

2019-20
Assembly Budget Proposal

INTRODUCTION

Section 54 of the Legislative Law requires, among other things, a “comprehensive, cumulative report” to be made available to Members of the Assembly prior to action on budget bills advanced by the Governor. The following *“Summary of the Assembly Recommended Changes to the Executive Budget”* is prepared by Ways and Means Committee staff and is intended to provide a concise presentation of all additions, deletions, re-estimates and policy changes that are provided in the Assembly proposal, embodied in Assembly Resolution E. 164. The budget proposal of the Assembly Majority addresses each appropriation, as well as programmatic language that was first advanced in the Executive Budget.

**OVERVIEW OF ASSEMBLY BUDGET PROPOSAL
State Fiscal Year 2019-20**

TABLE OF CONTENTS

Financial Plan Overview 1

List of Proposed Modifications 25

Summary of Recommended Changes by Agency

 PUBLIC PROTECTION & GENERAL GOVERNMENT 1-1

 EDUCATION, LABOR & FAMILY ASSISTANCE 30-1

 HEALTH & MENTAL HYGIENE 44-1

 TRANSPORTATION, ECONOMIC DEVELOPMENT & ENVIRONMENTAL CONSERVATION 53-1

 LEGISLATURE AND JUDICIARY 70-1

 DEBT SERVICE 71-1

Financial Plan Overview

Financial Plan

Table 1

NYS Assembly Disbursements - Difference from Executive (\$ in Millions)				
	SFY 2018-19 Close-Out	SFY 2019-20 Executive	SFY 2019-20 Assembly	Difference
General Funds	73,558	76,622	77,333	711
State Operating Funds	100,144	101,958	102,666	708
State Funds	111,207	113,583	114,013	430
All Funds	171,731	175,143	175,595	452

All Funds

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

The Assembly proposes an All Funds budget of \$175.6 billion for State Fiscal Year (SFY) 2019-20, which is \$452 million higher than the Executive proposal. This is largely attributed to commitments to School Aid, Higher Education, and Human Services programs.

The Assembly All Funds receipts are projected at \$173.4 billion, which represents an increase of \$4.2 billion or 2.5 percent above SFY 2018-19 estimates.

State Funds

State Funds spending consists of the General Fund, Debt Service Funds, Capital Projects Funds and Other State Funds. State Funds spending under the Assembly proposal is projected to total \$114.0 billion in SFY 2019-20, representing an increase of \$430 million or 0.4 percent above the Executive's estimate. The Assembly's State Funds spending estimate for SFY 2019-20 is \$2.8 billion over SFY 2018-19.

The Assembly projects State Funds receipts in SFY 2019-20 will total \$109.4 billion, an increase of \$3.3 billion or 3.1 percent from SFY 2018-19.

State Operating Funds

The State Operating budget includes all State spending from the General Fund, State Special Revenue Funds, and Debt Service Funds. This measure excludes Capital Projects Funds and Federal spending. The Assembly proposal assumes State Operating Funds spending of

\$102.7 billion, an increase of \$708 million, or 0.7 percent, on the Executive's estimate and an increase of \$2.5 billion or 2.5 percent over SFY 2018-19.

State Operating Fund receipts are estimated at \$100.5 billion, a \$3.9 billion or 4.0 percent increase from SFY 2018-19.

General Fund

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

The SFY 2019-20 Assembly Financial Plan proposal projects that General Fund spending will total \$77.3 billion, representing an increase of \$3.8 billion or 5.1 percent from SFY 2018-19 estimated levels. The proposed spending is \$711 million higher than the Executive proposal.

In SFY 2019-20, General Fund receipts are estimated to total \$76.0 billion, a \$5.4 billion or 7.6 percent increase over SFY 2018-19. The proposed Assembly receipts are \$941 million higher than the Executive forecast.

Table 2

Financial Plan Summary			
(\$ in Millions)			
	SFY 2017-18	SFY 2018-19	SFY 2019-20
	Actual	Estimate	Assembly Plan
State Operating Funds Budget			
Size of Budget	98,151	100,144	102,666
Annual Growth	2.0%	2.0%	2.5%
Other Budget Measure (Annual Growth)			
General Fund (with Transfers)	69,724	73,558	77,333
Annual Growth	2.4%	5.5%	5.1%
State Funds (Including Capital)	106,936	111,207	114,013
Annual Growth		4.0%	2.5%
Capital Budget (Federal and State)	10,640	13,131	13,148
Annual Growth	4.8%	23.4%	0.1%
Federal Operating Aid	54,953	58,456	59,781
Annual Growth	8.5%	6.4%	2.3%
All Governmental Funds	163,744	171,731	175,595
Annual Growth	4.3%	4.9%	2.2%
Inflation (CPI) Growth¹	2.1%	2.3%	2.1%
All Funds Receipts			
Taxes	79,266	74,976	81,791
Miscellaneous receipts	27,262	31,345	27,781
Federal grants	58,942	62,879	63,794
Total Receipts	165,470	169,200	173,366
General Fund Receipts			
Taxes	49,656	35,546	39,840
Miscellaneous receipts	3,129	3,195	2,065
Transfer from Other Funds	18,635	31,917	34,111
Total Receipts	71,420	70,658	76,016
Total General Fund Reserves (Year-end)			
Tax Stabilization/Rainy Day Reserves	1,798	2,048	2,286
Extraordinary Monetary Settlements	5,020	3,943	2,577
All Other Reserves/Fund Balances	2,627	554	364
Debt			
Debt Service as % of All Funds	4.0%	3.6%	3.3%
State Related Debt Outstanding	51,631	53,576	56,895
Debt Outstanding as % Personal Income	4.0%	4.0%	4.1%

¹Inflation (CPI) growth for SFY 2017-18 and SFY 2018-19 are based on Executive estimates.

Assembly Actions on Executive Budget

The Assembly proposal is estimated to spend a net \$708 million more than the Executive on a State Operating Funds basis, a 0.7 percent increase in total State Operating spending over the Executive Budget.

