of these protections to additional drug classes in Medicaid Managed Care; the continuation of the current pharmacy reimbursement rates; and the denial of new supplemental rebate requirements for pharmaceutical manufacturers. These restorations are offset by Medicaid program spending re-estimates.

The Enacted Budget rejects the consolidation of 89 public health programs into six competitive public health program pools and restores discrete appropriations for each of these programs. In addition, the Enacted Budget provides a proportional \$18 million to these programs, a 4.4 percent restoration.

The Enacted Budget rejects all proposed changes to the Early Intervention program. In addition, the Enacted Budget includes \$16.2 million to support a continuation of the current rate-setting methodology for the Child Health Plus program. The Enacted Budget also included reforms to the General Public Health Works (Article 6) program that will provide fiscal and administrative relief to local health departments.

**Human Services.** The Enacted Budget provides \$21.04 million to restore various Temporary Assistance for Needy Families initiatives, including technology training, Career Pathways, and the Facilitated Enrollment program to prior year levels. Additionally, the Enacted Budget provides \$11.84 million for other human services priorities, such as the Safe Harbor initiative and child care subsidies. The Enacted Budget maintains \$25 million for the Summer Youth Employment Program.

**Transportation.** The Enacted Budget includes a two year, \$7.1 billion capital plan for the state’s transportation infrastructure, which includes a \$75 million increase in the Consolidated Highway Improvement Program (CHIPS). In addition, the budget also includes \$10 million in support for airports, \$21 million in capital support for non-MTA



transit systems, and additional funding for freight rail systems, including funds for the upgrade of one diesel train engine owned by the Long Island Railroad (LIRR) to meet higher emissions standards. In addition, the capital plan includes \$45 million for engineering services to advance transportation priorities across the state, and \$155 million to accelerate projects of regional significance.

**State Operations and Workforce.** The Enacted Budget includes \$325 million in State operations and workforce reductions, which is comprised of \$95 million in savings resulting from continued workforce management and reductions of excess facilities capacity; \$88 million due to a lower than anticipated health insurance rate increase for the Empire Plan in 2013; \$80 million in reductions related to lower fringe benefit rates including savings generated from the pre-payment of pension costs; and \$62 million in savings from the Legislature, Judiciary, State Comptroller, and Department of Law, whose budgets do not propose spending increases for SFY 2013-14.

Additionally, the Enacted Budget once again includes language to authorize the transfer or interchange of State Operations appropriation authority between State agencies in order to achieve efficiencies. Specifically, this interchange and transfer language provides the Executive with the authority to consolidate administrative functions and to reduce outdated and duplicative information technology infrastructure.

## **Receipts**

General Fund receipts for the State Fiscal Year 2013-14 Enacted Budget are estimated at \$61.3 billion, an increase of \$2.5 billion or 4.2 percent from SFY 2012-13.

Receipts of the State, excluding Federal receipts, are estimated at \$92.9 billion, an increase of \$2.6 billion or 2.8 percent from SFY 2012-13. State receipts excluding Federal and Capital receipts are estimated at \$87.3 billion, an increase of \$2.2 billion or 2.6 percent from SFY 2012-13.

Receipts on an All Funds basis are projected to be approximately \$140.4 billion, a net increase of \$7.2 billion or 5.4 percent from SFY 2012-13. This increase is primarily due to increased Federal aid for Superstorm Sandy and the Affordable Care Act and Personal Income Taxes.

## **Closing Balance and Reserves**

The Enacted Financial Plan anticipates a General Fund closing balance (including certain reserves) of \$1.7 billion.

Restricted reserves are projected to be \$1.4 billion and include:

Tax Stabilization Reserve Fund	\$1.13 billion
Statutory Rainy Day Reserve	\$175 million
Community Projects	\$68 million
Contingency Reserve Fund	\$21 million

Unrestricted reserves of \$314 million and include:

Labor Agreements	\$51 million
Reserved for Debt Reduction	\$263 million

**CASH FINANCIAL PLAN  
GENERAL FUND  
Enacted 2013-14  
(millions of dollars)**

	<b>2013-14 Enacted</b>
Opening Fund Balance	1,610
<b>Receipts:</b>	
Taxes	
Personal Income Tax	28,488
User Taxes and Fees	6,548
Business Taxes	6,375
Other Taxes	1,069
Miscellaneous Receipts	3,096
Federal Grants	2
Transfers from Other Funds	
- PIT Revenue Bond	8,840
- LGAC	5,440
- RETT	532
- All Other	866
<b>Total Receipts</b>	<b>61,256</b>
<b>Disbursements:</b>	
Grants to Local Governments	40,258
State Operations	7,564
General State Charges	4,953
Transfers to Other Funds	
- Debt Service	1,328
- Capital Projects	1,227
- State Share Medicaid	1,813
- SUNY Operations	971
- Other Purposes	3,043
<b>Total Disbursements</b>	<b>61,157</b>
Change in Fund Balance	99
Closing Fund Balance	1,709
Tax Stabilization Reserve Fund	1,131
Statutory Rainy Day Reserve Fund	175
Contingency Reserve Fund	21
Community Projects Fund	68
Reserved for Prior-Year Labor Agreements (2007-2011)	51
Reserved for Debt Reduction	263

**CASH FINANCIAL PLAN  
STATE FUNDS  
Enacted 2013-14  
(millions of dollars)**

	<b>2013-14</b>	<b>Enacted</b>
Opening Fund Balance		4,067
<b>Receipts:</b>		
Taxes		69,351
Miscellaneous Receipts		23,435
Federal Grants		80
<b>Total Receipts</b>		<b>92,866</b>
<b>Disbursements:</b>		
Grants to Local Governments		60,946
State Operations		17,824
General State Charges		7,089
Debt Service		5,743
Capital Projects		4,779
<b>Total Disbursements</b>		<b>96,381</b>
<b>Other Financing Sources (Uses)</b>		
Transfers from Other Funds		30,040
Transfers to Other Funds		(26,777)
Bond and Note Proceeds		338
<b>Net Other Financing Sources (Uses)</b>		<b>3,601</b>
Change in Fund Balance		86
Closing Fund Balance		4,153

**CASH FINANCIAL PLAN  
STATE OPERATING FUNDS  
Enacted 2013-14  
(millions of dollars)**

	<b>2013-14</b>	<b>Enacted</b>
Opening Fund Balance		4,360
<b>Receipts:</b>		
Taxes		67,951
Miscellaneous Receipts		19,224
Federal Grants		75
<b>Total Receipts</b>		<b>87,250</b>
<b>Disbursements:</b>		
Grants to Local Governments		59,564
State Operations		17,824
General State Charges		7,089
Debt Service		5,743
Capital Projects		5
<b>Total Disbursements</b>		<b>90,225</b>
<b>Other Financing Sources (Uses)</b>		
Transfers from Other Funds		28,169
Transfers to Other Funds		(25,284)
Bond and Note Proceeds		0
<b>Net Other Financing Sources (Uses)</b>		<b>2,885</b>
Change in Fund Balance		(90)
Closing Fund Balance		4,270

**CASH FINANCIAL PLAN  
ALL FUNDS  
Enacted 2013-14  
(millions of dollars)**

	<b>2013-14 Enacted</b>
Opening Fund Balance	3,879
<b>Receipts:</b>	
Taxes	69,351
Miscellaneous Receipts	23,621
Federal Grants	47,433
<b>Total Receipts</b>	<b>140,405</b>
<b>Disbursements:</b>	
Grants to Local Governments	101,944
State Operations	19,548
General State Charges	7,407
Debt Service	5,743
Capital Projects	5,897
<b>Total Disbursements</b>	<b>140,539</b>
<b>Other Financing Sources (Uses)</b>	
Bond and Note Proceeds	338
Transfers from Other Funds	29,727
Transfers to Other Funds	(29,794)
<b>Net Other Financing Sources (Uses)</b>	<b>271</b>
Change in Fund Balance	137
Closing Fund Balance	4,016

## **SUMMARY OF LEGISLATIVE ACTIONS ON THE REVENUE PROVISIONS IN THE SFY 2013-14 EXECUTIVE BUDGET**

### **Overview**

The Enacted Budget contains legislative actions on revenue provisions included in the State Fiscal Year (SFY) 2013-14 Executive Budget. These provisions, combined with legislative additions, will increase revenues by \$304 million. The Enacted Budget also rejects various Executive Budget proposals that would have increased revenues by \$14 million. The Legislature is required to report on any action to continue, modify or repeal any tax expenditure. These changes are identified below.

### **Legislative Action on the Executive Budget Proposals**

The Legislature denies the following Executive revenue proposals which would have increased revenue by \$14 million in SFY 2013-14:

- Expansion of the authority of the Department of Tax and Finance to refuse to issue a Certificate of Authority for sales tax vendors;
- Expansion of the Department of Taxation and Finance's ability to refuse to reissue or revoke a cigarette certificate of registration; and
- Elimination of remaining Quick Draw restrictions.

The Legislature denies the following Executive proposal which would have had no significant impact on revenues:

- Taste-NY; and
- Local Sales Tax Authority.

The Legislature modified the following Executive proposals that reduce revenues:

- Film tax credit;
- Incubators\Hot-Spots;
- Pari-mutuel rates; and
- Electric and alternative fuel recharging equipment credit.

The Legislature also modified the following Executive proposals that increase revenues:

- IDA reform;
- Suspension of delinquent taxpayers' driver's license;
- Amend wage garnishment procedures;
- Tax modernization; and
- Article 18-a utility assessment.

The following proposals were accepted as submitted by the Executive:

- Extension of the MTA business tax surcharge;
- Extension of the charitable contributions limitation;
- Closing of royalty income loophole;
- Extension of historic commercial property rehabilitation credit enhancements;
- Technical amendments to the tax classification of uncompressed natural gas;
- Equalize fuel tax treatment for volunteer ambulance and fire services;
- Increase penalties for possession of unstamped cigarettes;
- Extend Monticello Video Lottery Terminal distribution rates;
- Extension of the historic homeownership rehabilitation credit enhancements;
- Diesel motor fuel amendments; and
- Technical amendment to the farming exemption within the Highway Use tax to clarify related persons.

#### **Legislative Additions to the Executive Budget**

- Extension of the Personal Income Tax (PIT) reforms enacted in 2011;
- Small business income tax exemption;
- Manufacturers tax reduction;
- Veterans tax credit;
- Family tax relief child credit;
- Youth Works tax credit;
- Minimum wage tax credit; and
- Teen Health check off.



**LEGISLATIVE ACTIONS AND ADDITIONS TO THE EXECUTIVE BUDGET  
ALL GOVERNMENTAL FUNDS  
(millions of dollars)**

REVENUE PROPOSALS	Fiscal Impact of Executive Proposals		Fiscal Impact of Legislative Changes	
	SFY 2013-14	SFY 2014-15	SFY 2013-14	SFY 2014-15
<b>PERSONAL INCOME TAXES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$55</b>
PIT Tax Reform			\$0	\$500
Small Business Tax Exemption			\$0	(\$35)
Family Tax Relief Credit			\$0	(\$410)
<b>USER TAXES AND FEES</b>	<b>\$7</b>	<b>\$13</b>	<b>\$0</b>	<b>\$0</b>
IDA Reform*	\$7	\$13	\$0	\$0
<b>BUSINESS TAXES</b>	<b>\$255</b>	<b>\$508</b>	<b>\$0</b>	<b>(\$67)</b>
Extends and Enhances the Film Tax Credit*	\$0	\$0	\$0	\$0
Electric and Alternative Fuels Recharging Equipment Tax Credit*	\$0	(\$1)	\$0	\$0
Manufacturers Reduction of Tax			\$0	(\$30)
Veteran Tax Credit			\$0	\$0
18-A Phase Out*	\$255	\$509	\$0	(\$37)
Youth Hiring Credit			\$0	\$0
Minimum Wage Credit			\$0	\$0
Incubators\Hot-Spots*	\$0	\$0	\$0	\$0
<b>OTHER</b>	<b>\$42</b>	<b>\$38</b>	<b>\$0</b>	<b>\$0</b>
Tax Modernization*	\$6	\$22	\$0	\$0
Suspend Delinquent Taxpayers' Driver's License*	\$26	\$6	\$0	\$0
Amend Wage Garnishment*	\$10	\$10	\$0	\$0
One-year Extension of Pari-Mutuel Rates*	\$0	\$0	\$0	\$0
Teen Health Education PIT Check-off			\$0	\$0
<b>TOTAL</b>	<b>\$304</b>	<b>\$559</b>	<b>\$0</b>	<b>(\$12)</b>
<b>Rejected Executive Proposals</b>				
Elimination of Remaining Quick Draw Restrictions	\$12	\$24	(\$12)	(\$24)
Sales Tax Certificates of Authority	\$1	\$1	(\$1)	(\$1)
Cigarette/Tobacco Retailer Registration Clearance Process	\$1	\$1	(\$1)	(\$1)
<b>Total Rejected</b>	<b>\$14</b>	<b>\$26</b>	<b>(\$14)</b>	<b>(\$26)</b>

\* Denotes original Executive program amended by Legislature



## SUMMARY OF THE REVENUE PROVISIONS CONTAINED IN THE ENACTED BUDGET

### *Article VII Proposal (S.2609-D)/ A. 3009-D)*

**PART A: MTA Surcharge Extension.** The Legislature concurs with the Executive proposal to extend the 1981 Temporary MTA Business Tax Surcharge for five years.

**PART B: Film Tax Credit Extension.** The Legislature modifies the Executive proposal to amend the film tax credit as follows:

- adds \$420 million allocation annually to pool two for the years 2015 through 2019;
- creates an incentive of an additional 10 percentage points of below the line labor costs (excluding extras) expended in the making of films that are filmed north and west of the Capital District. The pool for the additional incentive will be \$5 million each year;
- changes the allocation of the Empire State Post Production Tax Credit from \$7 million to \$25 million;
- adds to the definition of “Qualified film” a “Relocated television production” which is defined as a talk or variety show that has been filming outside of New York State for at least five seasons and must have New York production costs of at least \$30 million annually or \$10 million in capital expenditures;
- modifies the post production credit so that the cost of visual effects and animation are no longer included in the calculation of the 75 percent of post-production costs necessary to be performed in New York in order to qualify for the credit. However, the film can still receive post production credits for visual effects and animation if the cost of such is at least \$3 million or 20 percent of total post production costs. These relaxed requirements will take effect for those applications that have been submitted but not yet finalized;
- allows unused allocated balances from the film credit to be made available for allocation for the post production credit;
- expands reporting requirements to include: credit eligible man hours, the total wages paid for such credit eligible man hours, the names of the companies that receive credits from the program, the place of residence or incorporation for those companies, and the amount of credits that each taxpayer receives; and
- the proposal also requires the Office of Motion Picture and Television Development to file a report bi-annually which includes the efficacy of the credits and requires that the office hire an independent third party to conduct a study on the economic impact of the credit.

**PART C: Business Incubators Program.** The Legislature amends the Executive proposal for an Innovation Hot Spots program to create the New York State Business Incubator program which will provide operating grants to business incubators across the state. Of these incubators, ten will be designated as “innovation hot spots” whose tenant businesses will receive tax benefits along with operating support for the incubator itself.

**PART D: Itemized Deductions.** The Legislature concurs with the Executive proposal to extend the limitation on itemized deductions for charitable contributions for three additional taxable years.

**PART E: Royalty Income Amendment.** The Legislature concurs with the Executive proposal to change the taxation of royalty income.

**PART F: Historic Properties Extension/Expansion.** The Legislature concurs with the Executive proposal to extend the historic properties credit for five years and enhance the credit by making the credit refundable starting in 2015. In addition, it modifies the Executive proposal by clarifying that the determination of eligible census tracts will be based on the five-year average of median income from the American Community Survey as of January first of each year.

**PART G: Alternative Fuels Refueling Property Credit.** The Legislature modifies the Executive proposal to create an electric vehicle recharging property credit by expanding the credit to include refueling property for other alternative fuels.

**PART H: Tax Modernization.** The Legislature modifies the Executive proposal to make permanent Tax Modernization provisions of the Tax Law by instead extending the following provisions for three years: requiring electronic filing of authorized tax documents by tax return preparers; requiring electronic filing of authorized tax documents by taxpayers that prepare their own authorized tax documents using computer software; and requiring taxpayers that fail to pay sales tax to make deposits to a segregated account.

**PART I: Taste-NY.** The Legislature denies the Executive proposal to create a new “Taste-NY” program.

**PART J: Industrial Development Agency Changes.** The Legislature amends the Executive proposal to limit the ability of Industrial Development Agencies (IDAs) to offer state sales tax exemptions.

- IDAs will be prohibited from providing the state sales tax exemption and other benefits to retail projects with the following exceptions: if the project is a tourism destination, if the project is located in a highly distressed area, or if the project provides goods or services that are not readily accessible in the region.
- The IDA will report to the Department of Taxation and Finance on projects that are given the state sales tax exemption.
- IDA agreements with state sales tax benefits will be required to contain provisions to recapture tax benefits if the project operator does not fulfill requirements in agreement and any recaptured state sales tax must be returned to the state.

**PART K: Technical Amendment for Uncompressed Natural Gas.** The Legislature concurs with the Executive proposal to make a technical amendment in allowing the sales tax exemption of uncompressed natural gas purchased with the intention of being converted to compressed natural gas (CNG) for use or consumption in the engine of a motor vehicle.

**PART L: Volunteer Emergency Squad Fuel Tax Equalization.** The Legislature concurs with the Executive proposal to equalize the treatment of fuel tax exemptions for volunteer emergency squads by creating a refund for petroleum business taxes paid by such entities in the course of their business. They are currently exempt from the motor fuel tax and sales tax.

**PART M: Sales Tax Certificate of Authority.** The Legislature denies the Executive proposal to expand the authorization of the Department of Tax and Finance to refuse to issue a Certificate of Authority for sales tax vendors.

**PART N: Cigarette Certificate of Authority.** The Legislature denies the Executive proposal to expand the Department of Taxation and Finance's ability to refuse to reissue or revoke a cigarette certificate of registration.

**PART O: Civil Penalties for Unstamped Cigarettes.** The Legislature concurs with the Executive proposal to increase civil penalties for unstamped cigarettes.

**PART P: Drivers' License Suspension for Unpaid Taxes.** The Legislature modifies the Executive proposal to allow the Department of Taxation and Finance in conjunction with the Department of Motor Vehicles to suspend drivers' licenses for tax delinquency by changing the taxpayer notification from 45 days to 60 days before a license is suspended and by denying provisions that prohibit insurance companies from using this information to determine a taxpayers risk premium.

**PART Q: Warrantless Wage Garnishment.** The Legislature modifies the Executive proposal to allow the Department of Tax and Finance to issue warrantless wage garnishments by having these provisions sunset on April 1, 2015; by strengthening the taxpayer notification requirements and by requiring an accounting of those taxpayers that will be affected via electronically filing quarterly with the Department of State a list of affected taxpayers.

**PART R: Local Sales Tax Authority.** The Legislature denies the Executive proposal to authorize counties and cities to impose their current additional local rates of sale and compensating use taxes without obtaining State legislative authority.

**PART S: Quick Draw Restrictions.** The Legislature denies the Executive proposals to eliminate the Quick Draw square footage requirements and 21 years of age restrictions.

**PART T: VLT Distribution Extension.** The Legislature concurs with the Executive proposal to extend the Monticello VLT distribution rates for one year.

**PART U: Pari-Mutuel Tax Extender.** The Legislature modifies the Executive proposal to lower the pari-mutuel tax for simulcasting out of state races permanently, by instead extending the provisions for one year.

**PART V: Historic Homes Rehabilitation Credit.** The Legislature concurs with the Executive proposal to extend the enhancements to the historic home rehabilitation credit by five years.

**PART W: Diesel Motor Fuel Technical Change.** The Legislature concurs with the Executive proposal to change the incidence of taxation for diesel motor fuel under the motor fuel excise tax, the petroleum business tax and the sales tax. Currently diesel is taxed when it is delivered to a retailer; this part will move the incidence of taxation to when it leaves the terminal.

**PART X: Farm Highway Use Tax Technical Change.** The Legislature concurs with the Executive proposal to make a change to the highway use tax farm exemption to expand the definition of “relationship” to specify familial relations as well as adding corporate and partnership relationships.

**PART Y: Income Tax Exemption for Small Business/Farms.** The Legislature adds language to provide small businesses and small farms an exemption equal to five percent of net income to be phased in over a three year period (three percent in 2014; 3.75 percent in 2015; five percent in 2016 and beyond.) To qualify, the business or farm must have less than \$250,000 in net business income and employ at least one employee.

**PART Z: Manufacturer Tax Rate Reduction.** The Legislature adds language to provide a tax rate reduction for manufacturers. The rates in all four corporate tax calculations will be reduced by the following percentages: 9.2 percent in 2014; 12.3 percent in 2015; 15.4 percent in 2016 and 2017; and, 25 percent in 2018 and beyond.

**PART AA: Hire-A-Vet Credit.** The Legislature adds language to create a Hire-a-Vet credit to provide a tax credit to any business that hires a full-time veteran returning home from military service. That credit will be equal to 10 percent of wages paid, with a maximum of \$5,000 per veteran -- increasing to 15 percent of wages if the veteran is also disabled, with a maximum of \$15,000 per disabled veteran.

**PART BB: 18-a Surcharge Phase Out.** The Legislature modifies the Executive proposal to extend the 18-a utility assessment by phasing out the temporary surcharge as follows: two percent in State Fiscal Year 2014-15; 1.75 percent in State Fiscal Year 2015-16; 1.5 percent in State Fiscal Year 2016-17; 50 percent of the 2016-17 payment on March 2017 for the assessment of State Fiscal Year 2017-18; and zero percent afterward.

**PART CC: Family Tax Relief Credit.** The Legislature adds language to create the Family Tax Relief Credit for three years.

- The refundable credit is equal to \$350 per family with one or more children under the age of 17.
- Applies to families with incomes between \$40,000 and \$300,000.
- An advanced refund of the credit will be given in October of each of the three years.

**PART DD: NY-Youth Works Credit Extension.** The Legislature adds language to extend the NY Youth Works Credit until 2017, adding a \$6 million pool to each of four years and amending the city population requirement.

**PART EE: Minimum Wage Reimbursement Credit.** The Legislature adds language to create a minimum wage reimbursement credit for the employment of students who are age 16-19 at the minimum wage. For every hour worked the credit equals: 75 cents in 2014; \$1.31 in 2015; and \$1.35 in 2016-18. If the federal minimum wage increases above 85 percent of the state minimum wage the credit will equal the difference between the state and federal.

**PART FF: Personal Income Tax Rate Extension.** The Legislature adds language to extend the December 2011 tax rates and the inflation indexing of the standard deduction and the tax rate schedules for an additional three years, through taxable year 2017.

**PART GG: Teen Health Education Check-off.** The Legislature adds language to create a new personal income tax check-off for the teen health education fund.

**PART HH: Excelsior Linked Deposit Expansion.** The Legislature adds language to expand the types of businesses that can participate in the Excelsior Linked Deposit Program to technology and innovation businesses.

**PART II: Small Business Revolving Loan Fund.** The Legislature adds language to amend the Small Business Revolving Loan Fund to provide bridge loans to minority and women-owned business enterprises and other small businesses performing contracts to provide construction or professional services for state procurement purposes.

**PART JJ: Innovative Venture Capital Fund.** The Legislature adds language to create the New York State Innovation Venture Capital Fund which will be operated by the Empire State Development Corporation and will provide funding to seed early-stage and venture capital companies.





## THE FISCAL IMPACT OF THE SFY 2013-14 ENACTED BUDGET ON LOCAL GOVERNMENTS

The following charts detail the primary impacts on localities from the State Fiscal Year (SFY) 2013-14 Enacted Budget for local fiscal years that end in 2013 and 2014.

### Fiscal Impact of the SFY 2013-14 Enacted Budget on Local Governments in Local Fiscal Year Ending in 2013

IMPACT OF THE 2013-14 ENACTED BUDGET ON LOCAL GOVERNMENTS LOCAL FISCAL YEARS ENDING 2013 (millions of dollars)						
	Total	NYC	School Districts	Counties	Other Cities	Towns & Villages
<b>Revenue Actions</b>	<b>3.9</b>	<b>2.3</b>	<b>0.5</b>	<b>1.0</b>	<b>0.1</b>	<b>0.0</b>
- Extend Charitable Deduction Limit	1.5	1.5	0.0	0.0	0.0	0.0
- Extend Tax Modernization Provisions	0.9	0.3	0.0	0.6	0.0	0.0
- Allow for Warrantless Wage Garnishment	0.5	0.5	0.0	0.0	0.0	0.0
- Reform Industrial Development Agencies	1.0	0.0	0.5	0.4	0.1	0.0
<b>Human Services</b>	<b>0.8</b>	<b>0.1</b>	<b>0.0</b>	<b>0.7</b>	<b>0.0</b>	<b>0.0</b>
- Increase Funding for YDDP/SDPP	0.7	0.1	0.0	0.6	0.0	0.0
- Increase Funding for Runaway Homeless Youth	0.1	0.0	0.0	0.1	0.0	0.0
<b>Transportation</b>	<b>56.5</b>	<b>4.9</b>	<b>0.0</b>	<b>25.7</b>	<b>3.5</b>	<b>22.4</b>
- Increase CHIPS Assistance	45.4	2.6	0.0	16.9	3.5	22.4
- Increase Transit Assistance (NYC, Suffolk, Nassau, Rockland, Westchester)	11.1	2.3	0.0	8.8	0.0	0.0
<b>Municipal Aid</b>	<b>12.6</b>	<b>0.0</b>	<b>0.0</b>	<b>1.4</b>	<b>10.7</b>	<b>0.5</b>
- Accelerate City of Albany 19-A Payment	7.9	0.0	0.0	0.0	7.9	0.0
- Advance Tribal State Compact Revenues to Salamanca	2.5	0.0	0.0	0.0	2.5	0.0
- Increase VLT Aid to Eligible Municipalities	1.2	0.0	0.0	0.4	0.3	0.5
- Increase Assistance to Madison and Oneida Counties	1.0	0.0	0.0	1.0	0.0	0.0
<b>Total 2013-14 Enacted Budget Actions</b>	<b>73.8</b>	<b>7.3</b>	<b>0.5</b>	<b>28.8</b>	<b>14.3</b>	<b>22.9</b>

### Local Government Impact Changes from the Executive Proposal in 2013

For local fiscal years ending in 2013, the Executive Budget had an impact of \$31.3 million to local governments. In the Enacted Budget the impact to local governments is \$73.8 million, representing an increase of \$42.4 million. The primary changes relate to an additional \$45.4 million in CHIPS aid, the rejection of the Expansion of Sales Tax Registration Clearance, and the rejection of Early Intervention proposals. Additionally, the Enacted Budget impact accelerates \$86 million in local Medicaid relief related to the Affordable Care Act.