Table 3

Financial Plan Summary				
SFY 2019-20				
(\$ in Millions)				
	<u>General Fund</u>	<u>State Operating Funds</u>	<u>State Funds</u>	<u>All Funds</u>
Executive Opening Balance	6,545	11,129	11,034	10,678
EXECUTIVE RECEIPTS	75,075	99,545	108,483	172,378
<i>Tax Avails</i>	773	792	792	792
<i>Tax Cuts</i>	0	0	0	0
<i>Misc. Receipts/Fees</i>	(6)	(16)	(16)	(16)
<i>Sweeps</i>	(16)	0	0	0
<i>Tax & Misc Rec Reestimates</i>	190	190	190	190
Federal				22
Assembly Receipts	76,016	100,511	109,449	173,366
Change in Receipts	941	966	966	988
Executive Disbursements	76,622	101,958	113,583	175,143
<i>Spending Addition</i>	1,807	1,804	1,851	1,906
<i>Spending Reduction</i>	(1,096)	(1,096)	(1,422)	(1,455)
Assembly Disbursement	77,333	102,666	114,012	175,594
Change in Disbursements	711	708	430	452

On March 5, 2019, the Comptroller of the State of New York forecasted an additional \$190 million in revenues over the Executive proposal. The Assembly proposal includes this re-estimate and would provide additional sources of revenue to increase General Fund receipts by \$751 million over the Executive proposal. Major actions include an expansion of the Real Estate Transfer Tax on the conveyance of properties valued at over \$5 million (\$378 million) and a graduated increase in the State Personal Income Tax surcharge for high income earners, which would generate an additional \$210 million in in SFY 2019-20.

Settlement Funds

Since the SFY 2018-19 Enacted Budget, the State has received \$1.19 billion in monetary settlements from several financial institutions for violations of State Law including Athene Life Insurance, Bank of America Merrill Lynch, Barclays, Deutsche Bank, FedEx, Goldman Sachs, MetLife Parties, RBS Financial Products Inc., Société Générale SA, Standard Chartered Bank, UBS, and Wells Fargo. The total amount of monetary settlements received since SFY 2014-15 is \$11.9 billion.

Table 4

SFY 2019-20		
Executive vs Assembly Use of Monetary Settlements Funds		
(\$ in Millions)		
	<u>Executive</u>	<u>Assembly</u>
Capital Purposes	250	47
Clean Water Infrastructure*	250	
Electronic Poll Books and On-Demand Ballot Printers	-	27
Land Banks	-	20
Operating Purposes	448	508
Financial Plan - General Fund Operating Purposes (SFY 2019)	336	336
Attorney General Litigation Services Operations (SFY 2019)	80	80
Settlements Used in SFY 2019 to Cover SFY 2018 Allocations	32	32
Communities First Foreclosure Prevention Program		20
Census 2020		40
Reservation of Funds	488	631
Rainy Day Reserves	488	488
Mitigate Future Financial Plan Risk		143
Total	1,186	1,186
*The Assembly includes the additional \$250 million for clean water infrastructure, but converts the financing source to bond proceeds.		

Of the \$1.19 billion settlements monies received since the Enacted Budget, \$80 million was allocated to the Attorney General for litigation services and \$32 million was applied to cover funds allocated in SFY 2017-18 but received in SFY 2018-19. The Executive Budget proposal allocated the remaining \$1.07 billion of settlement funds as follows: \$250 million for clean water infrastructure grants, \$336 million for General Fund operating purposes in the current fiscal year, and a total of \$488 million for planned deposits into the Rainy Day Reserve Fund in SFYs 2018-19 and 2019-20.

The Assembly modifies the Executive’s proposed use of remaining settlement funds by funding the additional clean water infrastructure projects with bond proceeds, and investing \$107 million of the settlement funds into one-time costs for elections poll books and on-demand ballot printers (\$27 million); land banks (\$20 million); the 2020 Census (\$40 million); and the Communities First Foreclosure Prevention Program (\$20 million). The Assembly set aside \$143 million of remaining settlement funds in the General Fund closing balance to mitigate any future risk to the Financial Plan.

The Assembly accepts the Executive proposal to use \$336 million in settlement funds for General Fund operating relief in SFY 2018-19, as well as the planned deposits into the Rainy Day Reserve Fund.

Reserves

Table 5

SFY 2019-20 Estimated General Fund Closing Balance		
(\$ in Millions)		
	Executive	Assembly
Tax Stabilization Reserve Fund	1,258	1,258
Statutory Rainy Day Reserve Fund	1,028	1,028
Contingency Reserve Fund	21	21
Community Projects Fund	7	7
Monetary Settlements	2,684	2,434
Unallocated Monetary Settlements	0	143
Undesignated Fund Balance	0	336
Total	4,998	5,227

The Assembly Budget projects \$5.2 billion in reserves at the end of SFY 2019-20, a \$229 million increase from the Executive proposal. This is primarily attributed to an increase in the undesignated fund balance of \$336 million offset by the use of \$107 million of settlement funds in SFY 2019-20 as listed above.

The Executive proposed to use \$500 million previously set aside for debt management to accelerate pension amortization payments in SFY 2019-20. The Assembly modifies the Executive Plan to instead allocate these funds to offset General Fund spending, while still retaining \$479 million in unallocated funds in the closing balance.

Table 6

CASH FINANCIAL PLAN				
ALL FUNDS				
Estimated 30-Day Closeout 2018-19 vs Enacted Plan 2019-20				
(\$ in Millions)				
	2018-19 Estimated Closeout	2019-20 Assembly Plan	Change	% Change from 18-19 to 19-20
Opening fund balance	12,749	10,678	(2,071)	(16.2)%
Receipts:				
Taxes	74,976	81,791	6,815	9.1%
Miscellaneous receipts	31,345	27,781	(3,564)	(11.4)%
Federal grants	62,879	63,794	915	1.5%
Total Receipts	169,200	173,366	4,166	2.5%
Disbursements:				
Grants to local governments	127,473	131,213	3,740	2.9%
State operations	21,475	21,749	274	1.3%
General State charges	8,781	9,051	270	3.1%
Debt service	5,975	5,694	(281)	(4.7)%
Capital projects	8,027	7,888	(140)	(1.7)%
Total Disbursements	171,731	175,595	3,864	2.2%
Other financing sources (uses)				
Transfers from other funds	39,951	43,385	3,434	8.6%
Transfers to other funds	(40,100)	(43,334)	(3,234)	8.1%
Bond and note proceeds	609	604	(5)	(0.8)%
Net other financing sources (uses)	460	656	196	42.5%
Change in fund balance	(2,071)	(1,573)		
Closing fund balance	10,678	9,105		

Table 7

CASH FINANCIAL PLAN STATE FUNDS Estimated 30-Day Closeout 2018-19 vs Enacted Plan 2019-20 (\$ in Millions)				
	2018-19 Estimated Closeout	2019-20 Assembly Plan	Change	% Change from 18-19 to 19-20
Opening fund balance	13,039	11,034	(2,005)	(15.4)%
Receipts:				
Taxes	74,976	81,791	6,815	9.1%
Miscellaneous receipts	31,143	27,579	(3,564)	(11.4)%
Federal grants	80	79	(1)	(1.3)%
Total Receipts	106,199	109,449	3,250	3.1%
Disbursements:				
Grants to local governments	70,689	73,128	2,439	3.5%
State operations	19,403	19,691	288	1.5%
General State charges	8,428	8,707	279	3.3%
Debt service	5,975	5,694	(281)	(4.7)%
Capital projects	6,712	6,793	81	1.2%
Total Disbursements	111,207	114,013	2,806	2.5%
Other financing sources (uses)				
Transfers from other funds	40,319	43,768	3,449	8.6%
Transfers to other funds	(37,925)	(41,325)	(3,400)	9.0%
Bond and note proceeds	609	604	(5)	(0.8)%
Net other financing sources (uses)	3,003	3,048	45	1.5%
Change in fund balance	(2,005)	(1,516)		
Closing fund balance	11,034	9,518		

Table 8

**CASH FINANCIAL PLAN
STATE OPERATING FUNDS
Estimated 30-Day Closeout 2018-19 vs Enacted Plan 2019-20
(\$ in Millions)**

	2018-19 Estimated Closeout	2019-20 Assembly Plan	Change	% Change from 18-19 to 19-20
Opening fund balance	13,607	11,129	(2,478)	(18.2)%
Receipts:				
Taxes	73,555	80,374	6,819	9.3%
Miscellaneous receipts	22,987	20,063	(2,924)	(12.7)%
Federal grants	75	74	(1)	(1.3)%
Total Receipts	96,617	100,511	3,894	4.0%
Disbursements:				
Grants to local governments	66,338	68,574	2,236	3.4%
State operations	19,403	19,691	288	1.5%
General State charges	8,428	8,707	279	3.3%
Debt service	5,975	5,694	(281)	(4.7)%
Capital projects	0	0	0	0.0%
Total Disbursements	100,144	102,666	2,522	2.5%
Other financing sources (uses)				
Transfers from other funds	37,629	40,109	2,480	6.6%
Transfers to other funds	(36,580)	(39,704)	(3,124)	8.5%
Bond and note proceeds	0	0	0	
Net other financing sources (uses)	1,049	406	(643)	(61.3)%
Change in fund balance	(2,478)	(1,750)		
Closing fund balance	11,129	9,379		

Table 9

CASH FINANCIAL PLAN GENERAL FUND Estimated 30-Day Closeout 2018-19 vs Assembly Plan 2019-20 (\$ in Millions)				
	2018-19 Estimated Closeout	2019-20 Assembly Plan	Change	% Change from 18-19 to 19-20
Opening fund balance	9,445	6,545	(2,900)	(30.7)%
Receipts:				
Taxes				
Personal Income Tax	21,367	24,087	2,720	12.7%
User taxes and fees	7,709	8,119	410	5.3%
Business taxes	5,396	6,163	767	14.2%
Other taxes	1,074	1,471	397	37.0%
Miscellaneous receipts	3,195	2,065	(1,130)	(35.4)%
Federal grants	0	0	0	0.0%
Transfers from other funds				
- PIT Revenue Bond	21,824	24,089	2,265	10.4%
- ECEP Revenue Bond	0	1	1	0.0%
- LGAC	3,132	3,468	336	10.7%
-Sales Tax	2,675	2,933	258	9.6%
- RETT	950	973	23	2.4%
- All other	3,336	2,648	(688)	(20.6)%
Total Receipts	70,658	76,016	5,358	7.6%
Disbursements:				
Grants to local governments	49,784	51,882	2,098	4.2%
State operations	11,544	11,816	272	2.4%
General State charges	7,383	7,636	253	3.4%
Transfers to other funds				
- Debt service	804	537	(267)	(33.2)%
- Capital projects	1,963	2,942	979	49.9%
- State Share Medicaid	0	0	0	0.0%
- SUNY Operations	1,020	1,174	154	15.1%
- Other purposes	1,060	1,346	286	27.0%
Total Disbursements	73,558	77,333	3,775	5.1%

Revenue

Pursuant to the provisions of Section 23 of the State Finance Law, the Director of the Budget, the Secretary of the Senate Finance Committee, and the Secretary of the Ways and Means Committee are required to issue a joint report containing a consensus economic forecast and revenue estimate, no later than March first.

If there is a failure to issue a consensus report, the State Comptroller is required, no later than March fifth, to provide estimates of available revenues for the current and upcoming fiscal year.

Revenue Consensus Process

The Consensus Forecasting Conference was held on February 28, 2019. Based on the testimony of experts at the Conference, the outlooks for both the economy and revenue are less favorable than a year ago, in the light of a slowing global economy, continued uncertainty regarding U.S. trade policies, a weak housing market, and the maturing economic expansion.

Section 23 of the State Finance Law defines receipts subject to consensus as the combined total of All Funds tax receipts, General Fund miscellaneous receipts, and lottery revenues. Since the revenue estimates from all parties exhibited significant variance, consensus on economic and revenue estimates for SFY 2018-19 and SFY 2019-20 was not reached by the statutory deadline.

State Comptroller Revenue Report

After reviewing the economic and revenue forecasts issued by the Division of the Budget and the Legislature, as well as the presentations offered at the Consensus Economic and Revenue Forecasting Conference, the State Comptroller issued a report on March 5, 2019, outlining its revenue estimates. The State Comptroller estimates a two-year revenue total that is \$190 million above the Executive Budget estimate.

SFY 2019-20 – Assembly Tax and Revenue Proposals

- **Part A - Extend Electronic Filing and Payment Mandate:** The Assembly accepts the Executive proposal to consolidate electronic filing and payment mandates into a uniform threshold filing requirement and makes such requirements permanent.
- **Part B - Expand the Employee Training Incentive Program (ETIP) Credit:** The Assembly accepts the Executive proposal to extend the current ETIP credit for New York businesses by including in-house training, software development and renewable or clean energy internships as part of eligible training activities.
- **Part C - Sourcing Rule for Global Intangible Low Tax Income (GILTI) Apportionment:** The Assembly accepts the Executive proposal to codify a receipts factor rule for the net amount of GILTI included in business tax income. This action is related to recent federal tax law changes.
- **Part D - Decouple from Federal Definitions related to the New York Manufacturing Test:** The Assembly accepts the Executive proposal to decouple New York State law from the federal standard for determining the basis of property a manufacturer has in the State. This calculation is used to determine if a manufacturer is eligible for corporate tax reductions and other tax credits.
- **Part E - Extend the Workers with Disabilities Tax Credit:** The Assembly accepts the Executive proposal to extend the expiration date for corporate and personal income tax credits for those employing individuals with developmental disabilities, from January 1, 2020, until January 1, 2023.
- **Part F - Gift Addback Rule and Qualified Terminable Interest Property (QTIP) Trust:** The Assembly modifies an Executive proposal to subject gifts made within three years of death to state taxation, to modify the effective date, so these provisions are effective on and after January 16, 2019 (the first day following the introduction of the Executive Budget). The Assembly also accepts the proposal that would require a New York State QTIP election be made on State estate tax returns, to ensure these assets are included in the gross estate.
- **Part G - Sales Tax on Marketplace Providers:** The Assembly modifies the Executive proposal to require marketplace providers to collect sales tax on taxable sales of tangible personal property that they facilitate, to allow marketplace providers to enter into alternative agreements with sellers for the collection of sales taxes (subject to Commissioner approval), and to allow for relief from liability if a marketplace provider received incorrect or insufficient information from a seller.