## Fiscal Impact of the SFY 2013-14 Enacted Budget on Local Governments in Local Fiscal Year Ending in 2014

IMPACT OF 2013-14 ENACTED BUDGET ON LOCAL GOVERNMENTS						
LOCAL FISCAL YEARS ENDING 2014						
(millions of dollars)						
ENACTED BUDGET	Total	NYC	School Districts	Counties	Other Cities	Towns & Villages
<b>School Aid</b>	<b>942.0</b>	<b>364.0</b>	<b>578.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
- Allocated School Aid	942.0	364.0	578.0	0.0	0.0	0.0
<b>Revenue Actions</b>	<b>27.1</b>	<b>19.6</b>	<b>1.2</b>	<b>5.1</b>	<b>0.8</b>	<b>0.4</b>
- Suspend Delinquent Taxpayers' Drivers Licenses	11.0	8.3	0.1	2.0	0.3	0.3
- Extend Charitable Deduction Limit	7.5	7.5	0.0	0.0	0.0	0.0
- Extend Tax Modernization Provisions	3.8	1.5	0.0	2.0	0.2	0.1
- Reform Industrial Development Agencies	2.5	0.0	1.1	1.1	0.3	0.0
- Allow for Warrantless Wage Garnishment	2.0	2.0	0.0	0.0	0.0	0.0
- Close Royalty Income Loophole	1.3	1.3	0.0	0.0	0.0	0.0
- Small Business Exemptions	(1.0)	(1.0)	0.0	0.0	0.0	0.0
<b>Human Services</b>	<b>1.5</b>	<b>0.5</b>	<b>0.0</b>	<b>1.0</b>	<b>0.0</b>	<b>0.0</b>
- Increase Funding for YDDP/SDPP	1.2	0.4	0.0	0.8	0.0	0.0
- Increase Funding for Runaway Homeless Youth	0.3	0.1	0.0	0.2	0.0	0.0
<b>Health/ Medicaid</b>	<b>1.6</b>	<b>0.2</b>	<b>0.0</b>	<b>1.4</b>	<b>0.0</b>	<b>0.0</b>
- Increase General Public Health Works (GPHW) Base Grant	1.3	0.1	0.0	1.2	0.0	0.0
- Provide GPHW Incentive Payments	0.3	0.1	0.0	0.2	0.0	0.0
<b>Transportation</b>	<b>96.1</b>	<b>19.9</b>	<b>0.0</b>	<b>34.2</b>	<b>7.0</b>	<b>35.0</b>
- Increase CHIPS Assistance	75.0	10.5	0.0	22.5	7.0	35.0
- Increase Transit Assistance (NYC, Suffolk, Nassau, Rockland, Westchester)	21.1	9.4	0.0	11.7	0.0	0.0
<b>Municipal Aid</b>	<b>6.8</b>	<b>0.0</b>	<b>0.0</b>	<b>1.4</b>	<b>3.2</b>	<b>2.2</b>
- Advance Tribal State Compact Revenues to City of Salamanca	2.5	0.0	0.0	0.0	2.5	0.0
- Establish Per Capita increase to Villages	1.5	0.0	0.0	0.0	0.0	1.5
- Increase VLT Aid to Eligible Municipalities	1.4	0.0	0.0	0.4	0.4	0.6
- Increase Assistance to Madison and Oneida Counties	1.0	0.0	0.0	1.0	0.0	0.0
- Provide Aid to Syracuse for a Shared Services Project	0.3	0.0	0.0	0.0	0.3	0.0
- Provide Aid to Newly Created Villages	0.1	0.0	0.0	0.0	0.0	0.1
<b>Subtotal</b>	<b>1,075.1</b>	<b>404.2</b>	<b>579.2</b>	<b>43.1</b>	<b>11.0</b>	<b>37.6</b>
- School Aid - State of the State Initiative	75.0	TBD	TBD	0.0	0.0	0.0
- School Aid - Performance Grants	50.0	TBD	TBD	0.0	0.0	0.0
<b>Total 2013-14 Enacted Budget Actions</b>	<b>1,200.1</b>	<b>404.2</b>	<b>579.2</b>	<b>43.1</b>	<b>11.0</b>	<b>37.6</b>

### Local Government Impact Changes from the Executive Proposal in 2014

For local fiscal years ending in 2014, the Executive Budget had an impact of \$943.7 million to local governments. In the Enacted Budget the impact to local governments is \$1.2 billion, representing an increase of \$256.4 million. The primary differences were reprogramming changes of \$203 million and additional funding of \$178 million to Education, \$6.8 million for local governments, reform of Industrial Development Agencies, \$75 million for the Consolidated Local Street and Highway Improvement Program (CHIPS), and a rejection of the Expansion of Sales Tax Registration Clearance, and a rejection of Early Intervention proposals.

# **General Legislative Findings**

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# **PUBLIC PROTECTION & GENERAL GOVERNMENT**

**By Agency**



## DIVISION OF ALCOHOLIC BEVERAGE CONTROL

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	17,001,000	18,893,000	18,893,000	0
Total for STATE OPERATIONS	17,001,000	18,893,000	18,893,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DEPARTMENT OF AUDIT AND CONTROL

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	125,345,000	125,345,000	125,345,000	0
Special Revenue-Other	18,628,000	18,628,000	18,628,000	0
Total for Agency	143,973,000	143,973,000	143,973,000	0
Total Contingency	128,286,000	129,116,000	129,116,000	0
Total for STATE OPERATIONS	272,259,000	273,089,000	273,089,000	0
<b>AID TO LOCALITIES</b>				
General Fund	32,025,000	32,025,000	32,025,000	0
Total for AID TO LOCALITIES	32,025,000	32,025,000	32,025,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DIVISION OF THE BUDGET

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	28,776,000	28,297,000	28,776,000	479,000
Special Revenue-Other	21,431,000	23,931,000	23,931,000	0
Internal Service Fund	1,650,000	1,650,000	1,650,000	0
Total for STATE OPERATIONS	51,857,000	53,878,000	54,357,000	479,000

### LEGISLATIVE ACTION

The Legislature provides an All Funds appropriation of \$54.4 million, which is an increase of \$479,000 in the Budget Division Program to support payment of fees to membership organizations.

#### Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CONTRACTUAL SERVICES - PAYMENT OF FEES TO MEMBERSHIP ORGANIZATIONS	\$479,000

## DEPARTMENT OF CIVIL SERVICE

---

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	14,485,000	14,485,000	14,485,000	0
Special Revenue-Other	2,257,000	2,291,000	2,291,000	0
Internal Service Fund	38,704,000	39,773,000	39,773,000	0
Total for STATE OPERATIONS	55,446,000	56,549,000	56,549,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	2,820,451,000	2,611,102,000	2,612,202,000	1,100,000
Special Revenue-Other	30,355,000	32,355,000	32,355,000	0
Special Revenue-Federal	39,397,000	40,500,000	40,500,000	0
Enterprise	43,198,000	43,198,000	43,198,000	0
Internal Service Fund	64,624,000	64,624,000	64,624,000	0
<b>Total for STATE OPERATIONS</b>	<b>2,998,025,000</b>	<b>2,791,779,000</b>	<b>2,792,879,000</b>	<b>1,100,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	20,171,000	20,171,000	20,171,000	0
Internal Service Fund	11,000,000	11,000,000	11,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>31,171,000</b>	<b>31,171,000</b>	<b>31,171,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - Other	320,000,000	310,000,000	310,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>320,000,000</b>	<b>310,000,000</b>	<b>310,000,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$3.1 billion on an All Funds basis, an increase of \$1.1 million over the Executive's budget submission.

#### Legislative Changes

The Legislature provides \$1.1 million in additional support for personal service costs related to the establishment of 50 new work release beds for female inmates at the Edgecombe Correctional Facility located in Manhattan.

#### Article VII

The Legislature accepts the Executive proposal to close the women's correctional facilities at Beacon and Bayview with 60 days' notice.

**The Legislature accepts the Executive proposal to transfer the Fulton Correctional Facility to the Thomas Osborne Memorial Fund.**

### **Legislative Additions**

**The Legislature provides funding for the following:**

<b>PROGRAM</b>	<b>APPROPRIATION</b>
<b>EDGECOMBE WORK RELEASE BEDS</b>	<b>\$1,100,000</b>

## COMMISSION OF CORRECTION

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	2,915,000	2,915,000	2,915,000	0
Total for STATE OPERATIONS	2,915,000	2,915,000	2,915,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DIVISION OF CRIMINAL JUSTICE SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	45,264,000	45,499,000	45,499,000	0
Special Revenue-Other	18,079,000	21,079,000	21,079,000	0
Special Revenue-Federal	21,850,000	21,850,000	21,850,000	0
<b>Total for STATE OPERATIONS</b>	<b>85,193,000</b>	<b>88,428,000</b>	<b>88,428,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	117,852,000	119,702,000	132,702,000	13,000,000
Special Revenue-Other	33,480,997	32,163,000	33,893,000	1,730,000
Special Revenue-Federal	25,110,000	25,400,000	25,400,000	0
<b>Total for AID TO LOCALITIES</b>	<b>176,442,997</b>	<b>177,265,000</b>	<b>191,995,000</b>	<b>14,730,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$280.42 million on an All Funds basis, an increase of \$14.73 million from the Executive's budget submission.

#### Legislative Changes

The Legislature modifies the Executive's proposal to consolidate \$11.4 million in funding for Alternatives to Incarceration (ATI) programs to require that these funds be distributed pursuant to existing contracts or pursuant to a plan submitted by the Division of Criminal Justice Services (DCJS).

The Legislature denies the consolidation of \$5.2 million in ATI funding for the Classification Alternatives Program and the Drug and Alcohol Program and restores discrete funding for these programs.

The Legislature provides General Fund support for the following:

- \$2 million for the establishment or continued operation of regional S.N.U.G. programs;
- \$1.89 million for law enforcement, anti-drug, anti-violence, crime control and prevention programs;
- \$1.29 million in additional support for ATI programs;



- \$1.22 million for domestic violence services and programs, with a portion of such funds to be allocated pursuant to a legislative resolution;
- \$1 million in additional support for the New York State Defenders Association;
- \$1 million for the establishment or continued operation of regional S.N.U.G. programs within Bronx, Queens, Rockland and Onondaga counties;
- \$1 million for various law enforcement initiatives to be distributed pursuant to a plan submitted by DCJS;
- \$800,000 for various drug, violence, and crime control and prevention programs;
- \$500,000 for Finger Lakes Law Enforcement;
- \$250,000 for the purchase of safety equipment for New York City correction officers;
- \$250,000 for the purchase of safety equipment for the New York State Correctional Officers Benevolent Association;
- \$250,000 for the Community Service Society – Record Repair Counseling Corps;
- \$250,000 for the Brooklyn Legal Services Corp “A”;
- \$200,000 for the Vera Institute of Justice: Common Justice Program;
- \$150,000 for the Greenpoint Outreach Domestic and Family Intervention Program;
- \$150,000 for the Friends of Island Academy;
- \$150,000 for Legal Services of New York City – DREAM Clinics;
- \$150,000 for the New York for State Immigrant Action Fund;
- \$150,000 for Make the Road New York;
- \$150,000 for the Consortium of the Niagara Frontier;
- \$100,000 for the John Jay College: Prison to College Pipeline; and
- \$100,000 for the Fortune Society.

The Legislature denies a new \$3.7 million appropriation for competitive legal services grants in the Legal Services Assistance Fund, and instead provides:

- \$2.65 million in restorations to an array of civil and criminal legal services programs;
- \$1.05 million in support of statewide indigent legal services for persons reentering communities from state facilities;
- \$650,000 for civil or criminal legal services for domestic violence programs, to be distributed pursuant to a legislative resolution;
- \$600,000 for the Indigent Parolee Program;
- \$300,000 for the Neighborhood Defender Service of Harlem; and
- \$180,000 for the Legal Action Center.

The Legislature provides \$1 million for the Federal Edward Byrne/Justice Assistance Grant program, with a portion of such funds to be allocated pursuant to a legislative resolution.

## Article VII

The Legislature approves the Executive proposals to:

- extend, for one year, a program that allows New York City district attorneys to keep a portion of funds resulting from pre-indictment settlements; and
- ratify the National Crime Prevention and Privacy Compact, which allows the state to participate in the National Fingerprint File program.

The Legislature amends the Executive proposal to make various changes to the Vehicle and Traffic Law to:

- deny the proposal to limit the plea bargaining of traffic tickets;
- amend the proposal related to mandatory surcharges on parking tickets to reduce the new surcharge on certain parking violations, from the proposed \$80 surcharge to a \$25 surcharge and to increase, by \$8, the current surcharge for certain moving and equipment violations; and
- amend the proposal to establish minimum fines for texting and mobile phone use while driving and to establish graduated fines for subsequent offenses, to narrow the look-back period for subsequent offenses.

The Legislature amends the Executive proposal to extend various criminal justice and public safety programs set to expire in 2013, to extend all programs for two years, including an extension of the Community Treatment Facilities Program, which the Executive had proposed to sunset.

The Legislature provides language to authorize the Commissioner of Education discretion to waive earning limitations, pursuant to Section 211 of the Retirement and Social Security Law, for retired police officers employed by a school district as a school resource officer.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CRIMINAL OR CIVIL LEGAL SERVICE PROVIDERS	\$2,650,000
OPERATION SNUG	\$2,000,000
LAW ENFORCEMENT, ANTI-VIOLENCE, ANTI-DRUG, CRIME CONTROL, AND PREVENTION PROGRAMS	\$1,891,000
ALTERNATIVES TO INCARCERATION DEMONSTRATION PROJECTS - SUPPLEMENTAL AID	\$1,291,000
INDIGENT LEGAL SERVICES FOR PERSONS REENTERING COMMUNITIES FROM STATE FACILITIES	\$1,050,000

NEW YORK STATE DEFENDERS ASSOCIATION	\$1,000,000
OPERATION SNUG - BRONX, QUEENS, ROCKLAND, ONONDAGA	\$1,000,000
LAW ENFORCEMENT INITIATIVES	\$1,000,000
DRUG, VIOLENCE, AND CRIME CONTROL PREVENTION PROGRAMS	\$800,000
CIVIL OR CRIMINAL LEGAL SERVICES FOR DOMESTIC VIOLENCE PROGRAMS	\$650,000
DOMESTIC VIOLENCE SERVICES	\$609,000
DOMESTIC VIOLENCE SERVICES	\$609,000
INDIGENT PAROLEE PROGRAM	\$600,000
FINGER LAKES LAW ENFORCEMENT	\$500,000
BYRNE/JUSTICE ASSISTANCE GRANT (JAG)	\$500,000
BYRNE/JUSTICE ASSISTANCE GRANT (JAG)	\$500,000
NEIGHBORHOOD DEFENDER SERVICES OF HARLEM	\$300,000
COMMUNITY SERVICE SOCIETY - RECORD REPAIR COUNSELING CORPS	\$250,000
NYC CORRECTIONAL OFFICERS SAFETY EQUIPMENT	\$250,000
NYSOPBA SAFETY EQUIPMENT	\$250,000
BROOKLYN LEGAL SERVICES CORP A	\$250,000
COMMON JUSTICE	\$200,000
LEGAL ACTION CENTER	\$180,000
GREENPOINT OUTREACH DOMESTIC AND FAMILY INTERVENTION PROGRAM	\$150,000
CONSORTIUM OF THE NIAGARA FRONTIER	\$150,000
FRIENDS OF ISLAND ACADEMY	\$150,000
DREAM CLINIC - IMMIGRANT ASSISTANCE	\$150,000
MAKE THE ROAD NEW YORK	\$150,000
IMMIGRANT ACTION FUND	\$150,000
JOHN JAY COLLEGE - PRISON TO COLLEGE PIPELINE	\$100,000
THE FORTUNE SOCIETY	\$100,000

## STATE BOARD OF ELECTIONS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	5,305,000	5,200,000	5,200,000	0
Total for STATE OPERATIONS	5,305,000	5,200,000	5,200,000	0
AID TO LOCALITIES				
Special Revenue-Federal	1,000,000	0	0	0
Total for AID TO LOCALITIES	1,000,000	0	0	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## OFFICE OF EMPLOYEE RELATIONS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	2,863,000	7,863,000	7,863,000	0
Special Revenue-Other	121,000	0	0	0
Internal Service Fund	4,723,000	5,129,000	5,129,000	0
Total for STATE OPERATIONS	7,707,000	12,992,000	12,992,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## EXECUTIVE CHAMBER

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	18,484,000	18,484,000	18,484,000	0
Total for STATE OPERATIONS	18,484,000	18,484,000	18,484,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DEPARTMENT OF FINANCIAL SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	326,630,823	326,630,823	326,630,823	0
<b>Total for STATE OPERATIONS</b>	<b>326,630,823</b>	<b>326,630,823</b>	<b>326,630,823</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
Special Revenue-Other	225,566,000	225,566,000	225,566,000	0
<b>Total for AID TO LOCALITIES</b>	<b>225,566,000</b>	<b>225,566,000</b>	<b>225,566,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

##### HMH Part D – Federal Affordable Care Act Compliance

The Legislature amends proposed Article VII language to conform State Insurance Law to the Federal Patient Protection and Affordable Care Act (ACA) to:

- clarify that navigators are not insurance producers and to clarify the roles and responsibilities of navigators;
- regulate student health policies, including a requirement that such policies take corrective action if they do not meet the minimum medical loss ratio (MLR) requirements;
- conform individual and small group policies with the requirements of the ACA;
- allow enrollees who currently have individual policies with out-of-network benefits to transition to ACA compliant policies with out-of-network benefits;
- eliminate the Healthy NY program for individuals and require Healthy NY coverage for small employers to be ACA compliant;

- expand the definition of “small group,” on January 1, 2016, to groups that have one to 100 members, in compliance with the ACA;
- establish a temporary procedure for insurers to discontinue policies that are not ACA compliant;
- allow the Superintendent to set premium tiers and rating relativities; and
- require the Superintendent to set rating regions.

The Legislature denies Article VII legislation that would rate health insurance coverage provided by professional employer organizations as small businesses in the small group market.

#### HMH Part E – Physician Excess Medical Malpractice Program and Early Intervention

The Legislature denies Article VII legislation that would:

- create a risk-based allocation of Physician Excess Medical Malpractice Program funds to maintain the existing program and to allow up to 1,000 new physicians to access the program; and
- modify the Early Intervention (EI) Program, including proposals that would require EI providers to enter into contractual agreements with insurance plans.

#### PPGG Part W- New York Property Underwriters Association

The Legislature provides Article VII language that would extend the authority for the New York Property Insurance Underwriting Association (NYPIUA) to issue broad form insurance coverage until 2018, and require the Superintendent of Financial Services to issue an annual report regarding the number of policies issued.



## OFFICE OF GENERAL SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	152,661,000	161,017,000	161,017,000	0
Special Revenue-Other	22,064,000	22,238,000	22,238,000	0
Special Revenue-Federal	8,230,000	8,230,000	8,230,000	0
Enterprise	1,266,000	1,298,000	1,298,000	0
Internal Service Fund	797,344,000	826,892,000	826,892,000	0
Fiduciary	750,000	6,750,000	6,750,000	0
<b>Total for STATE OPERATIONS</b>	<b>982,315,000</b>	<b>1,026,425,000</b>	<b>1,026,425,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Capital	77,690,000	88,000,000	88,000,000	0
Capital Projects Fund	4,375,000	9,000,000	9,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>82,065,000</b>	<b>97,000,000</b>	<b>97,000,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

The Legislature amends the Executive proposal to authorize discretionary authority to state agencies for the purchase of food commodities that are grown, produced or harvested in New York State up to \$200,000 in value. The Legislature specifies that such discretionary purchasing authority would not apply to food manufactured or processed in the State, that such purchases would be subject to advertisement on the applicable agency's website, and would require that the agency purchase using lowest price for any such commodity if the commodity meets the form, function, and utility requirements and exceeds \$50,000 in value.

The Legislature denies the Executive proposal to expand design-build contracts and design-build finance to all state agencies and authorities as alternative project delivery methods.

## DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	4,931,000	7,108,000	7,108,000	0
Special Revenue-Other	39,414,000	39,403,000	39,403,000	0
Special Revenue-Federal	17,111,000	17,111,000	17,111,000	0
Internal Service Fund	2,000,000	2,000,000	2,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>63,456,000</b>	<b>65,622,000</b>	<b>65,622,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	153,300,000	353,300,000	353,300,000	0
Special Revenue-Other	91,388,000	82,088,000	82,088,000	0
Special Revenue-Federal	1,218,363,000	13,268,363,000	13,268,363,000	0
<b>Total for AID TO LOCALITIES</b>	<b>1,463,051,000</b>	<b>13,703,751,000</b>	<b>13,703,751,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - Other	0	450,000,000	450,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>0</b>	<b>450,000,000</b>	<b>450,000,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Legislative Changes

The Legislature provides appropriation language to require the periodic reporting of disbursement levels for Federal Emergency Management Agency Superstorm Sandy Disaster Relief Aid.

#### Article VII

The Legislature accepts the Executive proposal to include school districts and Boards of Cooperative Educational Services as participants within the Intrastate Mutual Aid Program, which establish financial and workforce rules that govern short-term immediate disaster response operations.

**The Legislature amends the Executive proposal to provide immunity from liability to mobile service providers when issuing emergency alerts to require that such service providers, officers, directors, employees, vendors, or agents act reasonably and in good faith.**

## OFFICE OF INDIGENT LEGAL SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	1,500,000	1,500,000	1,800,000	300,000
Total for STATE OPERATIONS	1,500,000	1,500,000	1,800,000	300,000
AID TO LOCALITIES				
Special Revenue-Other	81,000,000	77,000,000	81,000,000	4,000,000
Total for AID TO LOCALITIES	81,000,000	77,000,000	81,000,000	4,000,000

### LEGISLATIVE ACTION

The Legislature appropriates \$82.8 million on an All Funds basis, an increase of \$4.3 million from the Executive's budget submission.

#### Legislative Changes

The Legislature provides \$4 million in additional support for county indigent defense services, to be funded with Indigent Legal Services Fund resources.

The Legislature provides an increase of \$300,000 to support the operations of the Office of Indigent Legal Services.

#### Article VII

The Legislature denies the Executive proposal to establish a new counsel at arraignment pilot program.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
ADDITIONAL GRANTS FOR COUNTY INDIGENT DEFENSE SERVICES	\$4,000,000
STATE OPERATIONS BUDGET - ADDITIONAL SUPPORT	\$300,000

## OFFICE OF THE INSPECTOR GENERAL

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	7,956,000	7,956,000	6,794,000	(1,162,000)
Special Revenue-Other	320,000	100,000	100,000	0
Total for STATE OPERATIONS	8,276,000	8,056,000	6,894,000	(1,162,000)

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### LEGISLATIVE ACTION

The Legislature appropriates \$6.9 million on an All Funds basis, a reduction of \$1.2 million from the Executive's budget to reflect denial of the proposed statutory merger of the Office of the Welfare Inspector General (OWIG) into the Office of the State Inspector General (IG).

#### Article VII

The Legislature rejects the Executive proposal to merge OWIG into the State IG but provides transfer language to authorize the interchange of appropriation authority between the agencies.

## NEW YORK INTEREST ON LAWYER ACCOUNT

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	1,841,000	1,841,000	1,841,000	0
Total for STATE OPERATIONS	1,841,000	1,841,000	1,841,000	0
<b>AID TO LOCALITIES</b>				
Special Revenue-Other	45,000,000	45,000,000	45,000,000	0
Total for AID TO LOCALITIES	45,000,000	45,000,000	45,000,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## JUDICIAL COMMISSIONS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	5,452,000	5,452,000	5,452,000	0
Total for STATE OPERATIONS	5,452,000	5,452,000	5,452,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.