- **Part H - Discontinue the Energy Services Sales Tax Exemption:** The Assembly accepts the Executive proposal to eliminate the sales tax exemption on the non-residential transmission and distribution of gas and electricity when purchased from an energy service company.
- **Part I - Modify Equalization Rate Apportionment:** The Assembly accepts the Executive proposal to provide school districts the option to apportion school taxes using average property values over a three or five year period; allow the Department of Taxation and Finance to certify the local level of assessment as the final equalization rate; and clarify that an assessor must notify local officials when the tentative equalization rate differs from the level of assessment by five percent or more.
- **Part J - Modify Property Tax Administration:** The Assembly amends the Executive proposal to modify property tax administration, to:
 - remove the proposal to allow local governments to provide real property tax assessment relief when a state disaster emergency is declared by the Governor without further legislative action;
 - accept the proposal to allow a county, upon agreement with an included municipality, to appoint the members of the municipality's board of assessment review;
 - accept the proposal to allow the Tax Department to approve assessor and county director training courses for credit without requiring the State to pay for the expenses of attendees;
 - accept the proposal to allow the Tax Department to send certain statutory notices by email and/or website posting; and
 - modify the proposal to require electric generating facilities to annually report inventory, revenue, and expense data to the Tax Department, to allow for graduated penalties.
- **Part K - Technical Change to the Repeal of the Tax Freeze Credit Program:** The Assembly accepts the Executive proposal to repeal certain tax cap compliance reporting requirements that remained after the tax freeze credit statutes were repealed in 2018.
- **Part L - Create the New York State Employer-Provided Child Care Credit:** The Assembly accepts the Executive proposal to create a new credit equal to 100 percent of the Federal credit, for employers who provide child and dependent care facilities to their employees.

- **Part M - Include Certain Gambling Winnings in Nonresident Income:** The Assembly accepts the Executive proposal to impose the personal income tax on nonresidents' gambling winnings in excess of \$5,000 from New York casinos and racetracks, and require withholding on such winnings in instances when such winnings would otherwise be subject to federal tax withholding.
- **Part N - Modify the Farm Workforce Retention Credit:** The Assembly accepts the Executive proposal to expand the farm workforce retention credit to include the types of farming activities that are currently eligible for the farmer school tax credit, such as cider production and Christmas tree farming. The Assembly also accepts the Executive proposal to authorize the credit for farm cideries and farm wineries.
- **Part O - Tax Shelter and Tax Preparer Penalties:** The Assembly accepts the Executive proposal to make the current tax shelter reporting and penalty provisions permanent; modify the penalties for tax preparers who do not sign returns or who take unreasonable positions on returns; and allow penalties to be imposed on unregistered tax preparers.
- **Part P - Extend Higher Income Personal Income Tax (PIT) Rates:** The Assembly modifies the Executive proposes to extend the 8.82 percent PIT rate for individuals in the top tax bracket for another five years, to make permanent the current top rate of 8.82 percent; to index the standard deduction to inflation, and to establish three new tax brackets, consisting of a 9.32 percent rate for incomes between \$5 million and \$10 million; a 9.82 percent rate for incomes between \$10 million and \$100 million; and a 10.32 percent rate for incomes over \$100 million.
- **Part Q - Extend Personal Income Tax Limitation on Charitable Contributions:** The Assembly accepts the Executive proposal to extend the personal income tax limitation on charitable contribution deductions for taxpayers with incomes above \$10 million, for an additional five years, through taxable year 2024.
- **Part R - Extend the Clean Heating Fuel Credit:** The Assembly accepts the Executive proposal to extend the current clean heating fuel credit until January 1, 2023, allowing taxpayers to claim a personal income tax credit for purchasing bioheating fuel for residential purposes.
- **Part S - Extend Delinquent Sales Tax Vendors Management:** The Assembly modifies the Executive proposal to make certain provisions concerning the segregated sales tax account program permanent, to instead extend these provisions for five years.
- **Part T - License Fees on Certain Co-Ops:** The Assembly accepts the Executive proposal to eliminate a \$10 annual fee paid by cooperative corporations and rural electric cooperatives.

- **Part U - Expand the Historic Rehabilitation Credit:** The Assembly modifies the Executive proposal to modify the Historic Rehabilitation Credit, accepting the proposal to allow the credit for rehabilitation of historic properties to be claimed for qualified rehabilitation projects undertaken within a state park, state historic site, or other land owned by the state and including new language to further expand the credit to cities with poverty rates over 15 percent, allowing credits to be transferred to another taxpayer under certain conditions; and to increase the eligible reimbursement from 20 to 30 percent, for projects under \$5 million.
- **Part V - Extend Dodd-Frank Protection Act Related Sales Tax Exemptions:** The Assembly accepts the Executive proposal to extend, for two years, the sales tax exemption provided to financial institutions that are required under federal law to create subsidiaries and then transfer the property or services to those subsidiaries without the transfer being considered a taxable sale.
- **Part W - Employer Recovery Hiring Tax Credit:** The Assembly modifies the Executive proposal to create a new credit for employers, for the hiring of persons in recovery from a substance abuse disorder, to ensure patient confidentiality, protect employees that relapse, and make other technical changes.
- **Part X** - Intentionally omitted.
- **Part Y - Carried Interest Loophole:** The Assembly accepts the Executive proposal to close the carried interest tax loophole and tax the carried interest income of hedge fund and private equity investors as ordinary income. This provision would take effect only when the states of Connecticut, Massachusetts, New Jersey, and Pennsylvania enact legislation with the same effect.
- **Part Z - Technical Corrections:** The Assembly modifies the Executive proposal to make a variety of technical corrections to provisions of the Tax Law and the New York City Administrative Code, to remove certain provisions related to the New York City Administrative Code.
- **Part AA** – Intentionally omitted.
- **Part BB** – Intentionally omitted.
- **Part CC** – Intentionally omitted.
- **Part DD - Technical Changes to Gaming Provisions:** The Assembly modifies the Executive proposal to amend Racing and Wagering provisions by:

- modifying provisions that would clarify the role of the Gaming Inspector General to indicate jurisdiction over all gaming activity in the State and the Gaming Commission, to include language that aligns more closely with other existing State Agency Inspector Generals;
 - removing provisions that would expand those eligible for appointment to the board of directors of the New York State Thoroughbred Breeding and Development Fund to include New York State residents with a cogent interest in the thoroughbred breeding industry;
 - removing provisions that would change the funding and board member structure of Cornell University's Harry M. Zweig Memorial Fund for Equine Research by authorizing the state to provide for the defense and indemnification of board members and authorizing the Fund to accept conditional gifts, grants, or bequests; and
 - removing provisions that would align lottery revenue distributions for education and administrative allowances and expand the uses of lapsed prize funds amounts for special and supplemental games.
- **Part EE - Simplify Video Lottery Gaming (VLG) Rates and Eliminate Additional Commission Provisions:** The Assembly modifies the Executive proposal to increase the vendor fee for VLG facilities and reconfigure capital awards distribution and the marketable allowance structure as part of the larger vendor fee. The Assembly does not include the Executive proposal regarding the change to the additional commission structure and maintains current law subject to further consideration.
 - **Part FF - Impose a Statutory Cap on Casino Free Play:** The Assembly accepts the Executive proposal to establish a statutory 19 percent cap on the free play allowance for casinos until SFY 2022-23.
 - **Part GG - Modify Off-Track Betting (OTB):** The Assembly modifies the Executive's proposed OTB changes to accept the proposal requiring quarterly meetings of regional OTB facilities' Boards of Directors, and provide the Boards with additional oversight and financial planning responsibilities; by removing language authorizing OTB facilities to enter into contractual agreements with other regions to combine racing operations; and removing language allowing any OTB facility to offer demonstration projects at any commercial casino.
 - **Part HH - Extend Certain Tax Rates and Simulcasting Provisions:** The Assembly modifies the Executive proposal to extend the current pari-mutuel tax rate structure and other racing-related provisions for one year, instead of the proposed five.
 - **Part II – Intentionally omitted.**

- **Part JJ - Equine Drug Testing:** The Assembly modifies the Executive proposal to accept the extension of the equine drug testing advisory committee for an additional year, and modifies to require that the selected equine drug testing lab to be located at Morrisville State College or another suitable lab in New York State.
- **Part KK** – Intentionally omitted.
- **Part LL** – Intentionally omitted.
- **Part MM - Disclosure of Information on Cooperative Housing Corporation Information Returns:** The Assembly accepts the Executive proposal to allow the Department of Taxation and Finance to share certain information reported by cooperative housing corporations with local assessors for real property tax administration purposes.
- **Part NN - New York City Enhanced Real Property Tax Circuit Breaker Credit:** The Assembly accepts the Executive proposal to make a technical amendment to clarify the calculation of the Enhanced Real Property Tax Circuit Breaker Credit applicable to New York City.
- **Part OO** - Intentionally omitted.
- **Part PP** – Intentionally omitted.
- **Part QQ** – Intentionally omitted.
- **Part RR** – Intentionally omitted.
- **Part SS - Clarify STAR Check Tax Bill Notices:** The Assembly accepts the Executive proposal to modify the notice that appears on the school tax bills of recipients of the STAR credit program, to clarify the timing of payments under the program.
- **Part TT - Improve the STAR Administrative Process:** The Assembly accepts the Executive proposal to establish a good cause restoration process for late initial Enhanced STAR applications and to eliminate the \$500 renunciation fee if the renunciation occurs before the levy of school taxes or a person voluntarily enrolls in the STAR credit program.
- **Part UU - Comprehensive Tobacco Policy:** The Assembly modifies the Executive proposal to establish a comprehensive tobacco control policy, and would instead advance similar provisions outside of the budget process. Specifically, the Assembly:

- does not include language to raise the minimum age to purchase tobacco products from 18 to 21, since a similar bill (A.558-A) has already been passed during the current legislative session;
 - does not include language to prohibit the sale of tobacco products in all pharmacies;
 - does not include language to prohibit the acceptance of price reduction instruments for both tobacco products and e-cigarettes;
 - does not include language to prohibit the display of tobacco products or e-cigarettes in stores except under specific circumstances;
 - does not include language to allow the Department of Health to prohibit or restrict the sale or distribution of e-cigarettes or vapor products that have a flavor intended to appeal to minors;
 - does not include language to prohibit smoking inside and on the grounds of all hospitals licensed or operated by the Office of Mental Health;
 - does not include language to require that e-cigarettes be sold only through licensed dealers; and
 - accepts language to impose a 20 percent tax on the retail sale of vapor products.
- **Part WW Auto Rental Surcharge:** The Assembly modifies the Executive proposal to expand the current five percent special supplemental auto rental surcharge from the Metropolitan Commuter Transportation District (MCTD) to the remainder of the State, to accelerate the effective date from September 1, 2019, to June 1, 2019; increase the proposed supplemental upstate auto rental tax from 5 percent to 6 percent; and similarly increase the MCTD surcharge from 5 percent to 6 percent.
 - **Part XX – Intentionally omitted.**
 - **Part YY – New York Jockey Injury Compensation Fund:** The Assembly includes language that would allow the New York Thoroughbred Horsemen’s Association to utilize up to \$2.5 million from the unpaid purse cushion account through 2021, to help offset the premium increase for the New York Jockey Injury Compensation Fund.
 - **Part ZZ- License Suspensions:** The Assembly includes language to establish a hardship exemption from the current requirement that driver licenses are suspended if an individual owes certain amounts of unpaid taxes.
 - **Part AAA - Intentionally omitted.**

- **Part BBB - Progressive Property Transfer Tax:** The Assembly includes language to establish a progressive transfer tax on the conveyance of properties over \$5 million, which would range from a 0.3 percent tax on transfers of \$5 million to a 1.5 percent tax on transfers over \$1 billion.
- **Part CCC - Pied-a-Terre Tax:** The Assembly includes language to authorize New York City to establish a progressive property tax on secondary homes that are valued at over \$5 million. The tax would consist of a sliding rate for such properties, ranging from 0.3 percent to 4 percent, based on the value of the home.
- **Part DDD - Westchester Additional Sales Tax:** The Assembly includes language to authorize the County of Westchester to impose an additional rate of sales and compensating use tax.
- **Part EEE - Agriculture and Rural Jobs Act:** The Assembly includes language to increase access to capital for small rural businesses via a non-refundable tax credit for investors who invest in certain business funds which then invest in rural businesses.
- **Local Revenue Sources:** The Assembly proposes to continue discussion with the Executive and the Senate on an expansion of revenue sources for upstate cities, including Buffalo and Rochester. These revenue options would include an authorization for these cities to collect revenue from telecommunication services providers on the sale of mobile telecommunications services within such cities.
- **PPGG Part J - Nassau County Residential Reassessment Exemption:** The Assembly accepts the Executive proposal to provide Nassau County with the local option to phase-in, over a five-year period, the effects of any assessment increases on class one properties that will be reflected on the upcoming 2020-21 assessment roll.