## DEPARTMENT OF LAW

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	98,846,000	99,505,000	99,505,000	0
Special Revenue-Other	80,225,000	82,694,000	82,694,000	0
Special Revenue-Federal	36,207,000	38,442,000	38,442,000	0
Total for STATE OPERATIONS	215,278,000	220,641,000	220,641,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DIVISION OF MILITARY AND NAVAL AFFAIRS

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	23,382,000	23,395,000	23,395,000	0
Special Revenue-Other	9,577,000	9,577,000	9,577,000	0
Special Revenue-Federal	42,780,000	42,780,000	42,780,000	0
Total for STATE OPERATIONS	75,739,000	75,752,000	75,752,000	0
<b>AID TO LOCALITIES</b>				
General Fund	900,000	900,000	900,000	0
Total for AID TO LOCALITIES	900,000	900,000	900,000	0
<b>CAPITAL PROJECTS</b>				
Federal Capital Projects Fund	78,200,000	26,000,000	26,000,000	0
Capital Projects Fund - Other	24,200,000	13,200,000	13,200,000	0
Total for CAPITAL PROJECTS	102,400,000	39,200,000	39,200,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	1,525,000	1,745,000	1,745,000	0
Special Revenue-Other	41,000	41,000	41,000	0
Special Revenue-Federal	1,100,000	1,100,000	1,100,000	0
Internal Service Fund	890,000	890,000	890,000	0
Total for STATE OPERATIONS	3,556,000	3,776,000	3,776,000	0
<b>AID TO LOCALITIES</b>				
General Fund	685,000	685,000	685,000	0
Special Revenue-Federal	500,000	500,000	500,000	0
Total for AID TO LOCALITIES	1,185,000	1,185,000	1,185,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## PUBLIC EMPLOYMENT RELATIONS BOARD

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	3,409,000	3,600,000	3,600,000	0
Special Revenue-Other	575,000	384,000	384,000	0
Total for STATE OPERATIONS	3,984,000	3,984,000	3,984,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## JOINT COMMISSION ON PUBLIC ETHICS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	4,100,000	4,931,000	4,556,000	(375,000)
Total for STATE OPERATIONS	4,100,000	4,931,000	4,556,000	(375,000)

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### LEGISLATIVE ACTION

The Legislature appropriates \$4.6 million on an All Funds basis, which is a reduction in personal service of \$375,000 from the Executive's budget to reflect denial of five additional full time equivalent positions.

## DIVISION OF STATE POLICE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	553,933,000	601,360,000	601,360,000	0
Special Revenue-Other	120,831,400	65,609,000	65,609,000	0
Special Revenue-Federal	8,335,000	7,335,000	7,335,000	0
<b>Total for STATE OPERATIONS</b>	<b>683,099,400</b>	<b>674,304,000</b>	<b>674,304,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - Other	6,000,000	57,740,000	25,000,000	(32,740,000)
<b>Total for CAPITAL PROJECTS</b>	<b>6,000,000</b>	<b>57,740,000</b>	<b>25,000,000</b>	<b>(32,740,000)</b>

### LEGISLATIVE ACTION

**The Legislature appropriates \$699.30 million on an All Funds basis, a decrease of \$32.74 million from the Executive budget submission.**

#### Legislative Changes

**The Legislature denies \$32.7 million in new capital appropriations related to the development of a pistol permit database.**

**The Legislature authorizes the Division to utilize existing contracts for the distribution of \$2 million in support for electronic media communications, literature, internet communications, forums, mailing and other educational efforts to promote public safety.**

## STATEWIDE FINANCIAL SYSTEM

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	55,000,000	55,000,000	55,000,000	0
Total for STATE OPERATIONS	55,000,000	55,000,000	55,000,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## OFFICE OF INFORMATION TECHNOLOGY SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	149,618,000	149,640,000	149,640,000	0
Special Revenue-Other	3,445,000	5,000,000	5,000,000	0
Enterprise	0	4,000,000	4,000,000	0
Internal Service Fund	403,165,000	404,365,000	404,365,000	0
<b>Total for STATE OPERATIONS</b>	<b>556,228,000</b>	<b>563,005,000</b>	<b>563,005,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	0	60,000,000	60,000,000	0
Capital Projects Fund - Other	0	0	27,740,000	27,740,000
<b>Total for CAPITAL PROJECTS</b>	<b>0</b>	<b>60,000,000</b>	<b>87,740,000</b>	<b>27,740,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$650.75 million on an All Funds basis, which is \$27.74 million increase over the Executive request.

#### Article VII

The Legislature accepts the Executive proposal to:

- Transfer the functions of the Office of Cyber Security to ITS from the Division of Homeland Security and Emergency Services.
- Provide language to facilitate the transfer of non-personal service funds from other state agencies to ITS.



## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
IT INITIATIVE PROGRAM	\$27,740,000

## DIVISION OF VETERANS' AFFAIRS

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	5,806,000	6,406,000	6,406,000	0
Special Revenue-Federal	1,966,000	1,966,000	1,966,000	0
<b>Total for STATE OPERATIONS</b>	<b>7,772,000</b>	<b>8,372,000</b>	<b>8,372,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	8,576,000	8,606,000	8,856,000	250,000
Special Revenue-Federal	500,000	500,000	500,000	0
<b>Total for AID TO LOCALITIES</b>	<b>9,076,000</b>	<b>9,106,000</b>	<b>9,356,000</b>	<b>250,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$17.7 million on an All Funds basis, an increase of \$250,000 over the Executive's budget submission.

#### Article VII

The Legislature includes legislation to establish a process to determine the most appropriate site for a state veterans' cemetery, based on the needs of veterans and the location of other cemeteries in the state serving veterans, to create a tax check-off box for the support of a state veterans' cemetery, to direct the Division of Veterans' Affairs to apply to the federal government for reimbursement for the cost of construction of a state veterans' cemetery, and to create a Veterans' Remembrance and Cemetery Maintenance and Operation Fund. A management board with gubernatorial, Assembly, and Senate appointments would advise the Division of Veterans' Affairs regarding siting and operation of the cemetery.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
VETERANS JUSTICE PROJECT	\$100,000
NEW YORK VETERANS OF FOREIGN WARS - NEW YORK CITY SERVICE OFFICE	\$75,000
NEW YORK VETERANS OF FOREIGN WARS - BUFFALO SERVICE OFFICE	\$50,000
VIETNAM VETERANS OF AMERICA - NEW YORK STATE COUNCIL	\$25,000

## OFFICE OF VICTIM SERVICES

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	7,163,000	7,163,000	7,163,000	0
Special Revenue-Federal	3,120,000	3,120,000	3,120,000	0
Total for STATE OPERATIONS	10,283,000	10,283,000	10,283,000	0
<b>AID TO LOCALITIES</b>				
Special Revenue-Other	30,627,000	30,627,000	30,627,000	0
Special Revenue-Federal	35,493,000	35,493,000	35,493,000	0
Total for AID TO LOCALITIES	66,120,000	66,120,000	66,120,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## WORKERS' COMPENSATION BOARD

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	196,801,000	203,227,000	203,227,000	0
Total for STATE OPERATIONS	196,801,000	203,227,000	203,227,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

The Legislature modifies the Executive proposal related to Workers' Compensation **as follows:**

- **accepts the Executive proposal to simplify the assessment process by assessing all providers based on premiums and streamlining administrative and Special Fund assessments into a single assessment;**
- **accepts the Executive proposal to close the Reopened Case Fund;**
- **denies the Executive proposal to close the Aggregate Trust Fund;**
- **accepts the Executive proposal to establish a bonding program for group self-insured trusts to help create a long term payment plan; and**
- **accepts the Executive proposal to amend the assessment reserves required to be held by the State Insurance Fund (SIF) and transfers \$2 billion to the Worker's Compensation Board. The legislative proposal will transfer reserves not required to fund future liabilities from SIF to the Board. Upon request of the Director of Budget, the Workers' Compensation Board shall transfer surplus monies as follows:**
  - **in SFY 2013-14, \$250 million to General Fund for debt management or fiscal uncertainties;**

- **in SFY 2014-15, \$1 billion to the General Fund for the purpose of reducing budget gaps;**
- **in SFY 2015-16, \$250 million to the General Fund for the purpose of reducing budget gaps;**
- **in SFY 2016-17, \$250 million to the General Fund for the purpose of reducing budget gaps; and**
- **all remaining monies, at the discretion of the Director of Budget, shall remain in the Workers' Compensation Fund or be transferred to the General Fund for the purpose of reducing budget gaps or to support SIF.**

## GENERAL STATE CHARGES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	2,606,284,000	2,875,467,000	2,875,467,000	0
Fiduciary	150,250,000	150,500,000	150,500,000	0
Total for STATE OPERATIONS	2,756,534,000	3,025,967,000	3,025,967,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

The Legislature modifies the Executive's pension stabilization plan which provides statutory authority to make a stable rate pension contribution option available to local governments and school districts that are participants in the state retirement system. Availability of the plan is contingent upon the New York State Comptroller electing to make the option available to members of the New York State and Local Employers' Retirement System (ERS) and the New York State and Local Police and Fire Retirement System (PFRS). The Retirement Board of the New York State Teachers' Retirement System (NYSTRS) would also have to elect to make the option available for NYSTRS members.

- For local government and school district employers participating in ERS and PFRS, the plan amends the authority for local governments to opt into existing amortization authority, with modifications:
  - there would be a stable rate of 12 percent for the ERS and 20 percent for the PFRS for the first two years, and that rate could be adjusted by up to a half a percentage point annually thereafter; and
  - repayment would be over a 12 year period, instead of ten years.

- For school districts within the NYSTRS, the plan would:
  - allow for the deferral of payment of pension costs for up to seven years. The rate in the first two years would be 14 percent. In subsequent years, the rate could gradually increase to a maximum of 18 percent;
  - provide repayment would be over a five year period, beginning in fiscal year 2018-19; and
  - if the overall funded ratio of the pension system drops below 80 percent, the stable rate plan for NYSTRS would end.

**The Legislature accepts the Executive proposal to increase the State Fiscal Year (SFY) 2013-14 South Mall payment-in-lieu-of-taxes (PILOT) by \$7.85 million for the City of Albany.**

**The Legislature denies the Executive proposal to cease reimbursement of Income Related Medicare Adjustment Amounts (IRMAA) premium charges.**

**The Legislature denies the Executive proposal to reform interest arbitration.**

**The Legislature denies the Executive proposal to amend the Public Officers Law requirements related to direct care workers who leave state service.**



## MISCELLANEOUS: PUBLIC PROTECTION & GENERAL GOVERNMENT

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	2,470,395,000	2,457,464,000	2,457,464,000	0
Special Revenue-Other	1,031,000	1,031,000	1,031,000	0
Special Revenue-Federal	1,000,000,000	1,000,000,000	1,000,000,000	0
Fiduciary	192,400,000	192,400,000	192,400,000	0
Emergency	300,000,000	8,300,000,000	8,300,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>3,963,826,000</b>	<b>11,950,895,000</b>	<b>11,950,895,000</b>	<b>0</b>
<b>Homeland Security</b>				
Emergency	200,000,000	8,200,000,000	8,200,000,000	0
<b>Total for Program</b>	<b>200,000,000</b>	<b>8,200,000,000</b>	<b>8,200,000,000</b>	<b>0</b>
<b>Aggregate Trust Fund</b>				
General Fund	220,000,000	220,000,000	220,000,000	0
<b>Total for Program</b>	<b>220,000,000</b>	<b>220,000,000</b>	<b>220,000,000</b>	<b>0</b>
<b>Collective Bargaining Agreements</b>				
General Fund	44,221,000	30,931,000	30,931,000	0
Special Revenue-Other	250,000	250,000	250,000	0
<b>Total for Program</b>	<b>44,471,000</b>	<b>31,181,000</b>	<b>31,181,000</b>	<b>0</b>
<b>Deferred Compensation Board</b>				
General Fund	111,000	111,000	111,000	0
Special Revenue-Other	781,000	781,000	781,000	0
<b>Total for Program</b>	<b>892,000</b>	<b>892,000</b>	<b>892,000</b>	<b>0</b>
<b>Health Insurance Contingency Reserve</b>				
General Fund	604,043,000	607,022,000	607,022,000	0
<b>Total for Program</b>	<b>604,043,000</b>	<b>607,022,000</b>	<b>607,022,000</b>	<b>0</b>
<b>Health Insurance Reserve Receipts Fund</b>				
Fiduciary	192,400,000	192,400,000	192,400,000	0
<b>Total for Program</b>	<b>192,400,000</b>	<b>192,400,000</b>	<b>192,400,000</b>	<b>0</b>
<b>Reserve for Federal Audit Disallowance</b>				
General Fund	200,000,000	200,000,000	200,000,000	0
<b>Total for Program</b>	<b>200,000,000</b>	<b>200,000,000</b>	<b>200,000,000</b>	<b>0</b>
<b>Special Emergency Appropriations</b>				
Emergency	100,000,000	100,000,000	100,000,000	0
<b>Total for Program</b>	<b>100,000,000</b>	<b>100,000,000</b>	<b>100,000,000</b>	<b>0</b>
<b>Worker's Compensation Reserve</b>				

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
General Fund	17,020,000	14,400,000	14,400,000	0
Total for Program	17,020,000	14,400,000	14,400,000	0
State Insurance Fund				
General Fund	1,295,000,000	1,295,000,000	1,295,000,000	0
Total for Program	1,295,000,000	1,295,000,000	1,295,000,000	0
Property/Casualty Insurance Security Fund				
General Fund	90,000,000	90,000,000	90,000,000	0
Total for Program	90,000,000	90,000,000	90,000,000	0
Special Federal Emergency Appropriation				
Special Revenue-Federal	1,000,000,000	1,000,000,000	1,000,000,000	0
Total for Program	1,000,000,000	1,000,000,000	1,000,000,000	0
AID TO LOCALITIES				
General Fund	992,044,300	992,044,300	996,336,217	4,291,917
Special Revenue-Other	0	3,000,000	0	(3,000,000)
Fiduciary	30,000,000	30,000,000	30,000,000	0
Total for AID TO LOCALITIES	1,022,044,300	1,025,044,300	1,026,336,217	1,291,917
Pilot Program for Counsel at Arraignment				
Special Revenue-Other	0	3,000,000	0	(3,000,000)
Total for Program	0	3,000,000	0	(3,000,000)
Video Lottery Terminal Municipal Aid				
General Fund	25,867,000	25,867,000	27,245,917	1,378,917
Total for Program	25,867,000	25,867,000	27,245,917	1,378,917
Local Government Assistance Tax Fund				
General Fund	170,000,000	170,000,000	170,000,000	0
Total for Program	170,000,000	170,000,000	170,000,000	0
Municipal Assistance Tax Fund				
Fiduciary	15,000,000	15,000,000	15,000,000	0
Total for Program	15,000,000	15,000,000	15,000,000	0
Municipal Assistance State Aid Fund				
Fiduciary	15,000,000	15,000,000	15,000,000	0
Total for Program	15,000,000	15,000,000	15,000,000	0
Miscellaneous Financial Assistance				
General Fund	1,960,000	1,960,000	3,373,000	1,413,000
Total for Program	1,960,000	1,960,000	3,373,000	1,413,000
Small Government Assistance				

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
General Fund	217,300	217,300	217,300	0
<b>Total for Program</b>	<b>217,300</b>	<b>217,300</b>	<b>217,300</b>	<b>0</b>
Aid to Municipalities				
General Fund	794,000,000	794,000,000	794,000,000	0
<b>Total for Program</b>	<b>794,000,000</b>	<b>794,000,000</b>	<b>794,000,000</b>	<b>0</b>
Additional Municipal Aid				
General Fund	0	0	1,500,000	1,500,000
<b>Total for Program</b>	<b>0</b>	<b>0</b>	<b>1,500,000</b>	<b>1,500,000</b>

## LEGISLATIVE ACTION

**The Legislature denies the Executive's proposal to provide a \$3 million appropriation for a pilot program for counsel at arraignment.**

### Article VII

- The Legislature accepts the Executive's proposal to reform the Local Government Efficiency Grant Program (LGEG) and the Citizens Re-Organization Empowerment Grant Programs (CREG) to provide the following:
  - CREG grants related to study projects would be required to consider legal issues and impediments surrounding proposed local government reorganizations. This provision also lowers the maximum LGEG awards for planning grants.
  - The maximum award per municipality would be \$12,500 and the maximum award per grant would be \$100,000.
  - The Department of State will also be required to review CREG and LGEG applications within one week of receipt to ensure there were no portions of the application left blank, and would be required to notify each applicant in writing of their approval or denial.

- **The Legislature accepts modifications to the Intrastate Mutual Aid Program to include school districts and BOCES participation.**
- **The Legislature accepts language that prohibits Industrial Development Agencies (IDAs) from financing retail projects, other than retail projects that are considered to be a “tourism destination”, are located in a highly distressed area, or would make goods or services reasonably accessible where they otherwise are not. This part would also:**
  - **require IDAs to report all state sales tax exemptions for each project it supports to the Commissioner of Taxation and Finance;**
  - **require IDAs to turn over any state sales tax that it recaptures to the Commissioner of Taxation and Finance;**
  - **require IDAs to prepare an annual compliance report to the Commissioner of Taxation and finance on effort to recapture state sales taxes; and**
  - **authorize the Commissioner of Taxation and Finance to audit IDAs related to state sales tax exemptions.**

## **Legislative Additions**

- **The Legislature provides \$123,000 to the following villages which were not previously receiving Aid and Incentives to Municipalities (AIM):**
  - **\$75,000 to the Village of Mastic Beach**
  - **\$27,000 to the Village of Woodbury**
  - **\$19,000 to the Village of South Blooming Grove**
  - **\$2,000 to the Village of Sagaponack**
- **The Legislature provides \$250,000 in Miscellaneous Financial Assistance to the City of Syracuse for an Information Technology shared services project with the County of Onondaga.**
- **The Legislature provides \$1.5 million to be allocated across all villages.**
- **The Legislature provides \$1.3 million increase to VLT host municipalities outside of Yonkers, increasing Aid from \$25.86 million to \$27.2 million.**
- **The Legislature provides \$1.04 million in miscellaneous financial assistance to Oneida and Madison County. This would increase the existing appropriation from \$1.96 million to \$3 million.**

**The Legislature provides funding for the following:**

<b>PROGRAM</b>	<b>APPROPRIATION</b>
<b>VILLAGE PER CAPITA AID</b>	<b>\$1,500,000</b>
<b>MISCELLANEOUS FINANCIAL ASSISTANCE</b>	<b>\$1,413,000</b>
<b>VIDEO LOTTERY GAMING FACILITIES</b>	<b>\$1,378,917</b>

# **EDUCATION, LABOR & FAMILY ASSISTANCE**

**By Agency**

## COUNCIL ON THE ARTS

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	4,119,000	4,119,000	4,119,000	0
Special Revenue-Other	0	500,000	0	(500,000)
Special Revenue-Federal	100,000	100,000	100,000	0
<b>Total for STATE OPERATIONS</b>	<b>4,219,000</b>	<b>4,719,000</b>	<b>4,219,000</b>	<b>(500,000)</b>
<b>AID TO LOCALITIES</b>				
General Fund	35,855,000	35,855,000	35,855,000	0
Special Revenue-Other	196,000	696,000	196,000	(500,000)
Special Revenue-Federal	1,413,000	1,413,000	1,413,000	0
<b>Total for AID TO LOCALITIES</b>	<b>37,464,000</b>	<b>37,964,000</b>	<b>37,464,000</b>	<b>(500,000)</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$41.68 million on an All Funds basis, a net decrease of \$1 million from the Executive's budget submission.

#### Legislative Changes

The Legislature denies \$1 million in appropriations that would have allowed the Council to solicit arts grants or donations from private sources.

## CITY UNIVERSITY OF NEW YORK

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	0	0	551,340	551,340
Special Revenue-Other	175,400,000	175,400,000	175,400,000	0
Fiduciary	2,056,509,900	2,152,086,900	2,153,086,900	1,000,000
<b>Total for STATE OPERATIONS</b>	<b>2,231,909,900</b>	<b>2,327,486,900</b>	<b>2,329,038,240</b>	<b>1,551,340</b>
<b>AID TO LOCALITIES</b>				
General Fund	1,306,383,490	1,357,154,990	1,369,880,400	12,725,410
<b>Total for AID TO LOCALITIES</b>	<b>1,306,383,490</b>	<b>1,357,154,990</b>	<b>1,369,880,400</b>	<b>12,725,410</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	347,909,000	45,083,000	45,083,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>347,909,000</b>	<b>45,083,000</b>	<b>45,083,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature provides an All Funds Appropriation of \$3.8 billion for the City University of New York (CUNY), an increase of \$14.2 million from the Executive's recommendation.

#### Legislative Changes

The Legislature provides an additional \$9.3 million to support an increase in base operating aid for CUNY community colleges in the upcoming academic year, or \$150 per full time equivalent (FTE) student. As a result, base aid is \$2,422 per FTE for Academic Year (AY) 2013-14.

The Legislature provides \$1.7 million for the Accelerated Study in Associate Program.

The Legislature provides an additional \$1 million for the Joseph Murphy Institute, for a total of \$1.5 million.

The Legislature provides an additional \$551,340 for the Search for Education, Elevation and Knowledge (SEEK) programs, for a total of \$18.9 million.



The Legislature restores \$544,000 for CUNY community college child care centers, for a total of \$1.4 million.

The Legislature provides an additional \$26,500 for the College Discovery Program, for a total of \$909,890.

## Article VII

The Legislature amends the Executive proposal to establish the Next Generation New York Job Linkage Program. The amended language requires community colleges to produce a report on how they prepare community college students who are enrolled in certificate or workforce programs for current and future job opportunities, and would require CUNY to demonstrate that it is partnering with employers. The amended language also refines the criteria used to determine eligibility for incentive funding at CUNY community colleges.

The Legislature adds language that would codify recommendations from the CUNY chargeback report issued pursuant to Chapter 57 of the laws of 2012. These recommendations include developing a uniform methodology for calculating chargeback rates and assisting in the development of an electronic or online billing system.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CUNY COMMUNITY COLLEGE BASE AID RESTORATION	\$9,261,000
ACCELERATED STUDY IN ASSOCIATE PROGRAM (ASAP)	\$1,730,405
JOSEPH MURPHY INSTITUTE - CONTINGENCY	\$1,000,000
JOSEPH MURPHY INSTITUTE - AY TRANSFER	\$750,000
SEEK PROGRAM	\$551,340
CHILD CARE - COMMUNITY COLLEGES	\$544,000
SEEK: AID TO LOCALITIES	\$413,505
COLLEGE DISCOVERY	\$26,500

## EDUCATION DEPARTMENT

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	42,640,000	46,040,000	47,712,000	1,672,000
Special Revenue-Other	149,913,000	149,293,000	149,293,000	0
Special Revenue-Federal	356,896,000	353,022,000	353,022,000	0
Internal Service Fund	33,563,000	33,663,000	33,663,000	0
<b>Total for STATE OPERATIONS</b>	<b>583,012,000</b>	<b>582,018,000</b>	<b>583,690,000</b>	<b>1,672,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	36,599,003,000	36,956,193,000	37,755,353,850	799,160,850
Special Revenue-Other	9,500,379,000	9,754,799,000	9,818,799,000	64,000,000
Special Revenue-Federal	4,242,231,000	4,319,231,000	4,319,231,000	0
<b>Total for AID TO LOCALITIES</b>	<b>50,341,613,000</b>	<b>51,030,223,000</b>	<b>51,893,383,850</b>	<b>863,160,850</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	3,400,000	3,400,000	3,400,000	0
Library Aid (Auth Bonds)	14,000,000	14,000,000	14,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>17,400,000</b>	<b>17,400,000</b>	<b>17,400,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature provides an All Funds appropriation of \$52.49 billion, a net increase of \$864.83 million over the Executive proposal.

#### State Operations

The Legislature provides an additional \$1.5 million for the administration of the high school equivalency diploma exam for a total of \$5.16 million.

The Legislature accepts the Executive proposal to authorize the State Education Department (SED) to require a higher quality student teaching experience and to establish standards for a teacher and principal bar exam.

The Legislature accepts the Executive proposal to provide \$4 million in federal funds for preschool education program (4410) oversight.

**The Legislature accepts the Executive proposal to provide \$1.5 million for the administration of the January Regents Exams.**

**The Legislature accepts the Executive proposal to provide an additional \$1.9 million to address the current and prior year costs of Tenured Teacher Hearings (3020a).**

**The Legislature provides an additional \$172,000 in funding for conservation and preservation of library materials and the Talking Book and Braille Library, for a total of \$693,000.**

### **Formula Based Aids**

**The Legislature funds General Support for Public Schools at \$21.23 billion, an increase of \$436.36 million over the Executive proposal, which is an overall increase of \$992.16 million for the 2013-14 School Year (SY).**

**The Legislature provides for a two year school aid appropriation which includes an increase of \$936.61 million in formula based aids for SY 2013-14. The enacted budget provides for an increase in Foundation Aid, a partial restoration of the Gap Elimination Adjustment (GEA), a restoration of High Tax Aid, and present law reimbursement of \$228.73 million in expense based aids. In addition, the Legislature accepts the Executive's provision of \$100 million in Performance Improvement and Management Efficiency Grants.**

**The Legislature modifies the Foundation Aid proposal and provides an increase of \$171.36 million in funding over the 2012-13 SY, for a total of \$15.18 billion in SY 2013-14.**

**The Legislature modifies the Gap Elimination Adjustment restoration for an increase of \$195.94 million in funding over the Executive proposal and \$517.5 million over SY 2012-13. This reduces the total GEA to \$1.64 billion for SY 2013-14.**

**The Legislature modifies the Executive proposal and provides funding for High Tax Aid at \$223.30 million, an increase of \$68.56 million over the Executive proposal and an increase of \$18.53 million over SY 2012-13.**

**The Legislature reallocates \$203.47 million in Fiscal Stabilization Funding proposed in the Executive's budget to support additional funding for school aid.**

**The Legislature modifies the Executive proposal and provides funding for Building Aid at its present law level of \$2.75 billion, a decrease of \$3.43 million from the Executive proposal and an increase of \$65.01 million over SY 2012-13.**

**The Legislature modifies the Executive proposal and provides funding for Reorganization Building Aid at its present law level of \$26.41 million, a decrease of \$113,794 from the Executive proposal and an increase of \$242,703 over SY 2012-13.**

The Legislature modifies the Executive proposal and provides funding for Transportation Aid at its present law level of \$1.72 billion, a decrease of \$68,636 from the Executive proposal and an increase of \$59.93 million over SY 2012-13.

The Legislature accepts the Executive proposal to fund Summer Transportation Aid at \$4.99 million, the same level as SY 2012-13.

The Legislature modifies the Executive proposal to fund Universal Prekindergarten at its present law level of \$385.03 million, the same level as under the Executive proposal and an increase of \$6.71 million over SY 2012-13.

The Legislature modifies the Executive proposal to fund Full Day Kindergarten at its present law level of \$15.49 million, an increase of \$1.67 million over the Executive proposal and an increase of \$8.09 million over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for BOCES at its present law level of \$728.54 million, an increase of \$3.69 million over the Executive proposal and \$29.66 million over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for Special Services Aid at its present law level of \$204.48 million, an increase of \$291,868 over the Executive proposal and a decrease of \$3.59 million from SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for High Cost Excess Cost Aid for special needs students at its present law level of \$516.66 million, a decrease of \$15.38 million from the Executive proposal and an increase of \$19.32 million over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for Private Excess Cost Aid for special need students at its present law level of \$356.17 million, a decrease of \$2.81 million over the Executive proposal and an increase of \$34.76 million over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for Textbook Aid at its present law level of \$180.31 million, a decrease of \$1.03 million from the Executive proposal and an increase of \$864,333 over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for Computer Software at its present law level of \$45.44 million, a decrease of \$251,458 from the Executive proposal and an increase of \$416,448 over SY 2012-13.

The Legislature modifies the Executive proposal and provides funding for Library Materials at its present law level of \$19.37 million, a decrease of \$104,908 from the Executive proposal and an increase of \$356,113 over SY 2012-13.

The Legislature modifies the Executive proposal to fund Computer Hardware at its present law level of \$38.63 million, a decrease of \$234,659 from the Executive proposal and an increase of \$203,831 over SY 2012-13.

The Legislature modifies the Executive proposal to fund Charter Transitional Aid at its present law level of \$36.23 million, an increase of \$1.62 million over the Executive proposal, and an increase of \$2.75 million over SY 2012-13.

The Legislature modifies the Executive proposal to fund Reorganization Operating Aid at \$8.48 million, an increase of \$5.91 million over the Executive proposal and an increase of \$5.63 million over SY 2012-13.

The Legislature accepts the Executive proposal to fund Academic Enhancement Aid at \$27.02 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund Supplemental Public Excess Cost Aid at \$4.31 million, the same level of funding as in SY 2012-13.

#### NEW NY Education Commission Grants

The Legislature accepts the \$75 million in New NY Education Reform Commission grants and modifies certain program elements in the following manner:

- **Full-Day and Half-Day Prekindergarten grants (\$25 million):** The Legislature modifies the Executive proposal to require that a portion of such grants include half-day placements; maintain certain teacher certification requirements; and programs must comply with the common core standards and adopt approved quality indicators within certain timeframes.
- **Extended Learning Time grants (\$20 million):** The Legislature modifies the Executive proposal authorizing grants for school districts that increase academic learning time by 25 percent by providing that the application must consider additional learning time for students in middle schools; authorizing school districts to apply in collaboration with not-for-profit community based organizations; and providing that the Commissioner will administer the grant.
- **Community School grants (\$15 million):** The Legislature modifies the Executive proposal to provide that the State Council on Children and Families would develop the request for proposals in coordination with the Commissioner; authorize not-for-profit organizations to apply for these grants in collaboration with the NYC school district; authorize the Commissioner to award funding; and include mental health services and student safety.
- **Master Teacher grants (\$11 million):** The Legislature modifies the grant to include the New York City school district; provide that funds sub-allocated to SUNY may only be used to administer the grants; and to provide for collective bargaining provisions.

- **Early College High School grants (\$4 million):** The Legislature modifies the credit requirement to provide that programs would be awarded based upon the number of college credits earned annually by participating students instead of requiring an amount of credits equal to an associate degree.

#### Other General Support for Public Schools Programs

The Legislature accepts the Executive proposal to fund Teachers of Tomorrow at \$25 million, the same level of funding as SY 2012-13.

The Legislature accepts the Executive proposal to support the Teacher Mentor Intern program at \$2 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund School Health Services at \$13.84 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to continue funding the Special Academic Improvement Grant for the Roosevelt Union Free School District at \$12 million, the same funding level as SY 2012-13.

The Legislature accepts the Executive proposal to fund the Urban-Suburban Transfer at \$2.73 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund Employment Preparation Education Aid by \$96 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund Homeless Pupils at \$21.25 million, a \$3 million increase over SY 2012-13.

The Legislature accepts the Executive proposal to fund Incarcerated Youth at \$21 million, a \$500,000 increase over SY 2012-13.

The Legislature accepts the Executive proposal to fund Bilingual Education at \$12.5 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund the Education of OMH/OPWDD pupils at its present law level of \$76 million, a decrease of \$4 million from SY 2012-13.

The Legislature accepts the Executive proposal to fund Special Act School Districts at \$2.7 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund BOCES Aid for Special Act Districts at \$700,000, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund Learning Technology Grants at \$3.29 million, the same level of funding as in SY 2012-13.

The Legislature accepts the Executive proposal to fund Native American Building Aid at \$5 million, the same level of funding as SY 2012-13.

The Legislature accepts the Executive proposal to provide funding for Native American Education at its present law level of \$43.7 million, an increase of \$6.15 million over SY 2012-13.

The Legislature accepts the Executive proposal to fund Bus Driver Safety at \$400,000, the same level of funding as in SY 2012-13.

#### Other Elementary and Secondary Education Programs

The Legislature restores \$10.22 million to Teacher Resource and Computer Training Centers for SY 2013-14, and provides an additional \$4 million, for a total of \$14.22 million.

The Legislature accepts the Executive proposal to increase Mandated Service Relief for nonpublic schools by \$3.6 million for a total of \$94.02 million.

The Legislature accepts the Executive increase of \$1.3 million for Comprehensive Attendance Policy reimbursement to nonpublic schools and provides an additional increase of \$9 million for a total of \$43.56 million in 2013-14 SY. In addition, language is provided to direct the Commissioner to provide an analysis of obligations along with the method for calculation.

The Legislature adds \$4.5 million for Safety Equipment for Nonpublic Schools.

The Legislature increases Adult Literacy Education by \$1 million for a total of \$6.23 million.

The Legislature provides \$1 million in funding for Deferred Action for Childhood Arrivals (DACA) transition funding to provide educational services and support for DACA-eligible out-of-school youth and young adults in New York.

The Legislature restores funding for the Consortium for Worker Education setaside within the Employment Preparation Education (EPE) program by \$1.5 million for a total of \$13 million.

The Legislature accepts the Executive proposal to increase support for the School Lunch and Breakfast Program to \$34.4 million, an increase of \$700,000 over SY 2012-13.

The Legislature accepts the Executive proposal to continue assistance for Targeted Prekindergarten at \$1.3 million, the same funding level as in SY 2012-13.

The Legislature accepts the Executive proposal to continue support for Education of Children of Migrant Workers at \$89,000, the same funding level as in SY 2012-13.

**The Legislature accepts the Executive proposal to continue funding for Adult Basic Education at \$1.84 million, the same level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to continue Academic Intervention Services for Nonpublic Schools at \$922,000, the same level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to fund Schools for the Blind and Deaf (4201) at \$97.1 million, a decrease of \$2.2 million from 2012-13.**

**The Legislature restores \$16.8 million for Summer Programs for the Blind and Deaf in order to prevent an up-front cost shift onto school districts for these programs.**

**The Legislature accepts the Executive proposal to fund Summer School Handicapped (4408) at \$321.7 million, the same funding level as SY 2012-13.**

**The Legislature accepts the Executive proposal to increase Preschool Special Education (4410) funding to \$983.5 million, an increase of \$46.8 million over SY 2012-13.**

**The Legislature accepts the Executive proposal to provide \$5 million in federal funds for 4410 oversight, and an additional \$1 million carve out from the State 4410 funding for oversight performed by the municipality.**

**The Legislature accepts the Executive proposal to fund Prior Year Claims and Fiscal Stabilization Grants at \$32.79 million, a present law decrease of \$12.28 million from SY 2012-13.**

**The Legislature accepts the Executive proposal to provide continued assistance to the Statewide Center for School Safety at \$466,000, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to fund the Health Education Program at \$691,000, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to maintain support for the Extended Day/School Violence Prevention program at \$24.34 million, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to continue support for County Vocational Education and Extension Boards at \$932,000, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to maintain the funding for the Primary Mental Health Project at \$894,000, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to maintain the funding for Math and Science High Schools at \$1.38 million, the same funding level as in SY 2012-13.**



**The Legislature accepts the Executive proposal to maintain funding for the Syracuse City School District's Say Yes to Education Program at \$350,000, the same funding level as in SY 2012-13.**

**The Legislature provides an additional \$250,000 for the Center for Autism and Related Disabilities at the University at Albany, for a total of \$1.19 million.**

**The Legislature accepts the Executive proposal to maintain support for the Summer Food Program at \$3.05 million, the same funding level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to continue Charter School Start-Up Grants at \$4.84 million, the same funding level as in SFY 2012-13.**

**The Legislature accepts the Executive proposal to continue funding for the Mentoring and Tutoring program at \$490,000, the same level as in SY 2012-13.**

**The Legislature accepts the Executive proposal to continue funding for Postsecondary Aid to Native Americans at \$598,000, the same level as in SY 2012-13.**

**The Legislature provides for Small Government Assistance in the amount of \$1.87 million, to certain school districts, the same level of funding as in SY 2012-13.**

**The Legislature accepts the Executive proposal to fund the Just Kids program at the University at Albany at \$235,000.**

**The Legislature provides \$6.9 million for Supplemental Valuation Impact grants.**

**The Legislature provides \$700,000 for Community Learning Schools.**

**The Legislature provides \$350,000 for the Community Services Project.**

**The Legislature provides \$350,000 for the Project Witness Program.**

**The Legislature provides \$300,000 for the Project Rise program.**

**The Legislature provides \$150,000 in funding for the Executive Leadership Institute (ELI).**

**The Legislature restores \$100,000 for the New York State Historical Association for National History Day.**

### **Cultural Education**

**The Legislature includes an additional \$4 million in Aid to Public Libraries, for a total of \$86.9 million for SFY 2013-14.**

The Legislature provides support for Educational Television and Radio at \$14 million, the same level as in SY 2012-13.

The Legislature accepts the Executive proposal to continue funding for the Local Government Records Management Improvement Fund at \$8.35 million, the same level as in SY 2012-13.

The Legislature accepts the Executive proposal for Documentary Heritage Grants at \$461,000, the same level of funding as in SY 2012-13.

#### Adult Career and Continuing Education Services Program

The Legislature accepts the following Executive proposals:

- Case Services is funded at \$54 million, the same level as in SY 2012-13;
- Supported Employment is funded at \$15.16 million, the same level as in SFY 2012-13;
- Independent Living Centers are funded at \$12.36 million, the same level as in SFY 2012-13; and
- College Readers Aid is funded at \$294,000, the same level as in SFY 2012-13.

#### Higher Education

The Legislature provides an additional \$1.7 million to higher education opportunity programs as follows:

- the Liberty Partnerships program is increased by \$376,260, providing total funding of \$12.9 million;
- the Higher Education Opportunity Program (HEOP) is increased by \$728,040, providing total funding of \$25.0 million;
- the Science and Technology Entry Program (STEP) is increased by \$324,030, providing total funding of \$11.1 million; and
- the Collegiate Science and Technology Entry Program (CSTEP) is increased by \$245,520, providing total funding of \$8.4 million.

#### Capital Projects

The Legislature accepts the Executive proposal and recommends no changes.

## Article VII

The Legislature modifies the Executive proposal to link an increase in school aid to approval and implementation of the standards and procedures for conducting Annual Professional Performance Reviews (APPR) of classroom teachers and building principals by September 1 of every year, and restores cuts for future years to prevent an ongoing penalty to schools that missed the deadline for a teacher and principal evaluation plan.

The Legislature accepts the Executive proposal to continue the Contracts for Excellence (C4E) program.

The Legislature denies the Executive proposal to establish a time limit for adjustments to aid payable for instructional materials.

The Legislature repeals the BOCES five-year special education space plan and replaces the provision with a requirement that the BOCES District Superintendent ensures the stability and continuity of program placements for students with disabilities.

The Legislature provides that the school census for all students aged 5-18 to be completed biennially instead of annually.

The Legislature authorizes nonpublic schools to submit school safety plans to the school Safety Improvement Teams for review.

The Legislature modifies the Executive proposal to exempt school districts with fewer than 1,500 students from the internal audit function.

The Legislature accepts the Executive proposal to continue the Charter School Tuition Freeze at 2010-11 levels.

The Legislature provides that APPR plans that were approved by the Commissioner for the 2012-13 school year continue into subsequent school years unless a school district and its collective bargaining unit agree to a new or amended APPR plan by September 1 of each school year to protect school districts from APPR non-compliance penalties.

The Legislature provides that any school district that did not have an approved APPR plan by the Commissioner by January 17, 2013 and is unable to get Commissioner approval prior to May 29, 2013 will participate in an arbitration proceeding before the Commissioner so that the Commissioner may determine a plan for such district. The arbitration proceeding will allow for two days of hearings where the parties can present evidence. The school district or collective bargaining unit may appeal the arbitration decision to the Supreme Court within ten days of the decision. The APPR plan determined by the Commissioner must be consistent with other plans approved by the Commissioner and will continue into subsequent school years until the school district and its collective bargaining units agree to a new or amended APPR plan.

**The Legislature maintains Supplemental Public Excess Cost aid at its current level through the 2014-15 school year.**

**The Legislature proposes various formula calculations to reflect changes in Foundation Aid and Gap Elimination Adjustment (GEA) restoration. GEA restoration calculations reflect enrollment increases, funding for districts disproportionately affected by GEA cuts and other measures.**

**The Legislature modifies the Executive proposal to prohibit school districts from receiving Full-Day Kindergarten Conversion Aid more than once by authorizing a one-time waiver from this provision in certain circumstances.**

**The Legislature maintains Academic Enhancement aid at its current level through the 2014-15 school year.**

**The Legislature rejects cuts to High Tax Aid and makes a full restoration of funding.**

**The Legislature suspends the Building Aid amortization reset for two years.**

**The Legislature approves the Executive proposal to continue existing provisions for the Teachers of Tomorrow program in the New York City school district.**

**The Legislature modifies the Executive proposal for Community School competitive grants to include language to provide that the State Council on Children and Families would develop the request for proposals in coordination with the Commissioner; authorizes not-for-profit organizations to apply for these grants in collaboration with the NYC school district; authorize the Commissioner to award funding; and provide consideration for mental health services and student safety.**

**The Legislature modifies the Executive proposal for Extended Learning Time grants by adding language to provide that applications must consider additional learning time for students in middle schools; authorize school districts to apply in collaboration with not-for-profit community based organizations; and provide that the Commissioner will administer the grant.**

**The Legislature rejects the Executive proposal to alter the current payment schedule for summer programs for children attending Schools for the Blind and Deaf.**

**The Legislature rejects the Executive proposal to provide that the school district of residence pay the tuition for summer programs for children attending Schools for the Blind and Deaf instead of the school district of origin.**

**The Legislature approves the Executive proposal to extend special education class size provisions for school districts.**

The Legislature authorizes the Commissioner to disregard a reduction in aid to Universal Prekindergarten programs that do not meet the 180-day requirement because of extraordinarily adverse weather conditions.

The Legislature expands a Building Aid waiver provision for school districts that were unable to submit a final certificate of substantial completion for a project and/or complete the final report because of circumstances beyond the control of the district to include the inability of the district to complete a complex project within 18 months.

The Legislature provides for an inventory to be compiled and a report to be issued of all transportable classroom units (TCUs) in the NYC school district. The Chancellor will provide recommendations to minimize the number of TCUs in the City.

The Legislature continues certain provisions authorizing Annual Professional Performance Review transition grants.

The Legislature requires that the Commissioner disregard a reduction in school aid, for up to ten days, for schools that were not in session for 180 days because of extraordinarily adverse weather conditions.

The Legislature denies the Executive proposal to permit schools to apply to SED for a waiver from certain special education requirements.

The Legislature requires that the NYC school district provide afterschool transportation to students in grades K-6 who attend regularly scheduled academic classes from 9:30 AM until 4:00 PM, with certain limitations.

The Legislature denies the Executive proposal to allow NYC to select, through a competitive process or other method, Preschool Special Education providers and to establish rates of payment.

The Legislature continues the Roosevelt Lottery Advance and requires the Roosevelt School District to submit certain financial information on a periodic basis.

The Legislature accepts the Executive proposal to permit counties to retain 100 percent of any disallowances or overpayments found upon an audit of Preschool Special Education providers.

The Legislature requires SED to develop guidelines that may be used by counties when auditing preschool special education providers.

The Legislature authorizes certain schools districts that are subject to extreme penalties for failing to follow certain Building Aid rules and procedures to pay these penalties over several years.

The Legislature restores the Executive cut of \$1.5 million to Center for Worker Education (CWE) as a setaside within the Employment Preparation Education (EPE) appropriation for a total of \$13 million.

**The Legislature continues to authorize the \$2.5 million setaside within EPE for students with high school diplomas that do not have sufficient basic skills.**

The Legislature authorizes use of a different pupil count in determining a district's Basic Contribution for districts with a very high ratio of pupils to resident pupils.

**The Legislature approves the Executive proposal to extend for two years the authority of school districts and BOCES to lease school buses.**

**The Legislature continues miscellaneous program extenders for one year.**

**The Legislature continues school district authorization to transfer excess Employee Benefit Accrued Liability Reserve (EBALR) funds to reduce the district's remaining GEA.**

**The Legislature accepts the Executive proposal to extend the provisions of State law that conform to federal No Child Left Behind requirements.**

**The Legislature approves the Executive proposal to continue current provisions for School Bus Driver Training.**

**The Legislature continues existing provisions for the support of public libraries.**

**The Legislature approves and continues the Executive's Chapter 1 Advance provisions.**

**The Legislature continues existing provisions for a lottery accrual due to a change made by the Government Accounting Standards Board regarding the Teacher Retirement System pension contribution.**

The Legislature approves the Executive proposal to extend the Rochester City School District's ability to purchase health services from BOCES.

**The Legislature accepts the Executive proposal to continue Magnet School, Attendance Improvement and Dropout Prevention, and Teacher Support Aid set asides within Foundation Aid.**

**The Legislature denies the Executive proposal to only continue certain school district reporting requirements that have been approved for continuation by the Mandate Relief Council.**

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
GENERAL SUPPORT FOR PUBLIC SCHOOLS (GSPS)	\$931,009,000
SRO - LOTTERY INCREASE	\$64,000,000
SUMMER SCHOOL SPECIAL EDUCATION PAYMENT SCHEDULE CHANGE	\$16,800,000
GRANTS IN AID TO SCHOOL DISTRICTS	\$15,109,000
NATIVE AMERICAN EDUCATION	\$12,302,000
TEACHER RESOURCE AND COMPUTER TRAINING CENTERS	\$9,982,000
ADDITIONAL NONPUBLIC SCHOOL AID (CAP)	\$9,000,000
SUPPLEMENTAL VALUATION IMPACT GRANTS (SVIG)	\$6,870,000
HEALTH AND SAFETY GRANTS TO NON-PUBLIC SCHOOLS	\$4,500,000
AID TO PUBLIC LIBRARIES	\$4,000,000
HOMELESS YOUTH EDUCATION	\$2,800,000
MARLBORO SCHOOL DISTRICT	\$2,000,000
HIGH SCHOOL EQUIVALENCY EXAM TESTING	\$1,500,000
INCARCERATED YOUTH EDUCATION	\$1,050,000
DEFERRED ACTION FOR CHILDHOOD ARRIVALS TRANSITION FUND	\$1,000,000
HIGHER EDUCATION OPPORTUNITY PROGRAM RESTORATION	\$728,040
COMMUNITY SCHOOLS	\$700,000
UNION ENDICOTT SCHOOL DISTRICT	\$700,000
ADULT LITERACY EDUCATION (ALE)	\$700,000
NORTH SHORE SCHOOL DISTRICT	\$500,000
NEW YORK COUNCIL FOR THE HUMANITIES	\$450,000
HIGHER ED - LIBERTY PARTNERSHIPS	\$376,260
COMMUNITY SERVICES PROJECT	\$350,000
PROJECT WITNESS	\$350,000
SCIENCE AND TECHNOLOGY ENTRY PROGRAM (STEP)	\$324,030
PROJECT RISE	\$300,000
REGIONAL CENTER FOR AUTISM AT SUNY ALBANY	\$250,000
POUGHKEEPSIE CITY SCHOOL DISTRICT	\$250,000
NEWBURGH CITY SCHOOL DISTRICT	\$250,000
NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS	\$250,000
MONROE WOODBURY SCHOOL DISTRICT	\$250,000
WHITE PLAINS SCHOOL DISTRICT	\$250,000
HIGHER ED - CSTEP	\$245,520
LIBRARIES FOR THE BLIND AND VISUALLY HANDICAPPED	\$172,000
EXECUTIVE LEADERSHIP INSTITUTE	\$150,000
MOUNT VERNON CITY SCHOOL DISTRICT	\$150,000
STONY POINT - HAVERSTRAW SCHOOL DISTRICT	\$150,000
PATCHOGUE-MEDFORD SCHOOL DISTRICT	\$150,000
WILLIAM FLOYD SCHOOL DISTRICT	\$150,000
LONG BEACH SCHOOL DISTRICT	\$125,000
YONKERS CITY SCHOOL DISTRICT	\$100,000
LIVERPOOL SCHOOL DISTRICT	\$100,000
SYRACUSE SCHOOL DISTRICT	\$100,000
HARRISON SCHOOL DISTRICT	\$100,000
EAST RAMAPO CENTRAL SCHOOL DISTRICT	\$100,000

FALLSBURG CENTRAL SCHOOL DISTRICT	\$100,000
OGDENSBURG CITY SCHOOL DISTRICT	\$100,000
SULLIVAN WEST SCHOOL DISTRICT	\$100,000
ROCHESTER CITY SCHOOL DISTRICT	\$100,000
NEW YORK STATE HISTORICAL ASSOCIATION	\$100,000
WYANDANCH SCHOOL DISTRICT	\$100,000
POTSDAM SCHOOL DISTRICT	\$100,000
THREE VILLAGE SCHOOL DISTRICT	\$100,000
ALBANY CITY SCHOOL DISTRICT	\$100,000
BUFFALO CITY SCHOOL DISTRICT	\$100,000
HAMBURG SCHOOL DISTRICT	\$100,000
WATERTOWN CITY SCHOOL DISTRICT	\$100,000
FRANKLIN SQUARE SCHOOL DISTRICT	\$100,000
FAYETTEVILLE MANLIUS SCHOOL DISTRICT	\$100,000
TROY CITY SCHOOL DISTRICT	\$100,000
SCHALMONT SCHOOL DISTRICT	\$100,000
LONGWOOD SCHOOL DISTRICT	\$100,000
EAST MORICHES SCHOOL DISTRICT	\$100,000
GRANTS IN AID TO THE NORTH SYRACUSE EARLY CHILDHOOD EDUCATION PROJECT AT MAIN STREET	\$100,000
ELMONT UNION FREE SCHOOL DISTRICT	\$75,000
ROME CITY SCHOOL DISTRICT	\$75,000
HEWLETT-WOODMERE SCHOOL DISTRICT	\$75,000
LAWRENCE SCHOOL DISTRICT	\$75,000
GLEN COVE SCHOOL DISTRICT	\$75,000
HIGHLAND FALLS - FORT MONTGOMERY SCHOOL DISTRICT	\$75,000
GREATER AMSTERDAM SCHOOLS DISTRICT	\$75,000
VALLEY STREAM THIRTEEN SCHOOL DISTRICT	\$75,000
VALLEY STREAM 24 SCHOOL DISTRICT	\$75,000
VALLEY STREAM SCHOOL DISTRICT	\$75,000
WASHINGTONVILLE SCHOOL DISTRICT	\$75,000
MIDDLE COUNTRY SCHOOL DISTRICT	\$75,000
MONTAUK SCHOOL DISTRICT	\$75,000
VALLEY STREAM CENTRAL HIGH SCHOOL	\$75,000
WEST BABYLON SCHOOL DISTRICT	\$60,000
AMITYVILLE UNION FREE SCHOOL DISTRICT	\$60,000
LAKELAND SCHOOL DISTRICT	\$60,000
FABIUS-POMPEY SCHOOL DISTRICT	\$50,000
ONEONTA CITY SCHOOL DISTRICT	\$50,000
HAMMOND SCHOOL DISTRICT	\$50,000
ROSCOE SCHOOL DISTRICT	\$50,000
BRIGHTON SCHOOL DISTRICT	\$50,000
CORNWALL SCHOOL DISTRICT	\$50,000
COHOES CITY SCHOOL DISTRICT	\$50,000
SOUTH COLONIE SCHOOL DISTRICT	\$50,000
NORTH COLONIE SCHOOL DISTRICT	\$50,000
PINE PLAINS SCHOOL DISTRICT	\$50,000
ARLINGTON CENTRAL SCHOOL DISTRICT	\$50,000
SPACKENKILL SCHOOL DISTRICT	\$50,000
INDIAN RIVER SCHOOL DISTRICT	\$50,000
EAST IRONDEQUOIT SCHOOL DISTRICT	\$50,000
WEST IRONDEQUOIT SCHOOL DISTRICT	\$50,000
CHURCHVILLE - CHILI SCHOOL DISTRICT	\$50,000