Executive Tax Revenue Proposals that are Not Included

- **Part X - Exclude Government Grants from State Corporate Taxation:** The Assembly does not include the Executive proposal to decouple New York State from the federal requirement that contributions made by a governmental entity or civic group to the capital fund of a corporation be included in the State's definition of taxable net income.
- **Part AA – Allow an Exemption for Qualified Energy Systems:** The Assembly does not include the Executive proposal to exempt specified energy systems from local taxation, special ad valorem levies, and special assessments if they are located on land owned or controlled by the state and the owner of such system has a contract to sell energy to the State.

- **Part BB - Gaming Commission Employment Restrictions:** The Assembly does not include the Executive proposal to allow a waiver from the Gaming Commission hiring restrictions for individuals who have received an occupational license from the Commission in the three years prior to appointment.
- **Part CC - Retired Racehorse Aftercare:** The Assembly does not include the Executive proposal to permit breeding funds to support and promote the ongoing aftercare of retired racehorses.
- **Part II - Mid-Atlantic Drug Compact:** The Assembly does not include the Executive proposal to authorize the Gaming Commission to enter into the Mid-Atlantic Drug Compact.
- **Part KK - Occupational Licensing for Casino Employees:** The Assembly does not include the Executive proposal to remove the automatic employment bar on felony convictions and reduce background investigations for non-key casino employees and vendors, unless a more in-depth investigation is warranted.
- **Part LL - Cap Annual Growth of STAR Exemption Benefits:** The Assembly does not include the Executive proposal to reduce the allowable annual growth of the STAR exemption, from the current two percent rate to zero percent, thereby holding SFY 2019-20 and all future STAR exemption benefits at SFY 2018-19 levels.
- **Part OO - Require Mobile Home Park Reporting:** The Assembly does not include the Executive proposal to require manufactured home park owners to submit quarterly registration statements electronically to the Department of Taxation and Finance. This would replace current annual reporting to the Division of Housing and Community Renewal.
- **Part PP - STAR Oversight and Enforcement:** The Assembly does not include the Executive proposal to advance a variety of proposals to improve STAR program oversight and enforcement, including authorizing the Tax Department to review residency and age eligibility; extending current penalties for fraudulent activity to the STAR credit program; and allowing for recoupment if a recipient receives both a STAR exemption and a STAR credit.
- **Part QQ - Disclosure of STAR-related information to Assessors:** The Assembly does not include the Executive proposal to allow the Commissioner of Taxation and Finance to disclose certain STAR-related information to local assessors to assist with eligibility determinations.
- **Part RR - Lower Basic STAR Exemption Income Limit to \$250,000:** The Assembly does not include the Executive proposal to lower the income limit for the Basic STAR

exemption from \$500,000 to \$250,000, beginning with the 2019-20 school year. For purposes of the STAR credit, the current \$500,000 income limit would remain.

- **Part VV – Cannabis Regulation and Taxation Act:** The Assembly proposes to continue discussion with the Executive and the Senate to provide for the regulation of hemp-derived cannabis products, to expand the existing medical cannabis program and to provide for the regulation of cannabis and cannabis products for adult-use.

The Assembly supports the establishment of a centralized regulatory approach for the regulation and management of medical, adult-use and hemp-based cannabis and cannabis products through the creation of a regulatory body comprised of legislative and executive appointments, as well as ex-officio agency representation from agencies involved in implementation.

The Assembly also supports provisions to reduce criminal penalties attributed to future cannabis related activity; vacate or expunge past cannabis convictions; protect legal rights in the workplace; ensure appropriate standards and protections are in place as it relates to investigations of child abuse, neglect, and endangerment involving instances of adult cannabis use; ensure that all categories and classes of adult-use cannabis licensing and permits are accessible to those individuals in communities that have been disproportionately impacted by past criminalization of cannabis, communities of color, minority- and women-owned business, and small businesses, including access to business mentoring, application process assistance, capital and other social equity programs necessary to support their long-term success; discourage illicit market sales by establishing a reasonable tax structure related to the sale of adult-use cannabis; provide for personal cultivation; ensure access to medical cannabis is maintained and expanded; recognize community priorities through local opt-out provisions from the adult-use market; and other priorities deemed necessary and appropriate.

The Assembly maintains that it is critically important that revenue generated from legalization of cannabis be invested in communities that have been disproportionately impacted by enforcement of prior cannabis policies. Therefore, the Assembly will further continue discussions on how to direct revenue to ensure that funds will be used for: public education; job creation, skills development and training; social justice and reentry services for communities that have been disproportionately impacted by past criminalization of cannabis; substance use disorder services and mental health services; community-based supportive services; expanding training for state and local law enforcement to maintain driver safety; and any other uses deemed necessary and appropriate.

- **Part XX - Opioid Excise Tax:** The Assembly does not include the Executive proposal to establish a new excise tax on the sale of opioids in the State.

- **PPGG Part G – Real Property Tax Cap:** The Assembly supports the real property tax cap, which remains in full force and effect through June 16, 2020, and also supports its continuation. The Assembly does not include an Executive proposal to make the property tax cap permanent.

Table 10

Fiscal Impact - Assembly Revenue Proposals
(\$ in Millions)