CANAJOHARIE SCHOOL DISTRICT	\$50,000
BALDWIN SCHOOL DISTRICT	\$50,000
OCEANSIDE SCHOOL DISTRICT	\$50,000
MALVERNE SCHOOL DISTRICT	\$50,000
EAST ROCKAWAY SCHOOL DISTRICT	\$50,000
LYNBROOK SCHOOL DISTRICT	\$50,000
PORT WASHINGTON SCHOOL DISTRICT	\$50,000
HERRICKS SCHOOL DISTRICT	\$50,000
PLAINVIEW SCHOOL DISTRICT	\$50,000
BETHPAGE SCHOOL DISTRICT	\$50,000
FARMINGDALE SCHOOL DISTRICT	\$50,000
BALDWINVILLE SCHOOL DISTRICT	\$50,000
CHESTER SCHOOL DISTRICT	\$50,000
MIDDLETOWN SCHOOL DISTRICT	\$50,000
CLARKSTOWN CENTRAL SCHOOL DISTRICT	\$50,000
MORRISTOWN SCHOOL DISTRICT	\$50,000
ROTTERDAM MOHONASEN SCHOOL DISTRICT	\$50,000
COMSEWOGUE SCHOOL DISTRICT	\$50,000
SACHEM SCHOOL DISTRICT	\$50,000
MOUNT SINAI SCHOOL DISTRICT	\$50,000
COLD SPRING HARBOR SCHOOL DISTRICT	\$50,000
ISLIP SCHOOL DISTRICT	\$50,000
SHELTER ISLAND SCHOOL DISTRICT	\$50,000
HIGHLAND SCHOOL DISTRICT	\$50,000
NEW PALTZ SCHOOL DISTRICT	\$50,000
BEDFORD SCHOOL DISTRICT	\$50,000
HASTINGS ON HUDSON SCHOOL DISTRICT	\$50,000
PORT CHESTER SCHOOL DISTRICT	\$50,000
KENMORE TONAWANDA SCHOOL DISTRICT	\$50,000
PEARL RIVER SCHOOL DISTRICT	\$40,000
NYACK UNION FREE SCHOOL DISTRICT	\$40,000
CORTLAND CITY SCHOOL DISTRICT	\$40,000
SOUTH ORANGETOWN CENTRAL SCHOOL DISTRICT	\$40,000
NORTH BABYLON SCHOOL DISTRICT	\$40,000
LINDENHURST SCHOOL DISTRICT	\$40,000
COPIAGUE SCHOOL DISTRICT	\$40,000
BRENTWOOD SCHOOL DISTRICT	\$40,000
QUOGUE SCHOOL DISTRICT	\$40,000
BRONXVILLE SCHOOL DISTRICT	\$40,000
IRVINGTON SCHOOL DISTRICT	\$40,000
DOBBS FERRY SCHOOL DISTRICT	\$40,000
PEEKSKILL CITY SCHOOL DISTRICT	\$40,000
LAFARGEVILLE SCHOOL DISTRICT	\$25,000
STOCKBRIDGE VALLEY CENTRAL SCHOOL DISTRICT	\$25,000
BROOKFIELD SCHOOL DISTRICT	\$25,000
MORRISVILLE-EATON SCHOOL DISTRICT	\$25,000
SAINT JOHNSVILLE SCHOOL DISTRICT	\$25,000
GREAT NECK SCHOOL DISTRICT	\$25,000
HOLLAND PATENT SCHOOL DISTRICT	\$25,000
LISBON SCHOOL DISTRICT	\$25,000

## OFFICE OF CHILDREN AND FAMILY SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	311,297,200	287,965,200	288,790,200	825,000
Special Revenue-Other	70,046,000	70,046,000	70,046,000	0
Special Revenue-Federal	137,938,000	137,938,000	137,938,000	0
Enterprise	475,000	475,000	475,000	0
Internal Service Fund	100,000	43,929,000	43,929,000	0
<b>Total for STATE OPERATIONS</b>	<b>519,856,200</b>	<b>540,353,200</b>	<b>541,178,200</b>	<b>825,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	1,884,156,250	1,830,768,050	1,860,496,250	29,728,200
Special Revenue-Other	18,802,000	18,802,000	18,802,000	0
Special Revenue-Federal	1,346,865,000	1,347,215,000	1,347,215,000	0
<b>Total for AID TO LOCALITIES</b>	<b>3,249,823,250</b>	<b>3,196,785,050</b>	<b>3,226,513,250</b>	<b>29,728,200</b>
<b>CAPITAL PROJECTS</b>				
Capital	1,825,000	1,825,000	1,825,000	0
Youth Facilities Improvement Fund	35,850,000	35,850,000	35,850,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>37,675,000</b>	<b>37,675,000</b>	<b>37,675,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$3.81 billion on an All Funds basis, an increase of \$30.8 million over the Executive's budget submission.

#### Legislative Changes

The Legislature increases General Fund contributions to child care subsidies by \$22.04 million. The increase is related to a transfer of \$21.04 million in child care subsidies from Temporary Assistance for Needy Families and a \$1 million increase provided to increase the availability of child care slots.

The Legislature eliminates \$2.35 million to deny a proposal to expand the Juvenile Justice Close to Home initiative to include youths detained outside of New York City.

The Legislature correspondingly rejects an Executive proposal to provide for non-secure facility closures that would have occurred as a result of the above initiative, resulting in the restoration of \$2.8 million and 168 full-time equivalent positions.

The Legislature provides \$8.99 million to restore and increase funding for various community-based initiatives.

## Article VII

The Legislature modifies the Executive proposal to combine the Youth Delinquency Development Program and Special Delinquency Prevention Program into a single Youth Development Program by maintaining the funding of current youth bureaus, and allowing funds to be used for juvenile delinquency prevention programs. This proposal will sunset December 31, 2018.

The Legislature denies the expansion of the Juvenile Justice Close to Home initiative to the rest of New York State.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CHILD CARE SUBSIDIES	\$22,035,000
CLOSE TO HOME ROS FACILITY RESTORATIONS	\$2,820,000
CLOSE TO HOME ROS REJECTION STATE ONLY COSTS	\$2,346,000
COMMUNITY REINVESTMENT	\$1,750,000
SAFE HARBOUR PROGRAM	\$1,650,000
YDDP/SDPP	\$1,285,544
CLOSE TO HOME ROS FTE RESTORATION	\$825,000
CHILD PROTECTIVE CASELOAD REDUCTION	\$757,200
CHILD ADVOCACY CENTERS	\$750,000
NYS ALLIANCE OF BOYS AND GIRLS CLUBS	\$750,000
SETTLEMENT HOUSES	\$450,000
PREMIUM HEALTH	\$350,000
YELED V'YALDA EARLY CHILDHOOD CENTER	\$350,000
RUNAWAY AND HOMELESS YOUTH	\$254,456
COMMUNITY ACTION ORGANIZATION OF ERIE COUNTY	\$250,000
CENTER FOR ALTERNATIVE SENTENCING AND EMPLOYMENT SERVICES (CASES)	\$200,000
LEGAL SERVICES FOR THE ELDERLY OR DISADVANTAGED OF WNY	\$80,000
NATIONAL FEDERATION OF THE BLIND	\$75,000
HELEN KELLER CORE PROGRAM	\$35,000

## OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	190,712,000	190,712,000	190,712,000	0
Special Revenue-Other	2,500,000	2,500,000	2,500,000	0
Special Revenue-Federal	257,981,000	255,422,000	255,422,000	0
Internal Service Fund	1,000,000	0	0	0
<b>Total for STATE OPERATIONS</b>	<b>452,193,000</b>	<b>448,634,000</b>	<b>448,634,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	1,464,655,000	1,426,149,000	1,428,249,000	2,100,000
Special Revenue-Other	19,900,000	19,900,000	19,900,000	0
Special Revenue-Federal	3,785,457,000	3,824,965,000	3,824,965,000	0
Fiduciary	10,000,000	10,000,000	10,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>5,280,012,000</b>	<b>5,281,014,000</b>	<b>5,283,114,000</b>	<b>2,100,000</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - Other	30,000,000	0	30,000,000	30,000,000
<b>Total for CAPITAL PROJECTS</b>	<b>30,000,000</b>	<b>0</b>	<b>30,000,000</b>	<b>30,000,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$5.76 billion on an All Funds basis, an increase of \$32.1 million over the Executive's budget submission.

#### Legislative Changes

The Legislature provides \$21.04 million in Temporary Assistance for Needy Families (TANF) restorations to community based initiatives and transfers \$21.04 million in TANF child care subsidies to the General Fund.

The Legislature also provides General Fund contributions of an additional \$250,000 for the Disability Advocacy Program and \$1.6 million for homeless housing programs.

The Legislature restores \$30 million in funding for the Homeless Housing and Assistance Program related to the denial of the Executive proposal to transfer that program from the Office of Temporary and Disability Assistance to the Division of Housing and Community Renewal.

## Article VII

The Legislature approves the Executive proposal to authorize a federal Supplemental Security Income cost of living adjustment pass-through.

The Legislature denies the transfer of the administration of the Homeless Housing and Assistance Program from the Office of Temporary and Disability Assistance to the Division of Housing and Community Renewal.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
HOMELESS HOUSING AND ASSISTANCE PROGRAM	\$30,000,000
CHILD CARE FACILITATED ENROLLMENT DEMONSTRATION PROJECT	\$7,265,000
ATTAIN PROGRAM	\$4,100,000
NURSE FAMILY PARTNERSHIP	\$2,000,000
SOLUTIONS TO END HOMELESSNESS PROGRAM (STEHP)AND NYS SUPPORTIVE HOUSING PROGRAM (NYSSHP)	\$1,600,000
NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES	\$1,210,000
SETTLEMENT HOUSES	\$1,000,000
WAGE SUBSIDY	\$950,000
ACCESS WELFARE TO WORK PROGRAM	\$800,000
CAREER PATHWAYS	\$750,000
PREVENTIVE SERVICES	\$610,000
ADVANTAGE SCHOOL PROGRAM	\$500,000
EMERGENCY HOMELESS NEEDS	\$500,000
SUNY/CUNY CHILD CARE	\$334,000
LEGAL ADVOCATES FOR THE DISABLED AKA DISABILITY ADVOCACY PROGRAM (DAP)	\$250,000
HISPANIC FEDERATION OF NEW YORK	\$250,000
EDUCATIONAL RESOURCES	\$250,000
STRENGTHENING FAMILIES THROUGH STRONGER FATHERS	\$200,000
WHEELS FOR WORK	\$144,000
COMMUNITY SOLUTIONS TO TRANSPORTATION	\$112,000
BRIDGE	\$102,000
KINSHIP/CARETAKER RELATIVE	\$101,000
ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY	\$82,000
CENTRO OF ONEIDA	\$25,000

## NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	84,699,000	80,933,000	80,933,000	0
Special Revenue-Federal	7,052,000	6,871,000	6,871,000	0
Total for STATE OPERATIONS	91,751,000	87,804,000	87,804,000	0
<b>AID TO LOCALITIES</b>				
General Fund	993,757,000	1,012,018,000	1,012,018,000	0
Special Revenue-Other	32,000,000	33,000,000	33,000,000	0
Special Revenue-Federal	0	1,000,000	1,000,000	0
Total for AID TO LOCALITIES	1,025,757,000	1,046,018,000	1,046,018,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DIVISION OF HOUSING AND COMMUNITY RENEWAL

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	13,650,000	13,650,000	13,650,000	0
Special Revenue-Other	60,014,000	65,829,000	60,044,000	(5,785,000)
Special Revenue-Federal	14,269,000	14,269,000	14,269,000	0
<b>Total for STATE OPERATIONS</b>	<b>87,933,000</b>	<b>93,748,000</b>	<b>87,963,000</b>	<b>(5,785,000)</b>
<b>AID TO LOCALITIES</b>				
General Fund	55,118,000	8,700,000	13,555,000	4,855,000
Special Revenue-Other	8,227,000	8,227,000	8,227,000	0
Special Revenue-Federal	82,500,000	72,500,000	72,500,000	0
<b>Total for AID TO LOCALITIES</b>	<b>145,845,000</b>	<b>89,427,000</b>	<b>94,282,000</b>	<b>4,855,000</b>
<b>CAPITAL PROJECTS</b>				
Housing Program Fund	104,200,000	104,200,000	74,200,000	(30,000,000)
<b>Total for CAPITAL PROJECTS</b>	<b>104,200,000</b>	<b>104,200,000</b>	<b>74,200,000</b>	<b>(30,000,000)</b>

### LEGISLATIVE ACTION

**The Legislature appropriates \$256.45 million on an All Funds basis, a reduction of \$30.93 million from the Executive's budget submission.**

#### Legislative Reductions

**The Legislature denies the Executive's proposal to provide discrete funding for the Tenant Protection Unit, and reduces appropriations for the Office of Rent Administration Program by \$5.79 million.**

**The Legislature denies the proposal to transfer administration of the Homeless Housing and Assistance Program (HHAP) from the Office of Temporary and Disability Assistance to the Division of Housing and Community Renewal, resulting in a decrease of \$30 million.**

## Legislative Changes

The Legislature denies the Executive proposal to merge the Neighborhood and Rural Preservation Programs, and continues them as separate programs, but accepts the Executive proposal to use proceeds from the Mortgage Insurance Fund (MIF) to support these programs.

The Legislature adds \$1.59 million for the Neighborhood Preservation Program. Combined with \$8.48 million in MIF resources, a total of \$10.1 million is provided for the program.

The Legislature adds \$665,000 for the Rural Preservation Program. Combined with \$3.54 million in MIF resources, a total of \$4.2 million is provided for the program.

The Legislature provides \$1.85 million, to provide a total of \$5.35 million, for the Rural and Urban Community Investment Fund.

The Legislature restores \$742,000 for the New York City Housing Authority (NYCHA) Tenant Pilot Program.

## Article VII

The Legislature denies the transfer of the administration of the HHAP from the Office of Temporary and Disability Assistance to the Division of Housing and Community Renewal.

The Legislature denies the Executive proposal to merge the Neighborhood and Rural Preservation Programs, and continues them as separate programs.

The Legislature denies the expansion of investment powers of MIF, State of New York Mortgage Agency and the Housing Finance Agency.

The Legislature transfers \$104 million from MIF to the General Fund, an increase of \$4 million over the Executive proposal.

The Legislature accepts the Executive proposal to fund the following programs through MIF proceeds:

- Rural Rental Assistance Program at \$20.4 million;
- Mitchell-Lama Housing Transfer at \$17.58 million;
- Neighborhood Preservation Program at \$8.48 million; and
- Rural Preservation Program at \$3.54 million.



The Legislature funds the following programs through MIF proceeds:

- Rural and Urban Community Investment Fund at \$3.5 million;
- Low Income Housing Trust Fund at \$3 million;
- Urban Initiatives at \$2 million; and
- Rural Area Revitalization Program at \$1.5 million.

The Legislature creates the Rural and Urban Community Investment Fund to support the creation, preservation and improvement of affordable housing and the creation, preservation or improvement of the commercial, retail or community facilities component of mixed use affordable residential developments.

### Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
RURAL AND URBAN COMMUNITY INVESTMENT FUND	\$1,854,000
NEIGHBORHOOD PRESERVATION PROGRAM	\$1,594,000
NYCHA TENANT PILOT PROGRAM	\$742,000
RURAL PRESERVATION PROGRAM	\$665,000

## DIVISION OF HUMAN RIGHTS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	12,010,000	12,010,000	12,010,000	0
Special Revenue-Federal	6,000,000	6,000,000	6,000,000	0
Total for STATE OPERATIONS	18,010,000	18,010,000	18,010,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DEPARTMENT OF LABOR

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	0	285,000	285,000	0
Special Revenue-Other	72,752,000	72,321,000	72,321,000	0
Special Revenue-Federal	503,673,000	534,920,000	534,920,000	0
Enterprise	175,000,000	125,000,000	125,000,000	0
Internal Service Fund	0	9,355,000	9,355,000	0
<b>Total for STATE OPERATIONS</b>	<b>751,425,000</b>	<b>741,881,000</b>	<b>741,881,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	4,450,000	0	8,629,456	8,629,456
Special Revenue-Other	419,000	419,000	419,000	0
Special Revenue-Federal	224,207,000	212,859,000	212,859,000	0
Enterprise	6,500,000,000	5,400,000,000	5,400,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>6,729,076,000</b>	<b>5,613,278,000</b>	<b>5,621,907,456</b>	<b>8,629,456</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$6.36 billion, an increase of \$8.63 million from the Executive's recommendation.

#### Legislative Changes

The Legislature provides \$8.63 million in support of various labor programs.

#### Article VII

The Legislature modifies the Executive proposal to transfer the State Data Center from the Department of Economic Development to the Department of Labor by including employee protection language.

**The Legislature modifies the Executive proposal related to Unemployment Insurance (UI) as follows:**

- **accepts the Executive proposal to gradually increase the maximum weekly benefit for unemployment benefits from \$405 per week to 50 percent of the state's average weekly wage by October 1, 2026;**
- **accepts the Executive proposal to gradually increase the taxable wage base for employer contributions into the Unemployment Insurance Fund, from \$8,500 to 16 percent of the state's average annual wage by 2026;**
- **accepts the Executive proposal to modify the eligibility requirements for unemployment benefits as well as the criteria used to determine an eligible claimant's benefit amount, with provisions to ensure continued access to benefits for workers; and**
- **accepts the Executive proposal to adopt the federal expansion of the Shared Work Program to allow more employers to redistribute work among their employees during periods of economic hardship, upon the approval of Department of Labor (DOL). Additionally, the Legislature makes this program permanent, thereby providing an alternative to total employment loss for workers whose employers are contemplating workforce reductions. These workers will be able to retain their jobs as well as their health coverage and any other fringe benefits they are receiving.**

**The Legislature modifies the Executive's proposal to increase the minimum wage to gradually raise the minimum wage to \$9 per hour, in the following manner:**

- **\$8.00 on December 31, 2013;**
- **\$8.75 on December 31, 2014; and**
- **\$9.00 on December 31, 2015.**

**The Legislature denies the automatic increase in the tip wage, but provides that, consistent with the current law, the Commissioner may administratively increase the tip wage for service workers and food service workers.**

**The Legislature advanced language to extend and modify the Self Employment Assistance Program (SEAP) a follows:**

- **extend the SEAP program for two years to December 2015;**
- **make participants in the SEAP program eligible for extended UI benefits; and**
- **facilitate participation in the SEAP program.**

## Legislative Additions

The Legislature provides funding for the following:

<b>PROGRAM</b>	<b>APPROPRIATION</b>
<b>WDIJOB TRAINING</b>	<b>\$4,000,000</b>
<b>DISPLACED HOMEMAKER PROGRAM</b>	<b>\$1,354,456</b>
<b>CHAMBER ON THE JOB TRAINING PROGRAM</b>	<b>\$750,000</b>
<b>BROOKLYN JOBS 2013</b>	<b>\$500,000</b>
<b>NY COMMITTEE/OCCUPATIONAL SAFETY &amp; HEALTH (NYCOSH)</b>	<b>\$350,000</b>
<b>PROJECT RISE</b>	<b>\$300,000</b>
<b>ROCHESTER SUMMER OPPORTUNITY YOUTH PROGRAM</b>	<b>\$250,000</b>
<b>BTPAP ROCHESTER</b>	<b>\$200,000</b>
<b>BTPAP WESTERN NEW YORK</b>	<b>\$200,000</b>
<b>NYCOSH LONG ISLAND</b>	<b>\$155,000</b>
<b>DOMESTIC VIOLENCE PROGRAM WITH CORNELL AND AFL-CIO</b>	<b>\$150,000</b>
<b>NEW YORK STATE AFL-CIO CORNELL LEADERSHIP INSTITUTE</b>	<b>\$150,000</b>
<b>HILLSIDE WORKS</b>	<b>\$100,000</b>
<b>BROOKLYN CHAMBER - NEIGHBORHOOD DEVELOPMENT PROJECT</b>	<b>\$100,000</b>
<b>ROCHESTER TOOLING AND MACHINING INSTITUTE</b>	<b>\$50,000</b>
<b>LABOR AND INDUSTRY EDUCATION FOR LIFE</b>	<b>\$20,000</b>

## STATE OF NEW YORK MORTGAGE AGENCY

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	76,800,000	76,800,000	76,800,000	0
Total for STATE OPERATIONS	76,800,000	76,800,000	76,800,000	0
AID TO LOCALITIES				
General Fund	91,665,000	97,050,000	97,050,000	0
Total for AID TO LOCALITIES	91,665,000	97,050,000	97,050,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

**The Legislature denies the expansion of investment powers of the Mortgage Insurance Fund, State of New York Mortgage Agency, and the Housing Finance Agency.**

# STATE UNIVERSITY OF NEW YORK

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	1,387,612,000	1,527,873,000	1,530,082,560	2,209,560
Special Revenue-Other	6,847,277,400	6,868,158,200	6,895,948,640	27,790,440
Special Revenue-Federal	428,600,000	428,600,000	428,600,000	0
Internal Service Fund	20,100,000	20,100,000	20,100,000	0
<b>Total for STATE OPERATIONS</b>	<b>8,683,589,400</b>	<b>8,844,731,200</b>	<b>8,874,731,200</b>	<b>30,000,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	461,218,900	452,115,400	476,328,305	24,212,905
<b>Total for AID TO LOCALITIES</b>	<b>461,218,900</b>	<b>452,115,400</b>	<b>476,328,305</b>	<b>24,212,905</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	1,061,067,000	236,597,000	236,597,000	0
State University Residence Hall Rehabilitation Fund	45,000,000	50,000,000	50,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>1,106,067,000</b>	<b>286,597,000</b>	<b>286,597,000</b>	<b>0</b>

## LEGISLATIVE ACTION

The Legislature provides an All Funds Appropriation of \$9.6 billion for the State University of New York (SUNY), an increase of \$54.2 million from the Executive's recommendation.

### Legislative Changes

The Legislature restores \$27.8 million in funding to be divided equally among the three SUNY teaching hospitals at Stony Brook, Brooklyn and Syracuse, for a total of \$87.8 million.

The Legislature provides an additional \$21.5 million to support an increase in base operating aid for SUNY community colleges in the upcoming academic year, or \$150 per full time equivalent (FTE) student. As a result, base aid stands at \$2,422 per FTE for Academic Year (AY) 2013-14.

The Legislature provides \$1.7 million for the Graduation, Achievement and Placement remediation program.

**The Legislature provides an additional \$994,160 for the Advanced Technology Training and Information Networking (ATTAIN) lab program.**

**The Legislature restores \$653,000 for SUNY community college child care centers, for a total of \$1.7 million.**

**The Legislature provides an additional \$632,400 for the SUNY Educational Opportunity Program, for a total of \$21.7 million.**

**The Legislature provides \$333,000 for the Stony Brook Marine Animal Disease Laboratory.**

**The Legislature restores \$300,000 for the Harvest New York program at Cornell.**

**The Legislature provides an additional \$250,000 for the New York State Veterinary College at Cornell.**

## **Article VII**

**The Legislature amends the Executive proposal to establish a new financing structure for the SUNY Residence Hall program by including reporting requirements to the Legislature.**

**The Legislature amends the Executive proposal to create the Next Generation New York Job Linkage Program. The amended language requires community colleges to produce a report on how they prepare community college students who are enrolled in certificate or workforce programs for current and future job opportunities, and would require SUNY to demonstrate that it is partnering with employers. The amended language also refines the criteria used to determine eligibility for incentive funding at SUNY community colleges.**

**The Legislature adds language that would codify recommendations from the SUNY chargeback report issued pursuant to Chapter 57 of the laws of 2012. These recommendations include developing a uniform methodology for calculating chargeback rates and assisting in the development of an electronic or online billing system.**

**The Legislature adds language that directs SUNY to create the Graduation, Achievement and Placement remediation program at its community colleges, by July 1, 2014.**



## Legislative Additions

The Legislature provides funding for the following:

<b>PROGRAM</b>	<b>APPROPRIATION</b>
<b>SUNY HOSPITALS SPECIAL REVENUE</b>	<b>\$27,790,440</b>
<b>SUNY COMMUNITY COLLEGE BASE AID RESTORATION</b>	<b>\$21,529,500</b>
<b>GRADUATION, ACHIEVEMENT AND PLACEMENT PROGRAM (GAP)</b>	<b>\$1,730,405</b>
<b>ATTAIN LABS</b>	<b>\$994,160</b>
<b>CHILD CARE CENTERS - ADDITIONAL AID-COMMUNITY COLLEGES</b>	<b>\$653,000</b>
<b>EDUCATIONAL OPPORTUNITY PROGRAM (EOP)</b>	<b>\$632,400</b>
<b>STONY BROOK MARINE ANIMAL DISEASE LABORATORY</b>	<b>\$333,000</b>
<b>CORNELL COOPERATIVE EXTENSION - HARVEST NY</b>	<b>\$300,000</b>
<b>COLLEGE OF VETERINARY MEDICINE</b>	<b>\$250,000</b>

## OFFICE OF WELFARE INSPECTOR GENERAL

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	349,000	0	1,162,000	1,162,000
Special Revenue-Other	1,167,000	0	0	0
<b>Total for STATE OPERATIONS</b>	<b>1,516,000</b>	<b>0</b>	<b>1,162,000</b>	<b>1,162,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$1.16 million on an All Funds basis, to reflect denial of the proposed statutory merger of the Office of the Welfare Inspector General (OWIG) into the Office of the State Inspector General. Transfer language is added to authorize the interchange of appropriation authority between OWIG and the State Inspector General.

#### Article VII

The Legislature denies the Executive proposal to merge OWIG into the Office of the State Inspector General.

#### Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
OFFICE OF THE WELFARE INSPECTOR GENERAL	\$1,162,000

## MISCELLANEOUS: EDUCATION, LABOR & FAMILY ASSISTANCE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	333,500	333,500	333,500	0
Special Revenue-Other	1,300,000	1,300,000	1,300,000	0
Special Revenue-Federal	30,000,000	30,000,000	30,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>31,633,500</b>	<b>31,633,500</b>	<b>31,633,500</b>	<b>0</b>
<b>National and Community Service</b>				
General Fund	333,500	333,500	333,500	0
Special Revenue-Federal	30,000,000	30,000,000	30,000,000	0
<b>Total for Program</b>	<b>30,333,500</b>	<b>30,333,500</b>	<b>30,333,500</b>	<b>0</b>
<b>Misc. Higher Ed.</b>				
Special Revenue-Other	1,300,000	1,300,000	1,300,000	0
<b>Total for Program</b>	<b>1,300,000</b>	<b>1,300,000</b>	<b>1,300,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	100,350,000	100,350,000	30,350,000	(70,000,000)
<b>Total for AID TO LOCALITIES</b>	<b>100,350,000</b>	<b>100,350,000</b>	<b>30,350,000</b>	<b>(70,000,000)</b>
<b>National and Community Service</b>				
General Fund	350,000	350,000	350,000	0
<b>Total for Program</b>	<b>350,000</b>	<b>350,000</b>	<b>350,000</b>	<b>0</b>
<b>Pay for Success</b>				
General Fund	100,000,000	100,000,000	30,000,000	(70,000,000)
<b>Total for Program</b>	<b>100,000,000</b>	<b>100,000,000</b>	<b>30,000,000</b>	<b>(70,000,000)</b>

### LEGISLATIVE ACTION

The Legislature provides \$30 million for a new Pay for Success Contingency Fund, a reduction of \$70 million from the Executive Budget, and specifies that such funds shall be for the development of early childhood development and child welfare programs, health care or public safety programs and services.

## Article VII

The Legislature amends the Executive proposal to extend the Higher Education Capital (HECap) Matching Grant Program through March 31, 2014 by allowing the remaining funds to be distributed to colleges and universities on a statewide basis.

The Legislature accepts the Executive proposal to permit a registered dental hygienist to sign dental health certificates.

The Legislature accepts the Executive proposal to increase the number of physician assistants that can be supervised by a physician from two to four, and four to six in the Department of Corrections and Community Supervision.

The Legislature amends proposed Article VII legislation that would have permanently extended the existing social work and mental health licensure exemption and instead extends the exemption for three years, requires exempted agencies to report on activities performed by non-licensees, and clarifies certain activities that are not within scope of practice.

The Legislature enacts language to direct Pay for Success funding to the program areas of health care, early childhood development, child welfare and public safety. The new language also prohibits funding from supplanting any other funding for services in the identified program areas and requires a report identifying activities and outcomes to be filed by the affected state agencies by August 1, 2017. The language further prohibits any new program or contract from being established after March 31, 2018.

# **HEALTH & MENTAL HYGIENE**

**By Agency**

## OFFICE FOR THE AGING

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	2,722,600	1,608,000	1,608,000	0
Special Revenue-Other	250,000	250,000	250,000	0
Special Revenue-Federal	10,987,000	10,987,000	10,987,000	0
Enterprise	100,000	100,000	100,000	0
<b>Total for STATE OPERATIONS</b>	<b>14,059,600</b>	<b>12,945,000</b>	<b>12,945,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	113,904,500	112,769,500	114,069,500	1,300,000
Special Revenue-Other	980,000	980,000	980,000	0
Special Revenue-Federal	114,985,000	114,985,000	114,985,000	0
<b>Total for AID TO LOCALITIES</b>	<b>229,869,500</b>	<b>228,734,500</b>	<b>230,034,500</b>	<b>1,300,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$242.98 million on an All Funds basis, an increase of \$1.3 million over the Executive's budget submission.

#### Legislative Changes

The Legislature provides an increase of \$500,000 for the Elderly Abuse Education and Outreach program, \$200,000 for the Social Model Adult Day Services program; \$200,000 for additional transportation operating support to Local Area Agencies on Aging; \$200,000 for Lifespan's Elder Abuse Prevention Program; and \$200,000 for the Council of Senior Centers and Services of New York City, to support the older adult Supplemental Nutrition Assistance Program (SNAP) initiative.

#### Article VII

The Legislature amends proposed Article VII legislation that would have permanently extended the existing social work and mental health licensure exemption and instead extends the exemption for three years, requires exempted agencies to report on activities performed by non-licensees, and clarifies certain activities that are not within scope of practice.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
ELDERLY ABUSE EDUCATION AND OUTREACH PROGRAM	\$500,000
LIFESPAN - ELDER ABUSE PROGRAM	\$200,000
COUNCIL OF SENIOR CENTERS OF NYC	\$200,000
SOCIAL MODEL ADULT DAY SERVICES	\$200,000
TRANSPORTATION SERVICES	\$200,000

## DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Federal	4,750,000	4,750,000	4,750,000	0
Enterprise	10,000	10,000	10,000	0
Total for STATE OPERATIONS	4,760,000	4,760,000	4,760,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.



## DEPARTMENT OF HEALTH

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	238,359,000	579,704,000	579,704,000	0
Special Revenue-Other	510,639,100	388,703,400	388,703,400	0
Special Revenue-Federal	1,475,010,000	2,099,290,000	2,099,290,000	0
<b>Total for STATE OPERATIONS</b>	<b>2,224,008,100</b>	<b>3,067,697,400</b>	<b>3,067,697,400</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	32,199,870,715	33,621,830,500	33,868,372,754	246,542,254
Special Revenue-Other	12,291,732,000	11,972,446,000	11,910,932,400	(61,513,600)
Special Revenue-Federal	62,222,157,000	70,237,869,000	70,259,869,000	22,000,000
<b>Total for AID TO LOCALITIES</b>	<b>106,713,759,715</b>	<b>115,832,145,500</b>	<b>116,039,174,154</b>	<b>207,028,654</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	15,600,000	15,600,000	15,600,000	0
Federal Capital Projects Fund	24,146,000	70,000,000	70,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>39,746,000</b>	<b>85,600,000</b>	<b>85,600,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$119.19 billion on an All Funds basis, an increase of \$207.03 million over the Executive's budget submission. The budget appropriates funding for the Medical Assistance (Medicaid) program in a two-year interval for State Fiscal Years (SFY) 2013-14 and SFY 2014-15, and continues to limit year-to-year spending increases in Medicaid to the 10-year rolling average of the medical component of the Consumer Price Index.

#### Legislative Reductions

The Legislature includes \$56.23 million in state share spending re-estimates to the Medicaid program, including: \$31.23 million related to a re-estimate of Medicaid Redesign Team (MRT) initiative savings; \$20 million in general Medicaid spending re-estimates; and \$5 million related to a re-estimate of supportive housing initiative expenditures.

The Legislature reduces Child Health Plus (CHP) expenditures by \$1.21 million to deny the Executive proposal that would have required CHP plans to provide coverage for Early Intervention (EI) program services.

## Legislative Changes

Total state share Medicaid expenditures in the SFY 2013-14 Enacted Budget are unchanged from the Executive's budget submission. The Legislature provides a state share restoration of \$56.23 million to the Medicaid program which is fully supported by the Medicaid program re-estimates detailed above. Specifically, the Legislature restores:

- \$34.30 million to reject the Executive proposal to eliminate spousal refusal provisions;
- \$9.38 million related to reinstating prescriber prevails for atypical antipsychotic drugs in managed care;
- \$6.09 million related to reinstating prescriber prevails for anti-retrovirals, anti-rejection drugs, anti-depressants, seizures/epilepsy drugs, endocrine agents, hematologic agents, and immunologic agents;
- \$2.10 million to ensure that Medicaid recipients can obtain their prescription drugs at a pharmacy of their choice, whether by retail sale or through mail order;
- \$1.8 million to reject the Executive proposal to reduce fee-for-service pharmacy reimbursement rate from average wholesale price (AWP) less 17 percent to AWP less 17.6 percent;
- \$1.04 million related to reinstating prescriber prevails for all classes of drugs in fee-for-service Medicaid;
- \$480,000 to reject all Executive proposals related to the Early Intervention program;
- \$450,000 related to rejecting the proposal to allow DOH to establish minimum supplemental rebates for fee-for-service drugs;
- \$400,000 to reject the Executive proposal to prohibit, beginning January 1, 2014, new enrollment of adults with children between 138 percent and 150 percent of the federal poverty level in the Family Health Plus program;
- \$180,000 to reject the Executive proposal to eliminate summary posting requirements for pharmacy and therapeutics committee meetings; and

- \$20,000 related to reinstating prescriber prevails for opioids in excess of four prescriptions in a 30-day period.

The Legislature provides discrete appropriations for the Vital Access Provider program and the Essential Community Provider Network, and accepts the Executive proposal to provide \$182 million in funding for these programs, which includes \$30 million specifically allocated for nursing home projects.

The Legislature denies the consolidation of 89 public health programs into six competitive public health program pools and restores discrete appropriations for each of these programs. In addition, the Legislature provides a proportionate \$18 million of the \$40 million in proposed reductions to these programs, a 4.4 percent restoration.

The Legislature denies the proposal to transfer the CHP rate setting process from the Department of Financial Services to the Department of Health (DOH) and provides \$16.2 million for this purpose.

The Legislature provides a restoration of \$12.7 million to the Physician Excess Medical Malpractice Program and denies the Executive proposal to create a risk-based allocation methodology for program funding.

The Legislature provides a restoration of \$418,000 to support a denial of all Early Intervention program changes proposed by the Executive, including proposals that would have required EI providers to enter into contractual agreements with insurance plans and that would have modified the screening process for EI eligibility determinations.

The Legislature provides \$19.8 million in support for various other public health programs, including:

- \$6 million for Home and Personal Care worker benefits;
- \$5 million to support health coverage for certain retired or vested employees of the New York City Off-Track Betting Corporation;
- \$2 million for Spinal Cord Injury Research;
- \$1 million in additional funding for infertility programs;
- \$750,000 for Family Planning Services;
- \$557,000 for School Based Health Centers;
- \$550,000 for Women's Health Initiatives;
- \$525,000 for HIV/AIDS Community Service Programs (CSP);

- \$525,000 for HIV/AIDS Multi Service Agencies (MSA);
- \$500,000 for the Upstate Poison Control Center;
- \$400,000 for the Primary Care Development Corporation;
- \$300,000 in additional funding for the Physician Practice Support Program;
- \$250,000 for the Maternity and Early Childhood Foundation;
- \$250,000 for the Center for Disabilities Services-Women's Special Health Network;
- \$209,000 for the Finger Lakes Health Systems Agency;
- \$200,000 for the Endometriosis Foundation of America;
- \$150,000 for the Richfield Springs School Based Health Center;
- \$120,000 for Comprehensive Care Centers for Eating Disorders;
- \$110,000 for Adrenoleukodystrophy (ALD) Screening;
- \$100,000 for the Chautauqua County ARC Demonstration;
- \$100,000 in additional funding for the Physician Loan Repayment Program;
- \$75,000 for the Coalition of Institutionalized Aged and Disabled (CIAD);
- \$50,000 for the Breast Cancer Network; and
- \$39,000 for the Coalition for School Based Health Centers.

**The Legislature denies the Executive proposal to consolidate or co-locate certain lab functions currently operated by the Department of Health, Department of Environmental Conservation, and Department of Agriculture and Markets.**

## Article VII

### Part A – Medicaid

The Legislature accepts proposed Article VII legislation to:

- allow for the inclusion of the operational costs of the Office of Health Insurance Programs under the Medicaid Spending Cap and to provide that such costs shall not be subject to annual consumer price index adjustments;
- extend the Medicaid spending cap for one additional year, through SFY 2014-15, and modify the cap to allow flexibility in the event of a declared emergency and to add additional reporting requirements;
- extend the two percent across the board reduction of Medicaid payments for two years, and allow DOH to restore these reductions if sufficient funds are available;
- make certain changes to the False Claims Act in order to comply with federal law;
- authorize the Commissioner of Health (COH) to invest up to \$15 million in health home infrastructure development;
- authorize additional funding to promote the delivery of integrated mental health, substance abuse, and physical health services in a single location;
- allow DOH to set the cutoff date for monthly enrollment in a managed long term care plan;
- authorize the COH to implement an incontinence supply management program;
- authorize capital debt reimbursement for certain adult homes which convert to assisted living programs and add assisted living beds to accommodate such transition;
- authorize special needs managed care plans and comprehensive HIV special needs plans to provide comprehensive health services on a full capitation basis;
- extend certain income disregards related to costs for eligible adult home residents who transition into managed long term care plans; and
- require managed care plans to provide access to certified chemical dependence treatment services.

The Legislature amends proposed Article VII legislation to:

- permanently continue the elimination of trend factor adjustments in Medicaid provider reimbursement rates to provide an extension of the elimination only through March 31, 2015;
- merge the Pharmacy and Therapeutics Committee with the Drug Utilization Review Board to maintain consumer representation;
- allow OPWDD to perform a Fully Integrated Duals Advantage pilot program and establish Developmental Disability Individual Support and Care Coordination Organizations to enhance protections for enrollees;
- eliminate Medicaid coverage related to emergency care and assistance to clarify the current enrollment and eligibility process;
- allow DOH to amend certain existing contracts that implement actions recommended by the Medicaid Redesign Team without competitive bid to limit the scope of the contracts that may be modified;
- sunset payments for financially disadvantaged nursing homes effective December 31, 2012 to ensure these funds are transferred to the Vital Access Provider program only upon federal approval of such funds;
- authorize enrollment of previously excluded populations in mandatory managed care and Managed Long Term Care (MLTC) plans when plan features and rates are available;
- allow reimbursement rates for children's hospital outpatient services to be established by regulation to ensure that, prior to the establishment of such rates, providers are paid an adequate rate for services rendered; and
- authorize DOH to perform Fully Integrated Duals Advantage program to clarify that enrollees may opt out of the program.

The Legislature denies proposed Article VII legislation to:

- authorize Medicaid reimbursement of individual psychotherapy services provided by certified social workers for children and for those requiring such services as a result of pregnancy or childbirth;
- authorize DOH to require prior authorization for the refill of a prescription drug when the patient should still have more than a six-day supply of the previously dispensed amount remaining, based on normal use;

- **require counties which implemented mandatory managed care to use the enrollment counseling and enrollment services for which DOH has contracted;**
- **develop a pricing reimbursement methodology for specialty nursing home facilities;**
- **eliminate prescriber prevails provisions in fee-for-service Medicaid and for certain prescription drugs in Medicaid Managed Care;**
- **allow DOH to deny prior authorization for opioid prescriptions in excess of four prescriptions in a 30-day period under certain circumstances;**
- **reduce the Medicaid fee-for-service pharmacy brand reimbursement rate, from average wholesale price (AWP) less 17 percent to AWP less 17.6 percent;**
- **require prior authorization of drugs eligible for reimbursement by state public health plans unless the pharmaceutical manufacturers agree to provide minimum supplemental rebates;**
- **establish wage standards for nursing homes under contract with a managed long term care plan;**
- **enact several reimbursement rate modifications through regulation for hospitals and nursing homes;**
- **provide for the transition of rate setting for the Child Health Plus program from DFS to DOH;**
- **eliminate the cap on the maximum number of managed long-term care plans that can be authorized; and**
- **eliminate spousal refusal protections for community-based long-term care and managed long-term care enrollees.**

**The Legislature provides Article VII legislation to:**

- **accelerate the local benefit of the enhanced federal Medicaid reimbursement under federal Affordable Care Act (ACA) to allow counties to realize a benefit beginning April 1, 2013;**
- **clarify a Medicaid recipients' right to obtain prescription drugs at a pharmacy of their choice, whether by retail sale or through mail order;**
- **expands prescriber prevails protections to additional drug classes in Medicaid Managed Care;**
- **allow individuals that elect to receive hospice care to remain in their MLTC plan;**

- require timely payments to home care and Consumer Directed Personal Assistance Program providers;
- establish a workgroup to examine aligning state and federal regulatory requirements for certain home care providers;
- require the Commissioners of DOH, Office of Alcoholism and Substance Abuse Services (OASAS), and Office of Mental Health (OMH) to provide a report to the Governor and Legislature regarding the transition of complex behavioral health services into managed care plans; and
- require the Commissioners of DOH, OASAS, and OMH to ensure network adequacy and to provide other patient protections.

#### Part B – Expiring Laws/ Cost Containment Actions

The Legislature amends proposed Article VII legislation related to expiring laws and cost containment actions to extend certain permanent extenders for a limited period of time.

#### Part C – Hospital Indigent Care Pool

The Legislature accepts proposed Article VII legislation to:

- establish a new indigent care distribution methodology from January 1, 2013 through December 31, 2015, including an annual distribution of \$139.4 million to major public general hospitals and \$994.9 million to private hospitals, allocated according to each facility's level of uncompensated care;
- establish a transition pool to ensure that no facility has reduced indigent care payments greater than set percentages specified in statute, as compared to the average distribution that each such facility received for the three prior calendar years;
- provide that one percent of the funds available for distribution would be reserved and set aside in a Financial Assistance Compliance Pool and released to individual hospitals based on their substantial compliance with regulations implementing the Financial Assistance Law;
- reduce Hospital Outpatient Ambulatory Patient Group payments by an aggregate of \$25 million annually to support Indigent Care Transition Pool Payments; and
- authorize the distribution of an additional \$25 million as Upper Payment Limit payments instead of Disproportionate Share Hospital payments.

The Legislature provides Article VII legislation to require DOH to annually report on Indigent Care Pool distributions to the Governor and the Legislature.



## Part D – Federal Patient Protection and Affordable Care Act (ACA) Compliance

The legislature accepts Article VII legislation to:

- identify the updated Medicaid eligibility categories that will exist as of January 1, 2014, when the Medicaid requirements of the ACA take effect and to identify the categories of individuals who will have their financial eligibility determined based on their modified adjusted gross income (MAGI), and the categories of individuals whose financial eligibility will be determined under the current rules;
- specify which eligible individuals will receive the current Medicaid benefit package, and which will receive benchmark coverage under the new federal requirements;
- define the Medicaid benchmark benefit as the current Medicaid benefit package, with the exception of institutional long term care services, plus any additional federally required benefits;
- allow online and telephonic Medicaid applications and increase the extent to which Medicaid applications may be submitted to and processed by the DOH or its agent;
- require DOH to recertify Medicaid eligibility based on reliable information possessed or available to DOH and to eliminate documentation requirements that are inconsistent with federal ACA provisions requiring self-attestation of certain information used to determine Medicaid eligibility; and
- define household income for purposes of determining eligibility for Child Health Plus (CHP), require the Enrollment Center to review all information of CHP program applicants for the purpose of making eligibility determinations, eliminate temporary enrollment in CHP, modify CHP program eligibility categories to conform to MAGI, and remove the necessity of personal interviews for recertification of CHP eligibility.

The Legislature amends Article VII language to:

- eliminate Family Health Plus (FHP) and provide a cost sharing assistance to former FHP enrollees by limiting the assistance to premiums and extending such assistance to all individuals who would have been eligible for FHP;
- clarify that navigators are not insurance producers and to clarify the roles and responsibilities of navigators;
- regulate student health policies, including a requirement that such policies take corrective action if they do not meet the minimum medical loss ratio (MLR) requirements;

- conform individual and small group policies with the requirements of the ACA;
- allow enrollees who currently have individual policies with out-of-network benefits to transition to ACA compliant policies with out-of-network benefits;
- eliminate the Healthy NY program for individuals and require Healthy NY coverage for small employers to be ACA compliant;
- expand the definition of small group, on January 1, 2016, to groups that have one to 100 members, in compliance with the ACA;
- establish a temporary procedure for insurers to discontinue policies that are not ACA compliant;
- allow the Superintendent of Financial Services to set premium tiers and rating relativities; and
- require the Superintendent of Financial Services to set rating regions.

The Legislature denies Article VII legislation that would rate health insurance coverage provided by professional employer organizations as small businesses in the small group market.

The Legislature provides Article VII language to:

- establish a workgroup to consider issues pertaining to the federal option to establish a Basic Health Program; and
- require the COH to issue a readiness report detailing the status of the health benefit exchange.

#### Part E – Early Intervention, Public Health and Other Program Changes

The Legislature accepts Article VII language to:

- increase the state base grant amount for the General Public Health Works (GPHW) program, currently the greater of \$550,000 or 55 cents per capita, to the greater of \$650,000 or 65 cents per capita;
- establish a new statewide incentive performance program for GPHW activities and provide up to \$1 million in annual funding; and
- update provisions regarding sexually transmitted diseases (STD) to conform to current clinical practice, and to authorize counties to seek third party coverage or indemnification for STD diagnosis and treatment services rendered, where appropriate.

The Legislature amends Article VII language to:

- allow the COH to establish a temporary operator of certain facilities to limit the duration that a temporary operator may operate a facility;
- change the GPHW program regarding the provision of core public health services to provide limited reimbursement for primary and preventative services and to restore funding for fringe benefits for municipality contractors; and
- amend radiologic technologist misconduct provisions, to clarify that they may be professionally disciplined for criminal activity, which includes all felonies and misdemeanors that have a direct relationship to his or her license or if he or she poses an unreasonable risk to public safety.

The Legislature denies Article VII language to:

- modify the EI program, including proposals that would require EI providers to enter into contractual agreements with insurance plans and would modify the EI screening process;
- create a risk-based allocation of Physician Excess Medical Malpractice Program funds to maintain the existing program and to allow up to 1,000 new physicians to access the program;
- create a new Outcome Based Health Planning program that would consolidate public health programs, establish outcome based contracting, and authorize the COH to make grants, awards and disbursements on a competitive basis, pursuant to request for proposal;
- streamline the Certificate of Need planning process and modify standards used by the Public Health and Health Planning Council provisions in considering prospective facility operators;
- reform the overall planning process for emergency medical services by merging the State Emergency Medical Services Council, the State Emergency Medical Advisory Committee, the State Trauma Advisory Committee and the Emergency Medical Services for Children Council into the single State Emergency Medical Services Advisory Board;
- allow certain home health aides to provide medication administration services and to establish an advanced home health aide certification;
- allow for the establishment of retail clinics; and
- authorize the COH to establish a pilot in two regions of the state to require a business corporation to operate a health care facility, and to affiliate with academic medical centers.

Part Q – State University of New York (SUNY) Health Science Centers

The Legislature provides Article VII language to:

- ensure the continuation of SUNY Health Science Center at Brooklyn (SUNY Downstate) as a public institution and preserve its academic mission as a teaching hospital;
- assist SUNY Downstate in maintaining its financial viability by requiring the Chancellor to adopt a sustainability plan by June 15, 2013;
- provide contracting flexibility for SUNY Downstate to allow for an expedited procurement of certain goods and services under certain circumstances; and
- authorize public hospitals, including SUNY Downstate, to utilize new federal funds under the federal Delivery System Reform Incentive Payments (DSRIPS) program to support facility restructuring activities.

ELFA – Scope of Practice

The Legislature accepts Article VII language to:

- increase the number of physician assistants that may be supervised by a physician in certain settings; and
- authorize a dental hygienist to sign dental health certificates that are required for public school students.

The Legislature amends proposed Article VII legislation that would have permanently extended the existing social work and mental health licensure exemption and instead extends the exemption for three years, requires exempted agencies to report on activities performed by non-licensees, and clarifies certain activities that are not within scope of practice.

**Legislative Additions**

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
RESTORE ITEMIZED FUNDING TO THE CENTER FOR COMMUNITY HEALTH PROGRAM	\$195,203,354
REJECT THE ELIMINATION OF SPOUSAL REFUSAL	\$102,800,000
RESTORE ITEMIZED AIDS INSTITUTE FUNDING	\$97,996,100
OTHER MEDICAID ADJUSTMENTS	\$94,432,000
RESTORE ITEMIZED FUNDING FOR THE HEALTH CARE REFORM ACT PROGRAM	\$59,166,400

PRESCRIBER PREVAILS PROVISION	\$24,300,000
MOVE CHILD HEALTH PLUS RATE MAKING AUTHORITY	\$22,000,000
RESTORE ITEMIZED FUNDING FOR THE OFFICE OF HEALTH SYSTEMS MANAGEMENT	\$19,518,000
MOVE CHILD HEALTH PLUS RATE MAKING AUTHORITY	\$16,200,000
REJECT PROPOSAL TO ELIMINATE PRESCRIBER PREVAILS	\$14,210,000
RESTORE ITEMIZED FUNDING FOR THE OFFICE OF HEALTH INSURANCE PROGRAMS	\$13,973,400
REJECT EXCESS MEDICAL MALPRACTICE POOL REFORM	\$12,740,000
RESTORE ITEMIZED FUNDING FOR THE ENVIRONMENTAL HEALTH PROGRAM	\$11,611,100
REJECT MAIL ORDER PHARMACY	\$6,300,000
OTB HEALTH INSURANCE RETIREES	\$5,000,000
REJECT PHARMACY PROPOSAL-AWP REIMBURSEMENT RATE	\$4,200,000
HOME CARE WORKER BENEFITS	\$3,000,000
HOME CARE WORKER BENEFITS	\$3,000,000
REJECT EARLY INTERVENTION PROPOSAL-MEDICAID	\$2,375,000
SPINAL CORD INJURY RESEARCH	\$2,000,000
REJECT PHARMACY PROPOSAL-MINIMUM SUPPLEMENTAL REBATES	\$1,340,000
FUNDING FOR IMPROVED ACCESS TO INFERTILITY SERVICES	\$1,000,000
RESTORE ITEMIZED FUNDING FOR THE WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM	\$822,400
FAMILY PLANNING SERVICES	\$750,000
SCHOOL BASED HEALTH CLINICS	\$557,000
WOMEN'S HEALTH AND WELLNESS PROGRAM	\$550,000
AIDS: HIV/AIDS-COMMUNITY SERVICE PROGRAM (CSP)	\$525,000
AIDS: HIV/AIDS-MULTI SERVICE AGENCIES (MSA)	\$525,000
UPSTATE POISON CONTROL CENTER	\$500,000
REJECT EARLY INTERVENTION SCREENING PROPOSALS	\$418,000
PRIMARY CARE DEVELOPMENT INITIATIVES	\$400,000
REJECT PHARMACY PROPOSAL-ELIMINATE SUMMARY POSTING REQUIREMENT	\$320,000
RESTORE ITEMIZED FUNDING FOR THE HEALTH CARE FINANCING PROGRAM	\$307,400
PHYSICIAN PRACTICE SUPPORT PROGRAM	\$300,000
MATERNITY AND EARLY CHILDHOOD FOUNDATION	\$250,000
CENTER FOR DISABILITIES SERVICES	\$250,000
FINGER LAKES HEALTH SYSTEMS AGENCY	\$209,000
ENDOMETRIOSIS FOUNDATION OF AMERICA	\$200,000
SCHOOL BASED HEALTH CENTER - RICHFIELD SPRINGS	\$150,000
COMPREHENSIVE CARE CENTERS FOR EATING DISORDERS	\$120,000
ADRENOLEUKODYSTROPHY (ALD) SCREENING	\$110,000
ARC DEMONSTRATION - CHAUTAUQUA COUNTY	\$100,000
PHYSICIAN LOAN REPAYMENT PROGRAM	\$100,000
COALITION OF INSTITUTIONALIZED AGED AND DISABLED	\$75,000
BREAST CANCER - SUPPORT AND EDUCATION SERVICES	\$50,000
COALITION OF SCHOOL BASED HEALTH CENTERS	\$39,000

## OFFICE OF THE MEDICAID INSPECTOR GENERAL

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	27,365,000	23,915,000	23,915,000	0
Special Revenue-Other	3,700,000	0	0	0
Special Revenue-Federal	43,726,000	42,619,000	42,619,000	0
Total for STATE OPERATIONS	74,791,000	66,534,000	66,534,000	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

The Legislature provides Article VII language to:

- allow the Commissioner of Health to approve local social services district demonstration projects under which localities would be eligible to receive up to 20 percent of any Medicaid recoveries;
- require the Office of the Medicaid Inspector General (OMIG) to provide quarterly briefings to the Legislature on its activities;
- require OMIG to meet quarterly with representatives of social services districts to discuss the status of ongoing cooperative efforts between OMIG and the districts;
- require OMIG to develop training materials on audit standards and criteria for identifying fraud or waste; and
- require the Department of Health to report on its activities efforts to mitigate fraud, waste, and abuse as part of its annual report.