Part	Proposal	FY 2020	FY 2021	FY 2022	FY 2023
Admin	Increase Tax Return Audit Staff (110 FTE - \$8.2 million)	12	120	120	120
A	Make e-File Mandate Permanent	-	-	-	-
B	Expand the Employee Training Incentive Program (ETIP) Credit	-	-	-	-
C	Implement Sourcing Rule for GILTI	-	-	-	-
D	Decouple from Federal Basis for New York State Manufacturing Test	-	-	-	-
E	Extend Workers with Disability Credit for Three Years	-	(4)	(4)	(4)
F	Extend Three-Year Gift Addback Rule & Require Binding QTIP Election	-	-	-	-
G	Apply Sales Tax to Marketplace Providers	177	250	250	250
H	Discontinue the Energy Services (ESCO) Sales Tax Exemption	96	128	128	128
I	Equalization Rates - Allow School Tax Apportionment over 3 or 5 years	-	-	-	-
J	Improve Real Property Tax Administration	-	-	-	-
K	Eliminate Unnecessary Property Tax Freeze Program Language	-	-	-	-
L	Create the New York State Employer-Provided Child Care Credit	-	-	(1)	(1)
M	Include Certain Gambling Winnings in Nonresident NYS Income	-	1	1	1
N	Expand the Farm Workforce Retention Credit	-	-	-	-
O	Tax Shelter Reporting and Preparer Penalties	14	18	18	18
P	Extend 8.82% Higher Personal Income Tax Rates for Five Years	771	3,560	4,707	5,057
P	Impose a Personal Income Surcharge for Incomes over \$5 million	210	1,035	1,370	1,460
Q	Extend Personal Income Tax Limitation on Charitable Contributions	-	86	175	180
R	Extend Clean Heating Fuel Credit for Three Years	-	-	(6)	(6)
S	Extend Authorization to Manage Delinquent Sales Tax Vendors	-	-	-	-
U	Expand the Historic Rehabilitation Credit	-	-	(10)	(10)
V	Extend Sales Tax Exemption Related to the Dodd-Frank Protection Act	-	-	-	-
W	Create the Employer Recovery Hiring Tax Credit	-	-	(2)	(2)
Y	Close the Carried Interest Loophole	-	-	-	-
Z	Make Various Technical Corrections to the Tax Law	-	-	-	-
DD	Make Technical Changes to Gaming Provisions	-	-	-	-
EE	Modify Video Lottery Gaming (VLG) Rate and Additional Commission	(5)	(6)	(6)	(6)
FF	Impose a Statutory Cap on Casino Free Play	-	6	-	-
GG	Off Track Betting (OTB) Proposals	-	-	-	-
HH	Extend Certain Tax Rates and Certain Simulcast Provisions for Five Years	-	-	-	-
JJ	Modify Equine Drug Testing Provisions	-	-	-	-
MM	Allow Disclosure of Certain Information on Co-Op Returns	-	-	-	-
NN	Align New York City Enhanced Circuit Breaker Expiration Dates	-	-	-	-
SS	Clarify STAR Check Tax Bill Notices	-	-	-	-
TT	Improve STAR Administrative Process	-	-	-	-
UU	Vapor Products Surcharge	2	19	19	19
VV	The Cannabis Regulation and Taxation Act	-	83	85	141
WW	Expand the Supplemental Auto Rental Tax Surcharge	30	42	42	42
YY	New York Jockey Injury Compensation Fund	-	-	-	-
ZZ	License Suspension Hardship Exemption	-	-	-	-
BBB	Progressive Property Transaction Tax	378	424	436	448
CCC	Establish a Pied-à-terre Tax in New York City	-	-	-	-
DDD	Westchester Additional Sales Tax	-	-	-	-
EEE	Agriculture and Rural Jobs Act	-	-	-	-
Total Fiscal Impact		1,685	5,762	7,322	7,835

List of Proposed Modifications

Assembly Budget Proposal
Budget Actions
State Fiscal Year 2019-20

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
ABC	State Operations	SRO	Cannabis Management Program - shift to stand-alone	\$0	(\$35,362,000)
AFI	Capital	CAP	Arts & Cultural Facilities Capital	\$0	\$20,000,000
AGMKTS	Aid to Localities	GEN	Agricultural Initiatives	\$2,900,000	\$2,900,000
AGMKTS	Capital	CAP	Animal Shelters Capital	\$5,000,000	\$5,000,000
AGMKTS	Capital	CAP	Local Fairs	\$5,000,000	\$5,000,000
COTA	Aid to Localities	GEN	Additional Local Assistance Arts Grants	\$5,000,000	\$5,000,000
CUNY	Aid to Localities	GEN	ASAP	\$2,500,000	\$2,500,000
CUNY	Aid to Localities	GEN	Child Care	\$902,000	\$902,000
CUNY	Aid to Localities	GEN	Child Care	\$250,000	\$250,000
CUNY	Aid to Localities	GEN	College Discovery	\$225,000	\$225,000
CUNY	Aid to Localities	GEN	College Discovery	\$225,000	\$225,000
CUNY	Aid to Localities	GEN	Community College Base Aid	\$6,914,000	\$6,914,000
CUNY	Aid to Localities	GEN	Community College Family Empowerment	(\$2,000,000)	(\$2,000,000)
CUNY	Aid to Localities	GEN	Mental Health Services	\$2,500,000	\$2,500,000
CUNY	Aid to Localities	GEN	Support for homeless students	\$500,000	\$500,000
CUNY	Capital	CAP	Critical Expansion	\$0	\$400,000,000
CUNY	State Operations	SRO	CUNY Pipeline Program at the Graduate Center	\$250,000	\$250,000
CUNY	State Operations	SRO	School of Labor and Urban Studies	\$1,500,000	\$1,500,000
CUNY	State Operations	SRO	Search for Education, Elevation and Knowledge (SEEK)	\$4,680,000	\$4,680,000
CUNY	State Operations	SRO	Search for Education, Elevation and Knowledge (SEEK)	\$4,680,000	\$4,680,000
CUNY	State Operations	SRO	State Operating Funds and TAP Gap	\$14,800,000	\$14,800,000
CVB	Aid to Localities	SRO	Criminal Justice Improvement Account Sweep	\$20,000,000	\$20,000,000
DCJS	Aid to Localities	GEN	Additional Anti-Gang Youth Initiatives	\$10,000,000	\$10,000,000
DCJS	Aid to Localities	GEN	Aid to Defense	\$441,000	\$441,000
DCJS	Aid to Localities	GEN	Alternatives to Incarceration- Additional	\$500,000	\$500,000
DCJS	Aid to Localities	GEN	Criminal Justice Initiatives	\$3,680,000	\$3,680,000
DCJS	Aid to Localities	GEN	Domestic Violence Legal Services	\$609,000	\$609,000
DCJS	Aid to Localities	GEN	Gun Violence Institute	\$200,000	\$200,000
DCJS	Aid to Localities	GEN	Immigrant Services Initiatives	\$600,000	\$600,000
DCJS	Aid to Localities	GEN	New York State Defenders Association	\$1,059,000	\$1,059,000
DCJS	Aid to Localities	GEN	Prisoners Legal Services	\$750,000	\$750,000
DCJS	Aid to Localities	GEN	Rape Crisis Centers	\$147,000	\$147,000
DCJS	Aid to Localities	GEN	Westchester Police	\$992,000	\$992,000
DCJS	Aid to Localities	SRF	Byrne/JAG	\$300,000	\$300,000
DCJS	Aid to Localities	SRO	Civil Legal Services	\$2,830,000	\$2,830,000
DCJS	Aid to Localities	SRO	Legal Services Assistance Fund to General fund sweep	\$29,080,000	\$29,080,000
DEC	State Operations	60	Miscellaneous Gifts Account	\$0	(\$500,000)
DED	Aid to Localities	GEN	Additional CATS - Center for Advanced Technology	\$1,182,000	\$1,182,000
DED	Aid to Localities	GEN	Additional Center of Excellence	\$1,404,000	\$1,404,000
DED	Aid to Localities	GEN	Additional Local Tourism Matching Grants	\$1,185,000	\$1,185,000
DED	Aid to Localities	GEN	Additional Technology Development Organization Matching Grants	\$609,000	\$609,000
DED	Aid to Localities	GEN	Agritourism/ Taste NY	(\$3,577,000)	(\$3,971,000)
DED	Aid to Localities	GEN	Albany Center of Excellence	\$500,000	\$500,000
DED	Aid to Localities	GEN	Innovation Hot Spots and Incubators	(\$4,504,000)	(\$5,000,000)
DFS	Aid to Localities	SRO	Entertainment Workers Demonstration Program	\$75,000	\$75,000
DFS	State Operations	SRO	Student Loan Consumer Assistance Program	\$500,000	\$1,000,000
DHCR	Aid to Localities	GEN	Neighborhood Preservation Program (MIF)	\$4,351,000	\$4,351,000
DHCR	Aid to Localities	GEN	Rural Preservation Program (MIF)	\$1,821,000	\$1,821,000
DHCR	Capital	CAP	Access to Home (MIF)	\$0	\$3,000,000
DHCR	Capital	CAP	Public Housing: NYCHA and statewide	\$0	\$400,000,000
DOCS	State Operations	GEN	Records Management System	(\$3,000,000)	\$0
DOH	Aid to Localities	GEN	Coalition for the Institutionalized, Aged, and Disabled	\$150,000	\$150,000
DOH	Aid to Localities	GEN	Community Health Advocates	\$1,400,000	\$1,400,000
DOH	Aid to Localities	GEN	Diversity in Medicine Program	\$500,000	\$500,000
DOH	Aid to Localities	GEN	Expand CHP for behavioral health services for children	\$500,000	\$500,000
DOH	Aid to Localities	GEN	Family Planning Services	\$750,000	\$750,000