## DEPARTMENT OF MENTAL HYGIENE

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	600,000,000	600,000,000	600,000,000	0
Total for STATE OPERATIONS	600,000,000	600,000,000	600,000,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	110,421,000	111,696,000	111,696,000	0
Special Revenue-Federal	6,530,000	6,170,000	6,170,000	0
<b>Total for STATE OPERATIONS</b>	<b>116,951,000</b>	<b>117,866,000</b>	<b>117,866,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	25,523,000	25,523,000	25,523,000	0
Special Revenue-Other	296,973,000	296,973,000	297,173,000	200,000
Special Revenue-Federal	135,000,000	135,000,000	135,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>457,496,000</b>	<b>457,496,000</b>	<b>457,696,000</b>	<b>200,000</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	9,560,000	9,560,000	9,560,000	0
Mental Hygiene Capital Improvement Fund-389	88,046,000	88,046,000	88,046,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>97,606,000</b>	<b>97,606,000</b>	<b>97,606,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$673.2 million, an increase of \$200,000 over the Executive's budget submission.

#### Legislative Changes

The Legislature includes appropriation language to specify that \$14.9 million of the \$42.6 million that supports the continuation of prior year contracts for entities providing services for problem gambling and chemical dependency prevention and treatment services shall be made available to the New York City Department of Education.

The Legislature provides \$200,000 in funding for the Queen's Village Committee for Mental Health for J-CAP, Inc.



## Article VII

The Legislature amends proposed Article VII language to:

- require that the existing methadone registry include accurate patient dosage information by providing that such provisions do not result in increased costs or fees to providers;
- conform statute to current practice with regard to funding for substance abuse programs by including compulsive gambling programs;
- limit the percentage of state aid that may be reduced for a voluntary agency if a local governmental unit reduces its tax levy support;
- limit the circumstances under which state aid may be reduced and require notification prior to any reduction of funding in order to allow a voluntary agency or a local governmental unit to submit a corrective action plan;
- limit the situations in which the Commissioner of the Office of Alcoholism and Substance Abuse Services (OASAS) can appoint a temporary operator to manage a facility;
- transition OASAS provider reimbursement rates to a negotiated rate model under Medicaid Managed Care by delaying the transition for one year and requiring the Department of Health, the Office of Mental Health, and OASAS to conduct a study regarding the ability of clients to access services and the adequacy of rate setting; and
- extend the existing social work and mental health licensure exemption for three years only, require exempted agencies to report on activities performed by non-licensees, and clarify that certain activities are not within scope of practice.

The Legislature accepts the Executive proposal to defer the human services Cost of Living Adjustment (COLA) for designated human services programs for the 2013-14 fiscal year, and extends the sunset of the COLA one year to March 31, 2017.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
J-CAP, INC.	\$200,000

## OFFICE OF MENTAL HEALTH

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	796,000	796,000	796,000	0
Special Revenue-Other	2,063,493,000	2,063,593,000	2,088,593,000	25,000,000
Special Revenue-Federal	2,038,000	1,538,000	1,538,000	0
Enterprise	8,606,000	8,606,000	8,606,000	0
Internal Service Fund	2,597,000	2,597,000	2,597,000	0
<b>Total for STATE OPERATIONS</b>	<b>2,077,530,000</b>	<b>2,077,130,000</b>	<b>2,102,130,000</b>	<b>25,000,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	420,982,000	393,982,000	393,982,000	0
Special Revenue-Other	828,238,000	861,393,000	860,203,000	(1,190,000)
Special Revenue-Federal	51,414,000	43,059,000	43,059,000	0
<b>Total for AID TO LOCALITIES</b>	<b>1,300,634,000</b>	<b>1,298,434,000</b>	<b>1,297,244,000</b>	<b>(1,190,000)</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	42,750,000	42,750,000	42,750,000	0
Mental Hygiene Capital Improvement Fund-389	146,915,000	154,205,000	154,205,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>189,665,000</b>	<b>196,955,000</b>	<b>196,955,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$3.6 billion on an All Funds basis, an increase of \$23.8 million over the Executive's budget submission.

#### Legislative Reductions

The Legislature rejects the closure and restructuring of state-operated psychiatric centers and, as such, eliminates a \$5 million appropriation for a community reinvestment program that would have been funded through these closures.

## Legislative Changes

The Legislature provides:

- \$25 million to reject the elimination of the one-year notification requirement and reinvestment provisions related to closures, mergers and/or consolidations of state-operated psychiatric centers;
- \$2.3 million for veterans' peer-to-peer pilot programs;
- \$350,000 for demonstration programs for counties impacted by facility closures in State Fiscal Year (SFY) 2011-12;
- \$300,000 for FarmNet;
- \$300,000 for the NLP Research and Recognition Project;
- \$175,000 for the Nathan S. Kline Institute for Psychiatric Research;
- \$150,000 for Unlimited Potential, Inc.;
- \$100,000 for the North Country Behavioral Health Network;
- \$100,000 for the Warrior Salute program; and
- \$50,000 for the Mental Health Association in New York State, Inc.

## Article VII

The Legislature denies the proposed Article VII legislation to:

- permanently authorize the Commissioner of the Office of Mental Health (OMH) to close, consolidate, reduce services or redesign the state-operated system of care without the statutorily required 12-month notification process;
- notwithstanding the Community Mental Health Support and Workforce Reinvestment Program for one year; and
- make technical amendments to the Sex Offender Management Treatment Act.

The Legislature amends Article VII legislation to:

- authorize recovery of exempt income by allowing for such recoveries for one year, instead of the permanent authorization proposed by the Executive;
- extend the Community Mental Health Support and Workforce Reinvestment Program for two years until March 31, 2015, instead of the one year extension proposed by the Executive;
- require the Commissioner of OMH to preserve labor and collective bargaining agreements, civil service law and layoff unit structures when appointing and removing certain employees at state-operated psychiatric centers;
- authorize the Commissioner of OMH to establish Mental Health Incident Review Panels by allowing local government units to request the establishment of a panel, requiring that the final report of a panel be provided to the Legislature, requiring that annual cumulative reports to the Executive and Legislature include information on the measures that have been implemented and an evaluation of the impact of these recommendations, providing liability protections for panel members, specifying confidentiality provisions, and limiting panel membership to eliminate potential conflicts of interest;
- eliminate redundant reports by OMH by amending the OMH five-year plan to include descriptions of community support and emergency services, which shall include comprehensive psychiatric emergency programs;
- extend the existing social work and mental health licensure exemption for three years only, require exempted agencies to report on activities performed by non-licensees, and clarify that certain activities are not within scope of practice; and
- transition OMH provider reimbursement rates to a negotiated rate model under Medicaid Managed Care by delaying the transition for one year and requiring the Department of Health, the Office of Alcoholism and Substance Abuse Services, and OMH to conduct a study regarding the ability of clients to access services and the adequacy of rate setting.

The Legislature accepts the Executive proposal to defer the human services Cost of Living Adjustment (COLA) for designated human services programs for the 2013-14 fiscal year, and extends the sunset of the COLA for one year to March 31, 2017.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
REJECT CLOSURE OF STATE OPERATED FACILITIES	\$25,000,000
VETERAN PEER-TO-PEER PILOT PROGRAMS	\$2,285,000
PILOT PROGRAMS FOR COUNTIES IMPACTED BY FACILITY CLOSURES	\$350,000
NLP RESEARCH AND RECOGNITION PROJECT	\$300,000
FARM NET	\$300,000
NATHAN KLINE INSTITUTE FOR PSYCHIATRIC RESEARCH	\$175,000
UNLIMITED POTENTIAL, INC.	\$150,000
NORTH COUNTRY BEHAVIORAL HEALTH NETWORK	\$100,000
WARRIOR SALUTE PROGRAM	\$100,000
MENTAL HEALTH ASSOCIATION OF NEW YORK STATE (MHANYS)	\$50,000

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	2,141,151,000	2,080,000,000	2,080,000,000	0
Special Revenue-Federal	751,000	751,000	751,000	0
Enterprise	2,657,000	2,657,000	2,657,000	0
Internal Service Fund	348,000	348,000	348,000	0
<b>Total for STATE OPERATIONS</b>	<b>2,144,907,000</b>	<b>2,083,756,000</b>	<b>2,083,756,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	1,662,830,000	1,777,803,000	1,807,803,000	30,000,000
Special Revenue-Other	816,311,000	582,288,000	582,338,000	50,000
<b>Total for AID TO LOCALITIES</b>	<b>2,479,141,000</b>	<b>2,360,091,000</b>	<b>2,390,141,000</b>	<b>30,050,000</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	63,930,000	65,550,000	65,550,000	0
Mental Hygiene Capital Improvement Fund-389	99,610,000	103,400,000	103,400,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>163,540,000</b>	<b>168,950,000</b>	<b>168,950,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$4.6 billion on an All Funds basis, an increase of \$30.05 million over the Executive's budget submission.

#### Legislative Changes

The Legislature provides \$30 million to support a partial restoration of the Executive's proposed Medicaid rate reductions for non-state operated residential and non-residential developmental disability providers.

The Legislature includes appropriation language to specify that any Medicaid rate reductions be implemented pursuant to a savings plan that would be developed by the Commissioner of the Office for People with Developmental Disabilities (OPWDD) in consultation with a workgroup consisting of individuals with developmental disabilities, service providers, advocates and family members. The workgroup would develop a series of recommendations for actions to mitigate the potential impact of

any funding reductions on the individuals receiving services, including the identification of administrative efficiencies and the exploration of alternative service delivery and funding mechanisms.

The Legislature provides \$50,000 for the Epilepsy Foundation of Northeastern New York.

## Article VII

The Legislature modifies proposed Article VII legislation to:

- establish Fully Integrated Duals Advantage (FIDA) programs for individuals who receive Medicaid and Medicare, by requiring a competitive process for FIDA applicants and by specifying that recipient enrollment is voluntary;
- create managed care programs for individuals with developmental disabilities called Developmental Disabilities Individual Support and Care Coordination Organizations, by providing due process protections for enrollees, establishing a quality assessment tool, and requiring that covered services include habilitation services and are provided in the most-integrated setting possible; and
- extend the existing social work and mental health licensure exemption permanently, and instead extend the exemption for three years, requires exempted agencies to report on activities performed by non-licensees, and clarifies certain activities that are not within scope of practice.

The Legislature accepts the Executive proposal to defer the human services Cost of Living Adjustment (COLA) for designated human services programs for fiscal year 2013-14, and extends the sunset of the COLA by one year, to March 31, 2017.

The Legislature accepts the Executive proposal to eliminate certain reporting requirements for OPWDD related to annual reporting activities at family care homes and other community residences.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
PARTIAL RESTORATION FOR NON-PROFIT PROVIDERS	\$30,000,000
EPILEPSY FOUNDATION OF NORTHEASTERN NEW YORK	\$50,000

**COMMISSION ON QUALITY OF CARE AND ADVOCACY FOR PERSONS WITH DISABILITIES**

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	6,154,000	1,379,000	1,379,000	0
Special Revenue-Other	4,185,000	1,009,000	1,009,000	0
Special Revenue-Federal	8,345,000	8,345,000	8,345,000	0
Enterprise	45,000	12,000	12,000	0
Total for STATE OPERATIONS	18,729,000	10,745,000	10,745,000	0
<b>AID TO LOCALITIES</b>				
General Fund	170,000	42,000	42,000	0
Special Revenue-Other	478,000	120,000	120,000	0
Total for AID TO LOCALITIES	648,000	162,000	162,000	0

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**LEGISLATIVE ACTION**

**The Legislature concurs with the Executive's recommendation.**



## JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	0	35,306,000	35,306,000	0
Special Revenue-Other	0	8,351,000	8,351,000	0
Special Revenue-Federal	0	834,000	834,000	0
Enterprise	0	35,000	35,000	0
Total for STATE OPERATIONS	0	44,526,000	44,526,000	0
<b>AID TO LOCALITIES</b>				
General Fund	0	128,000	128,000	0
Special Revenue-Other	0	359,000	359,000	0
Total for AID TO LOCALITIES	0	487,000	487,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

**TRANSPORTATION, ECONOMIC  
DEVELOPMENT &  
ENVIRONMENTAL CONSERVATION**

*By Agency*

## ADIRONDACK PARK AGENCY

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<hr/>				
STATE OPERATIONS				
General Fund	4,386,000	4,385,400	4,385,400	0
Special Revenue-Federal	700,000	700,000	700,000	0
Total for STATE OPERATIONS	5,086,000	5,085,400	5,085,400	0
CAPITAL PROJECTS				
UnKnown Fund Type	500,000	0	0	0
Total for CAPITAL PROJECTS	500,000	0	0	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DEPARTMENT OF AGRICULTURE AND MARKETS

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	31,129,000	32,272,000	32,272,000	0
Special Revenue-Other	34,591,000	34,591,000	34,591,000	0
Special Revenue-Federal	29,644,000	29,644,000	29,644,000	0
Enterprise	21,361,000	21,361,000	21,361,000	0
Fiduciary	1,836,000	1,836,000	1,836,000	0
<b>Total for STATE OPERATIONS</b>	<b>118,561,000</b>	<b>119,704,000</b>	<b>119,704,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	21,601,000	16,670,000	21,141,000	4,471,000
Special Revenue-Federal	20,000,000	20,000,000	20,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>41,601,000</b>	<b>36,670,000</b>	<b>41,141,000</b>	<b>4,471,000</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	3,000,000	3,000,000	5,500,000	2,500,000
<b>Total for CAPITAL PROJECTS</b>	<b>3,000,000</b>	<b>3,000,000</b>	<b>5,500,000</b>	<b>2,500,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$166.3 million on an All Funds basis, an increase of \$6.97 million over the Executive's budget submission.

#### Legislative Changes

The Legislature rejects the Executive's language to consolidate services among laboratories within the Departments of Agriculture and Markets, Environmental Conservation, and Health.

The Legislature reallocates \$2.5 million for Capital improvements at the State Fair from the Department of Parks and Recreation to the Department of Agriculture and Markets.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
NEW YORK WORKS - INFRASTRUCTURE PROJECTS AT NEW YORK STATE FAIR GROUNDS	\$2,500,000
FARM VIABILITY INSTITUTE	\$1,100,000
NEW YORK STATE APPLE GROWERS' ASSOCIATION	\$794,000
NORTHERN NEW YORK AGRICULTURAL DEVELOPMENT	\$500,000
NEW YORK WINE AND GRAPE FOUNDATION	\$287,000
DAIRY PROFIT TEAMS ADMINISTERED BY FARM VIABILITY INSTITUTE	\$220,000
CORNELL WILDLIFE RABIES VACCINATION PROGRAM	\$200,000
CORNELL FARM FAMILY ASSISTANCE	\$200,000
NEW YORK STATE BERRY GROWERS	\$200,000
LONG ISLAND FARM BUREAU	\$200,000
NEW YORK STATE TURFGRASS ASSOCIATION	\$150,000
EASTERN EQUINE ENCEPHALITIS PROGRAM	\$150,000
NEW YORK STATE MAPLE PRODUCERS' ASSOCIATION	\$125,000
TRACTOR ROLLOVER PROGRAM	\$100,000
REAL CHRISTMAS TREE PROMOTION	\$100,000
GENESEE COUNTY AGRICULTURAL ACADEMY	\$100,000
ISLAND HARVEST	\$25,000
NORTH COUNTRY LOW-COST RABIES VACCINE	\$20,000

## DEPARTMENT OF ECONOMIC DEVELOPMENT

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	21,527,000	25,245,000	23,245,000	(2,000,000)
Special Revenue-Other	3,458,000	3,458,000	3,458,000	0
Special Revenue-Federal	2,000,000	2,000,000	2,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>26,985,000</b>	<b>30,703,000</b>	<b>28,703,000</b>	<b>(2,000,000)</b>
<b>AID TO LOCALITIES</b>				
General Fund	42,222,000	42,619,000	47,852,000	5,233,000
Special Revenue-Federal	6,000,000	6,000,000	6,000,000	0
<b>Total for AID TO LOCALITIES</b>	<b>48,222,000</b>	<b>48,619,000</b>	<b>53,852,000</b>	<b>5,233,000</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$82.56 million on an All Funds basis, a net increase of \$3.23 million from the Executive's budget submission.

#### Legislative Changes

The Legislature denies the Executive proposal to provide funding of \$2 million for the Taste New York program.

The Legislature amends the Executive's \$5 million proposal for a new Market New York program by expanding it and providing an additional \$2 million for a total appropriation of \$7 million. This new program is intended to provide competitive grants to market and promote regional attractions, goods and products produced in New York State.

The Legislature amends the Executive proposal to provide funding of \$1.25 million for the Innovation Hot Spots program to replace it with \$1.25 million for New York State incubators and New York State hot spots.

In addition, the Legislature provides a total \$3.23 million in support of various economic development initiatives.

## Article VII

The Legislature approves legislation that would create a new New York State Business Incubator and Innovation Hot Spot Support Act which would provide operating grants to designated business incubators across the state and provide tax benefits to tenant businesses within business incubators designated as innovation hot spots.

The Legislature denies the legislation proposed by the Executive that would create a new Taste New York program.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
MARKET NY - FUNDS REPROGRAMMED FROM TASTE NY	\$2,000,000
CNSE INSTITUTE FOR NANOELECTRONICS DISCOVERY AND EXPLORATION (INDEX)	\$775,000
CNSE CAIST	\$713,000
CENTER OF EXCELLENCE - RIT	\$500,000
CENTER OF EXCELLENCE - SUNY STONY BROOK	\$500,000
CENTER OF EXCELLENCE - UNIVERSITY AT BUFFALO	\$500,000
SUNY FREDONIA TECHNOLOGY INCUBATOR	\$100,000
FINGER LAKES TOURISM ALLIANCE	\$75,000
QUEENS TOURISM COUNCIL	\$70,000

# NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	8,090,000	8,791,000	8,791,000	0
Total for STATE OPERATIONS	8,090,000	8,791,000	8,791,000	0
<b>AID TO LOCALITIES</b>				
Special Revenue-Other	8,140,000	7,439,000	7,439,000	0
Total for AID TO LOCALITIES	8,140,000	7,439,000	7,439,000	0
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	14,000,000	12,000,000	12,000,000	0
Capital Projects Fund - Other	0	25,000,000	25,000,000	0
Total for CAPITAL PROJECTS	14,000,000	37,000,000	37,000,000	0

## LEGISLATIVE ACTION

The Legislature concurs with the Executive's requested appropriation levels.

### Article VII

**The Legislature accepts the Executive proposal to transfer \$913,000 from the New York State Energy Research Development Authority (NYSERDA) to the General Fund to pay New York State's debt service obligations associated with the West Valley nuclear facility.**

**The Legislature accepts the Executive proposal to continue the utility assessment pursuant to Section 18-a of the Public Service Law used to fund NYSEDA's Research, Development and Demonstration Program, as well as its Policy and Planning Program.**

**The Legislature modifies the Executive proposal to require that certain gas stations in the Downstate area be wired for emergency generators by clarifying certain timing, exemption, and funding provisions.**

**The Legislature provides language to require NYSEDA to make recommendations in consultation with the Department of Public Service and the Division of Homeland Security regarding the development of**



**microgrids. Microgrids are electric power generation and distribution systems that can operate whether connected or disconnected from other electric grids and systems.**

## DEPARTMENT OF ENVIRONMENTAL CONSERVATION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	126,299,000	108,046,200	108,046,200	0
Special Revenue-Other	269,728,000	264,465,800	264,465,800	0
Special Revenue-Federal	77,385,000	79,198,000	79,198,000	0
Internal Service Fund	95,000	95,000	95,000	0
<b>Total for STATE OPERATIONS</b>	<b>473,507,000</b>	<b>451,805,000</b>	<b>451,805,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	2,576,000	1,676,000	2,604,000	928,000
<b>Total for AID TO LOCALITIES</b>	<b>2,576,000</b>	<b>1,676,000</b>	<b>2,604,000</b>	<b>928,000</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - DEC Regular (Auth. Bonds)	101,743,000	40,000,000	40,000,000	0
Capital Projects Fund	500,000	500,000	500,000	0
Environmental Protection Fund	134,000,000	153,000,000	153,000,000	0
Capital Projects Fund - Other	372,900,000	250,800,000	250,800,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>609,143,000</b>	<b>444,300,000</b>	<b>444,300,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$898.71 million on an All-Funds basis, a \$928,000 increase above the Executive's budget submission.

#### Legislative Changes

The Legislature eliminates interchange language that would coordinate state environmental and public health laboratory activities among the Department of Environmental Conservation, the Department of Agriculture and Markets, the Department of Health, the Office of Mental Health and the Office for People with Developmental Disabilities.

**The Legislature** accepts the Executive's proposal to fund the **Environmental Protection Fund (EPF)** at **\$153 million**, or \$19 million above last year's funding, but modifies the funding within several categories of the EPF to provide:

- an additional \$1.1 million in funding for municipal parks;
- an additional \$1 million for Zoos, Botanical Gardens and Aquaria;
- an additional \$1 million for invasive species control efforts;
- an additional \$300,000 for the Finger Lakes/Lake Ontario Water Protection Alliance; and
- an additional \$100,000 for smart growth projects.

**The Legislature** also modifies EPF language to provide for the following:

- specify that, of a \$2.5 million appropriation made for state-owned ski center projects, \$500,000 shall be provided to the Bellayre Mountain Ski Center;
- specify that not less than \$250,000 of urban forestry funding be reserved for cities and towns with a population greater than 65,000;
- specify that natural infrastructure/flood resiliency projects funding be distributed to municipalities according to a competitive grants process; and
- require a community planning process in conjunction with Ulster County rail trail funding.

## **Article VII**

**The Legislature** amends the Executive proposal to increase revenues deposited to EPF by redirecting a \$19 million portion of unclaimed "Bottle Bill" deposit receipts currently deposited to the General Fund to the EPF. **The Legislature** accepts certain fraud-related provisions that were included in the Executive budget proposal, such as the registration of redemption centers and increases to certain fraud-related penalties.

**The Legislature** modifies the Executive proposal to make permanent the waste tire management and recycling fee by instead authorizing a three year extension to December 31, 2016.

**The Legislature** modifies the Executive proposal to simplify and consolidate hunting and fishing licenses and to reduce the price of such licenses including the elimination of saltwater fishing license fees.

**The Legislature** delays the implementation of the Diesel Emission Reduction Act for one year to December 31, 2014.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CORNELL COMMUNITY INTEGRATED PEST MANAGEMENT	\$500,000
INVASIVE SPECIES ERADICATION AND DREDGING PROJECTS	\$350,000
CORNELL RESEARCH STATION AT SHACKLETON POINT	\$78,000

## NEW YORK STATE GAMING COMMISSION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
Special Revenue-Other	125,357,700	111,604,700	111,604,700	0
Total for STATE OPERATIONS	125,357,700	111,604,700	111,604,700	0

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

The Legislature concurs with the Executive proposal to create a New York State Gaming Commission Account in the State Finance Law, for the purposes of disbursing payments for the administrative operation within the newly created Gaming Commission. The Account shall receive funds transferred from the state lottery fund administration account, the regulation of the racing account, the bell jar account or the regulation of the Indian Gaming Account.

The Legislature concurs with the Executive proposal to redirect one percent of revenues collected by Video Lottery Terminals (VLTs) to pay for racehorse health and safety initiatives. The Legislature amends the Executive proposal to create a seven member Task Force on Jockey Health Safety to assess, investigate and research issues involving safety and health of jockeys who regularly race at the thoroughbred racetracks in New York State and to submit a report with recommendations regarding jockey health and pension benefits.

The Legislature rejects the Executive proposal to implement phase one of casino development, including a study and request for information to be conducted by the NYS Gaming Commission. The Legislature concurs with the language that mandates a labor peace agreement requirement for any casino operations going forward in New York State.

## DEPARTMENT OF MOTOR VEHICLES

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	86,827,000	90,360,000	90,360,000	0
Special Revenue-Federal	17,687,000	18,226,000	18,226,000	0
Internal Service Fund	15,000,000	15,000,000	15,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>119,514,000</b>	<b>123,586,000</b>	<b>123,586,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
Special Revenue-Federal	20,800,000	20,880,000	20,880,000	0
<b>Total for AID TO LOCALITIES</b>	<b>20,800,000</b>	<b>20,880,000</b>	<b>20,880,000</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Dedicated Highway and Bridge Trust Fund	194,171,000	205,759,000	205,759,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>194,171,000</b>	<b>205,759,000</b>	<b>205,759,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

#### Article VII

**The Legislature amends the Executive proposal to allow the Department of Motor Vehicles (DMV) to designate certain State branch offices to be open on Saturdays, by including employee protection language and adding a two-year sunset provision.**

**The Legislature amends the Executive proposal to conform provisions of law to Federal Motor Carrier Safety Administration rules relating to the suspension of driver's licenses and the imposition of penalties for cell phone use and texting by commercial vehicle operations, as required by law and to otherwise ensure the continued receipt of federal highway aid.**

# OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	4,583,000	4,086,000	4,086,000	0
Special Revenue-Other	150,000	1,331,000	1,331,000	0
Total for STATE OPERATIONS	4,733,000	5,417,000	5,417,000	0

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## LEGISLATIVE ACTION

**The Legislature concurs with the Executive's recommendation.**

## OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	129,942,700	129,655,700	129,655,700	0
Special Revenue-Other	88,171,900	87,831,900	87,831,900	0
Special Revenue-Federal	6,850,900	6,850,900	6,850,900	0
<b>Total for STATE OPERATIONS</b>	<b>224,965,500</b>	<b>224,338,500</b>	<b>224,338,500</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	6,020,000	2,920,000	3,080,000	160,000
Special Revenue-Other	5,635,000	5,635,000	6,135,000	500,000
Special Revenue-Federal	3,170,000	3,170,000	3,170,000	0
<b>Total for AID TO LOCALITIES</b>	<b>14,825,000</b>	<b>11,725,000</b>	<b>12,385,000</b>	<b>660,000</b>
<b>CAPITAL PROJECTS</b>				
Federal Capital Projects Fund	4,000,000	4,000,000	4,000,000	0
Capital Projects Fund - Other	152,071,000	102,200,000	99,700,000	(2,500,000)
<b>Total for CAPITAL PROJECTS</b>	<b>156,071,000</b>	<b>106,200,000</b>	<b>103,700,000</b>	<b>(2,500,000)</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$340.4 million on an All Funds basis, a \$1.84 million reduction from the Executive's budget submission.

#### Legislative Changes

The Legislature provides \$660,000 for various projects.

The Legislature shifts \$2.5 million in New York Works funding for the New York State Fair from the Office of Parks, Recreation and Historic Preservation to the Department of Agriculture and Markets.

The Legislature specifies that, of the \$2.5 million in New York Works funding provided to the Olympic Regional Development Authority, no less than \$500,000 shall be used for maintenance, preventive maintenance and infrastructure projects at Bellayre Ski Center.



## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
SNOWMOBILE TRAIL DEVELOPMENT AND MANAGEMENT	\$500,000
HISTORIC SARATOGA-WASHINGTON ON THE HUDSON PARTNERSHIP	\$100,000
PUTNAM VISITORS BUREAU	\$60,000

## DEPARTMENT OF PUBLIC SERVICE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	75,392,000	76,392,000	75,392,000	(1,000,000)
Special Revenue-Federal	3,500,000	3,500,000	3,500,000	0
<b>Total for STATE OPERATIONS</b>	<b>78,892,000</b>	<b>79,892,000</b>	<b>78,892,000</b>	<b>(1,000,000)</b>
<b>AID TO LOCALITIES</b>				
Special Revenue-Other	3,500,000	6,750,000	6,750,000	0
<b>Total for AID TO LOCALITIES</b>	<b>3,500,000</b>	<b>6,750,000</b>	<b>6,750,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$85.6 million on an All Funds basis, a \$1 million reduction from the Executive's budget submission.

#### Legislative Changes

The Legislature transfers \$1 million in funding for a wholesale energy market consumer advocacy project from the Department of Public Service to the Department of State.

#### Article VII

The Legislature accepts the Executive proposal to make the Department of Health's public service **education expenses eligible for funding from the Department of Public Service's assessment on cable television companies. This authorization is continued on an annual basis.**

The Legislature modifies the Executive proposal to strengthen the Public Service Commission's (PSC) **oversight and enforcement capabilities.** The Legislature's changes specify that combination gas and electric corporations will be subject to oversight and new penalties; establish a "failure to reasonably comply" standard for violations; require that civil penalties can only be remitted **directly to and for the benefit of ratepayers; authorize PSC to evaluate the continued operation of a power corporation, and** allow PSC to revoke a corporation's operating certificate.

**The Legislature codifies a PSC decision requiring the evaluation of the viability of repowering existing coal plants in Dunkirk and Lansing, New York to provide cleaner and more cost efficient fuel sources.**

## DEPARTMENT OF STATE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	19,540,233	18,030,000	18,045,000	15,000
Special Revenue-Other	40,635,189	45,382,000	46,382,000	1,000,000
Special Revenue-Federal	7,995,406	7,995,000	7,995,000	0
<b>Total for STATE OPERATIONS</b>	<b>68,170,828</b>	<b>71,407,000</b>	<b>72,422,000</b>	<b>1,015,000</b>
<b>AID TO LOCALITIES</b>				
General Fund	7,945,000	3,440,000	3,945,000	505,000
Special Revenue-Other	539,000	539,000	539,000	0
Special Revenue-Federal	61,400,000	61,400,000	61,400,000	0
<b>Total for AID TO LOCALITIES</b>	<b>69,884,000</b>	<b>65,379,000</b>	<b>65,884,000</b>	<b>505,000</b>
<b>CAPITAL PROJECTS</b>				
Miscellaneous Special Revenue-Other	0	10,000,000	10,000,000	0
<b>Total for CAPITAL PROJECTS</b>	<b>0</b>	<b>10,000,000</b>	<b>10,000,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$148.3 million on an All Funds basis, an increase of \$1.52 million from the Executive's budget submission.

#### Legislative Changes

The Legislature transfers a \$1 million appropriation made to support a Federal Energy Regulatory Commission settlement from the Department of Public Service to the Department of State.

The Legislature restores \$505,000 for the Public Utility Law Project.

The Legislature provides an additional \$15,000 for the State of New York Commission on Uniform State Laws to provide reimbursement for travel expenses.

## Article VII

The Legislature accepts the Executive proposal to extend for one year the authority of the Secretary of State to charge increased fees for expedited handling of documents.

The Legislature denies the Executive proposal to change classifications for non-profit corporations.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
WHOLESALE MARKET CONSUMER ADVOCACY PROJECT	\$1,000,000
PUBLIC UTILITY LAW PROJECT (PULP)	\$505,000
STATE OF NEW YORK COMMISSION ON UNIFORM LAWS	\$15,000

## DEPARTMENT OF TAXATION AND FINANCE

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	330,536,000	295,246,000	295,246,000	0
Special Revenue-Other	108,671,000	106,171,000	106,171,000	0
Special Revenue-Federal	2,500,000	5,000,000	5,000,000	0
Internal Service Fund	25,380,000	77,442,400	77,442,400	0
Total for STATE OPERATIONS	467,087,000	483,859,400	483,859,400	0
<b>AID TO LOCALITIES</b>				
General Fund	926,000	926,000	926,000	0
Total for AID TO LOCALITIES	926,000	926,000	926,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

## DIVISION OF TAX APPEALS

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
STATE OPERATIONS				
General Fund	3,121,000	3,121,000	3,121,000	0
Total for STATE OPERATIONS	3,121,000	3,121,000	3,121,000	0

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### LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

# NEW YORK STATE THRUWAY AUTHORITY

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<hr/>				
STATE OPERATIONS				
General Fund	0	24,000,000	24,000,000	0
Total for STATE OPERATIONS	0	24,000,000	24,000,000	0
CAPITAL PROJECTS				
NYS Canal System Development Fund	2,000,000	2,000,000	2,000,000	0
Total for CAPITAL PROJECTS	2,000,000	2,000,000	2,000,000	0

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## LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

### Article VII

The Legislature amends the Executive proposal to provide state funds to the Thruway Authority by including periodic reporting requirements identifying the specific costs being assumed by the state.



## DEPARTMENT OF TRANSPORTATION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
Special Revenue-Other	19,459,000	19,717,000	19,717,000	0
Special Revenue-Federal	16,315,000	16,315,000	16,315,000	0
<b>Total for STATE OPERATIONS</b>	<b>35,774,000</b>	<b>36,032,000</b>	<b>36,032,000</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	97,550,900	97,550,900	97,550,900	0
Special Revenue-Other	4,331,332,800	4,651,533,800	4,651,533,800	0
Special Revenue-Federal	53,536,000	61,242,000	61,242,000	0
<b>Total for AID TO LOCALITIES</b>	<b>4,482,419,700</b>	<b>4,810,326,700</b>	<b>4,810,326,700</b>	<b>0</b>
<b>CAPITAL PROJECTS</b>				
Miscellaneous Special Revenue-Other	17,896,000	18,319,000	18,319,000	0
Capital Projects Fund	95,120,000	122,830,000	147,830,000	25,000,000
Federal Capital Projects Fund	2,006,000,000	2,006,000,000	2,006,000,000	0
Dedicated Mass Transportation Trust Fund	18,500,000	18,500,000	18,500,000	0
Dedicated Highway and Bridge Trust Fund	1,797,789,000	1,875,736,000	1,950,736,000	75,000,000
Capital Projects Fund - Other	1,163,800,000	300,000,000	200,000,000	(100,000,000)
<b>Total for CAPITAL PROJECTS</b>	<b>5,099,105,000</b>	<b>4,341,385,000</b>	<b>4,341,385,000</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature rejects the Executive proposal to allow \$100 million in transportation funding to be distributed through the Regional Economic Development Councils, and instead repurposes the funds as follows:

- \$75 million for CHIPS, for a total of \$438.1 million;
- \$10 million for the Airport or Aviation State Program and the Airport Improvement and Revitalization program (AIR 99);
- \$10 million for freight rail capital projects. This funding will include the upgrade of one diesel train engine owned by the LIRR to meet higher emissions standards; and
- \$5 million for upstate and downstate non-MTA transit systems.

The Legislature rejects the Executive proposal for \$200 million of new funding for the New York Works program and reprograms the funds as follows:

- \$155 million will be used to accelerate Department of Transportation (DOT) projects of regional significance; and
- an appropriation of \$45 million is made for engineering services, which includes support for the use of state force engineers.

The Legislature accepts a written commitment from DOT to allocate \$16 million in State Dedicated Fund resources to support non-MTA downstate suburban and upstate public transportation capital investments no later than 45 days after the enactment of the State Fiscal Year (SFY) 2013-14 budget.

## Article VII

The Legislature provides funding for the Consolidated Highway Improvement Program (CHIPS) of \$438.1 million, an increase of \$75 million or 21 percent. The Legislature accepts the Executive proposal for the annual authorization of \$39.7 million for the Marchiselli Program.

The Legislature modifies the Executive proposal relating to the transmission tax by extending the current distribution of revenues for five years.

The Legislature increases the cap on grants and loans in the AIR 99 program from the current \$300,000 to \$1 million.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
CONSOLIDATED HIGHWAY IMPROVEMENT PROGRAM (CHIPS)	\$75,000,000
NEW YORK WORKS - FREIGHT RAIL	\$10,000,000
NEW YORK WORKS - AVIATION STATE PROGRAM AND AIRPORT IMPROVEMENT AND REVITALIZATION PROGRAM (AIR 99)	\$10,000,000
NEW YORK WORKS - NON-MTA TRANSIT CAPITAL FUNDING	\$5,000,000

## URBAN DEVELOPMENT CORPORATION

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>AID TO LOCALITIES</b>				
General Fund	89,615,000	47,885,000	42,537,000	(5,348,000)
<b>Total for AID TO LOCALITIES</b>	<b>89,615,000</b>	<b>47,885,000</b>	<b>42,537,000</b>	<b>(5,348,000)</b>
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund - Authority Bonds	705,000,000	556,057,000	403,057,000	(153,000,000)
<b>Total for CAPITAL PROJECTS</b>	<b>705,000,000</b>	<b>556,057,000</b>	<b>403,057,000</b>	<b>(153,000,000)</b>

### LEGISLATIVE ACTION

The Legislature appropriates \$445.59 million on an All Funds basis, a net reduction of \$158.35 million from the Executive's budget submission.

#### Legislative Reductions

The Legislature reduces Aid to Localities funding for the Economic Development Fund by \$12 million.

#### Legislative Changes

The Legislature denies the Executive proposal to provide capital funding of \$165 million for the New York Works Economic Development Fund.

In addition, the Legislature provides a total \$18.6 million in support of various economic development initiatives.

#### Off-Budget Initiatives

The Legislature accepts the transfer of \$70 million from the New York Power Authority to provide funding for the Innovation Venture Capital Fund and for the New York Open for Business marketing initiative.

## Article VII

The Legislature amends the Executive proposal to permanently authorize the loan powers of Empire State Development Corporation to extend such authorization for one year.

The Legislature amends the Executive proposal to provide bridge loans through the Small Business Revolving Loan Fund.

The Legislature amends the Executive proposal to expand the Excelsior Linked Deposit Program to small businesses in the technology and innovation industries.

## Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
EMPIRE STATE ECONOMIC DEVELOPMENT FUND	\$12,000,000
MILITARY BASE FUNDING	\$2,000,000
CNSE INSTITUTE FOR NANOELECTRONICS DISCOVERY AND EXPLORATION (INDEX)	\$1,012,000
CENTER STATE CEO	\$1,000,000
SENECA ARMY DEPOT	\$600,000
BRONX OVERALL ECONOMIC DEVELOPMENT CORPORATION	\$600,000
ADDITIONAL FUNDING FOR MINORITY- WOMEN-OWNED BUSINESS DEVELOPMENT AND LENDING PROGRAM	\$365,000
ADIRONDACK NORTH COUNTRY ASSOCIATION	\$250,000
LONG ISLAND REGIONAL PLANNING COUNCIL	\$250,000
CNY BIOTECH ACCELERATOR	\$200,000
CUNY CENTERS FOR SMALL BUSINESS DEVELOPMENT	\$150,000
NASSAU COUNTY HERITAGE TOURISM	\$100,000
WESTERN ERIE CANAL ALLIANCE	\$75,000
CANISIUS COLLEGE - REGIONAL EVENTS	\$50,000

**MISCELLANEOUS: TRANSPORTATION, ECONOMIC DEVELOPMENT ENVIRONMENTAL**

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	4,182,000	4,182,000	4,182,000	0
Total for STATE OPERATIONS	4,182,000	4,182,000	4,182,000	0
<b>G'way Heritage Conserv for the Hudson Riv Valley</b>				
General Fund	166,000	166,000	166,000	0
Total for Program	166,000	166,000	166,000	0
<b>Hudson River Valley G'way Comm. Council</b>				
General Fund	185,000	185,000	185,000	0
Total for Program	185,000	185,000	185,000	0
<b>Green Thumb</b>				
General Fund	2,831,000	2,831,000	2,831,000	0
Total for Program	2,831,000	2,831,000	2,831,000	0
<b>New York Works Task Force</b>				
General Fund	1,000,000	1,000,000	1,000,000	0
Total for Program	1,000,000	1,000,000	1,000,000	0
<b>AID TO LOCALITIES</b>				
General Fund	136,000	136,000	136,000	0
Special Revenue-Other	2,240,000,000	2,334,965,000	2,334,965,000	0
Total for AID TO LOCALITIES	2,240,136,000	2,335,101,000	2,335,101,000	0
<b>Dedicated Mass Transportation Trust Fund</b>				
Special Revenue-Other	634,000,000	638,480,000	638,480,000	0
Total for Program	634,000,000	638,480,000	638,480,000	0
<b>Hudson River Valley G'way Comm. Council</b>				
General Fund	136,000	136,000	136,000	0
Total for Program	136,000	136,000	136,000	0
<b>Metropolitan Transportation Authority</b>				
Special Revenue-Other	1,552,000,000	1,645,685,000	1,645,685,000	0
Total for Program	1,552,000,000	1,645,685,000	1,645,685,000	0
<b>Tribal State Compact</b>				
Special Revenue-Other	54,000,000	50,800,000	50,800,000	0
Total for Program	54,000,000	50,800,000	50,800,000	0
<b>CAPITAL PROJECTS</b>				
Capital Projects Fund	770,000,000	0	385,000,000	385,000,000

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
Capital Projects Fund - Other	0	720,000,000	0	(720,000,000)
Total for CAPITAL PROJECTS	770,000,000	720,000,000	385,000,000	(335,000,000)
Metropolitan Transportation Authority				
Capital Projects Fund	770,000,000	0	0	0
Total for Program	770,000,000	0	0	0
State and Municipal Facilities Program				
Capital Projects Fund	0	0	385,000,000	385,000,000
Total for Program	0	0	385,000,000	385,000,000
Transformative Projects Program				
Capital Projects Fund - Other	0	720,000,000	0	(720,000,000)
Total for Program	0	720,000,000	0	(720,000,000)

## LEGISLATIVE ACTION

### Economic Development Capital

The Legislature denies the Executive proposal to provide \$720 million in capital funding for the Transformative Projects Program.

The Legislature provides \$385 million in capital funding for the State and Municipal Facilities Program.

### Metropolitan Transportation Authority (MTA)

The Legislature concurs with the Executive proposal to provide a maximum of \$2.28 billion in contingent appropriations for MTA operations during State Fiscal Year (SFY) 2014-15, in the event that the SFY 2014-15 budget is not enacted in a timely manner.

### Tribal State Compact

The Legislature accepts \$5 million General Fund transfer to the Tribal State Compact Revenue Account to support an advanced payment to the City of Salamanca for its current 2012-13 fiscal year.

The Legislature concurs with the Executive technical amendment proposal to correct duplicative sections of the Tribal-State Compact and the Executive proposal to amend language related to the disbursement of Tribal-State Compact funds to facilitate the transfer of State monies to the General Fund.

### Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
STATE AND MUNICIPAL FACILITIES PROGRAM	\$385,000,000

# **LEGISLATURE & JUDICIARY**

**By Agency**



## LEGISLATURE

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	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	217,844,801	217,844,801	217,844,801	0
Special Revenue-Other	2,100,000	2,100,000	2,100,000	0
<b>Total for STATE OPERATIONS</b>	<b>219,944,801</b>	<b>219,944,801</b>	<b>219,944,801</b>	<b>0</b>

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## JUDICIARY

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>STATE OPERATIONS</b>				
General Fund	2,299,023,539	2,388,343,578	2,388,343,578	0
Special Revenue-Other	128,465,758	134,175,403	134,175,403	0
Special Revenue-Federal	10,500,000	9,000,000	9,000,000	0
<b>Total for STATE OPERATIONS</b>	<b>2,437,989,297</b>	<b>2,531,518,981</b>	<b>2,531,518,981</b>	<b>0</b>
<b>AID TO LOCALITIES</b>				
General Fund	17,445,584	17,445,584	17,445,584	0
Special Revenue-Other	99,198,456	99,931,911	99,931,911	0
<b>Total for AID TO LOCALITIES</b>	<b>116,644,040</b>	<b>117,377,495</b>	<b>117,377,495</b>	<b>0</b>

### LEGISLATIVE ACTION

The Legislature concurs with the Judiciary's recommendation.

# **DEBT SERVICE**

**By Agency**

## DEBT SERVICE

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
<b>DEBT SERVICE</b>				
General Fund	245,000,000	245,000,000	245,000,000	0
Mental Hygiene Capital Improvement Fund-389	348,000,000	328,000,000	328,000,000	0
Fiduciary	30,500,000	25,600,000	25,600,000	0
Debt Service Fund	6,317,660,000	6,895,260,000	6,395,260,000	(500,000,000)
Capital Projects Fund - Other	960,300,000	980,300,000	980,300,000	0
Emergency	1,400,000,000	1,500,000,000	1,500,000,000	0
<b>Total for DEBT SERVICE</b>	<b>9,301,460,000</b>	<b>9,974,160,000</b>	<b>9,474,160,000</b>	<b>(500,000,000)</b>
<b>General Fund</b>				
<b>State Purposes Account</b>				
Rebates To Federal Government	20,000,000	20,000,000	20,000,000	0
Redemption of General Obligation Bonds	225,000,000	225,000,000	225,000,000	0
<b>Mental Hygiene Capital Improvement Fund-389</b>				
<b>General Debt Service Fund</b>				
Financing Agreements	348,000,000	328,000,000	328,000,000	0
<b>Fiduciary</b>				
<b>School Capital Facilities Financing Reserve Fund</b>				
Trust & Agency Financing	30,500,000	25,600,000	25,600,000	0
<b>Debt Service Fund</b>				
<b>Debt Reduction Reserve Fund</b>				
Debt Reduction	500,000,000	1,000,000,000	500,000,000	(500,000,000)
<b>General Debt Service Fund</b>				
General Obligation Bonds	502,500,000	492,500,000	492,500,000	0
Financing Agreements	2,083,960,000	1,781,460,000	1,781,460,000	0
Revenue Bond Financing	2,661,900,000	3,051,300,000	3,051,300,000	0
<b>Housing Debt Fund</b>				
General Obligation Bonds	12,500,000	11,500,000	11,500,000	0
<b>Health Income Fund</b>				

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Legislative Appropriation 2013-14	Change
Financing Agreements	31,200,000	31,200,000	31,200,000	0
Financing Agreements	2,000,000	2,000,000	2,000,000	0
<b>State University Dormitory Income Fund</b>				
Financing Agreements	117,100,000	127,800,000	127,800,000	0
<b>Local Government Assistance Tax Fund</b>				
Financing Agreements	406,500,000	397,500,000	397,500,000	0
Capital Projects Fund - Other				
<b>Dedicated Highway and Bridge Trust Fund</b>				
Financing Agreements	960,300,000	980,300,000	980,300,000	0
Emergency				
<b>All Funds</b>				
Contingency Appropriation	1,400,000,000	1,500,000,000	1,500,000,000	0

## LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommendation.

### Article VII

**The Legislature approves the legislation proposed by the Executive in relation to arbitrage earnings on Mental Health Services bonds and transfers from the Hazardous Waste Remedial Fund. This legislation enables the state to reimburse the federal government for any investment earnings in order to maintain an exemption from federal income taxation on improvement revenue bonds.**

**The Legislature approves the legislation proposed by the Executive that would include all revenue debt of the state as authorized purposes for which personal income tax revenue bonds can be issued.**

**The Legislature approves the legislation proposed by the Executive that provides for the reimbursement of capital spending with bond proceeds.**

The Legislature amends the legislation proposed by the Executive to permanently authorize the Urban Development Corporation or the Dormitory Authority to issue personal income tax revenue bonds for any authorized purpose to extend this authorization for two years.

The Legislature approves the legislation proposed by the Executive to permanently require the unanimous consent of all directors then in office of the Local Government Assistance Corporation in relation to the approval of resolutions relating to bond issuances.

The Legislature approves the legislation proposed by the Executive to create a new sales tax revenue bond program.

The Legislature approves the legislation proposed by the Executive to remove SUNY dormitory bonding from the state-supported debt cap.

The Legislature provides legislation to authorize the state to receive loans from the federal government and issue related bonds pursuant to the Transportation Infrastructure Finance and Innovation Act (TIFIA).

## Legislative Reductions

The Legislature reduced the Executive’s proposal for \$1 billion for Debt **Reduction Reserve Fund** to \$500 million.

## Legislative Changes

The Legislature has approved the following bond cap changes:

Program Name	Bond Cap Changes (in thousands)		
	Current Law	Increase/Decrease	13-14 Bond Cap
SUNY Educational Facilities	\$10,304,000	\$118,000	\$10,422,000
SUNY Upstate Community Colleges	\$623,000	\$40,000	\$663,000
CUNY Educational Facilities	\$6,843,000	\$10,000	\$6,853,200
Library Facilities	\$98,000	\$14,000	\$112,000
NY-SUNY 2020	\$110,000	\$110,000	\$220,000
Environmental Infrastructure Projects	\$1,118,760	\$147,000	\$1,265,760
Water Pollution Control (SRF)	\$700,000	\$35,000	\$735,000
Division of State Police Facilities	\$114,100	\$19,500	\$133,600
Division of Military and Naval Affairs	\$24,000	\$3,000	\$27,000
State Office Buildings and Other Facilities	\$205,800	\$15,000	\$220,800
Prison Facilities	\$6,816,869	\$316,200	\$7,133,069

<b>Housing Capital Programs</b>	<b>\$2,740,699</b>	<b>\$104,200</b>	<b>\$2,844,899</b>
<b>Economic Development Initiatives</b>	<b>\$710,550</b>	<b>\$281,057</b>	<b>\$991,607</b>
<b>(CHIPS) Program</b>	<b>\$7,106,022</b>	<b>\$485,853</b>	<b>\$7,591,875</b>
<b>Transportation Initiatives</b>	<b>\$15,000</b>	<b>\$225,000</b>	<b>\$240,000</b>
<b>Storm Recovery</b>	<b>\$1,170,000</b>	<b>\$-720,000</b>	<b>\$450,000</b>
<b>Office of Information Technology Services</b>	<b>\$60,000</b>	<b>\$27,740</b>	<b>\$87,740</b>
<b>State and Municipal Facilities</b>	<b>\$0</b>	<b>\$385,000</b>	<b>\$385,000</b>