**Assembly Budget Proposal
Budget Actions
State Fiscal Year 2019-20**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
DOH	Aid to Localities	GEN	Federal Title X Contingency Funding	\$0	\$15,000,000
DOH	Aid to Localities	GEN	Finger Lakes Health Systems Agency	\$409,000	\$409,000
DOH	Aid to Localities	GEN	HIV/AIDS - Community Service Programs (CSP)	\$525,000	\$525,000
DOH	Aid to Localities	GEN	HIV/AIDS - Multi-Service Agencies	\$525,000	\$525,000
DOH	Aid to Localities	GEN	Hunger Prevention and Nutrition Assistance Program	\$500,000	\$500,000
DOH	Aid to Localities	GEN	LGBT Health and Human Services Network	\$475,000	\$475,000
DOH	Aid to Localities	GEN	Long Term Care Community Coalition	\$250,000	\$250,000
DOH	Aid to Localities	GEN	MA - Anticipated Revenue Health Care Transformation Fund	(\$40,000,000)	(\$40,000,000)
DOH	Aid to Localities	GEN	MA - Carve Out Adult Day Health Care Transportation	\$4,100,000	\$4,100,000
DOH	Aid to Localities	GEN	MA - Carve Out Managed Long Term Care (MLTC) Transportation	\$6,400,000	\$6,400,000
DOH	Aid to Localities	GEN	MA - Community First Choice Option (CFCO)	(\$49,000,000)	(\$49,000,000)
DOH	Aid to Localities	GEN	MA - EI Across the Board Increase	\$3,500,000	\$3,500,000
DOH	Aid to Localities	GEN	MA - Eliminate Major Academic Centers of Excellence Payment	\$24,500,000	\$24,500,000
DOH	Aid to Localities	GEN	MA - Eliminate Spousal Refusal	\$5,900,000	\$5,900,000
DOH	Aid to Localities	GEN	MA - Eliminate Supplemental Ambulance Rate	\$3,000,000	\$3,000,000
DOH	Aid to Localities	GEN	MA - Enforce the Behavioral Health Parity (BHP)	(\$530,000)	(\$530,000)
DOH	Aid to Localities	GEN	MA - Hospital Support Transfer from VAPAP to VBP-QIP	(\$6,376,420)	(\$6,376,420)
DOH	Aid to Localities	GEN	MA - Medicare Part B Cost Sharing Limit	\$17,500,000	\$17,500,000
DOH	Aid to Localities	GEN	MA - OMIG Recovery Authority Expansion	\$1,600,000	\$1,600,000
DOH	Aid to Localities	GEN	MA - OSC Audit Recoupments	(\$35,300,000)	(\$35,300,000)
DOH	Aid to Localities	GEN	MA - Personal Care Utilization (Admin)	\$25,000,000	\$25,000,000
DOH	Aid to Localities	GEN	MA - Population Health Improvement Program	\$7,750,000	\$7,750,000
DOH	Aid to Localities	GEN	MA - Prescriber Prevails	\$18,700,000	\$18,700,000
DOH	Aid to Localities	GEN	MA - Promote Primary Care	\$5,000,000	\$5,000,000
DOH	Aid to Localities	GEN	MA - Reduce NYC Livery Fees (Admin)	\$6,100,000	\$6,100,000
DOH	Aid to Localities	GEN	MA - Reduce Managed Care (MMC) Quality Bonus	(\$20,000,000)	(\$20,000,000)
DOH	Aid to Localities	GEN	MA - Reduce Managed Long Term Care Quality Bonus	(\$15,000,000)	(\$15,000,000)
DOH	Aid to Localities	GEN	MA - Indigent Care Pool (ICP) Restoration	\$14,000,000	\$14,000,000
DOH	Aid to Localities	GEN	MA - Rural Transit Assistance Supplement	\$4,000,000	\$4,000,000
DOH	Aid to Localities	GEN	National Lymphatic & Tissue Bank	\$125,000	\$125,000
DOH	Aid to Localities	GEN	New Alternatives for Children	\$600,000	\$600,000
DOH	Aid to Localities	GEN	Nurse-Family Partnership Program Add	\$500,000	\$500,000
DOH	Aid to Localities	GEN	NYC General Public Health Work (GPHW)Restoration	\$26,850,000	\$26,850,000
DOH	Aid to Localities	GEN	NYS Breast Cancer Network	\$50,000	\$50,000
DOH	Aid to Localities	GEN	NYS Coalition for School Based Health Centers	\$84,000	\$84,000
DOH	Aid to Localities	GEN	Primary Care Development Corporation (PCDC)	\$450,000	\$450,000
DOH	Aid to Localities	GEN	Restore 2017 20% School Based Health Center Cut	\$3,823,000	\$3,823,000
DOH	Aid to Localities	GEN	Sickle Cell Disease	\$200,000	\$200,000
DOH	Aid to Localities	GEN	The Safe Motherhood Initiative	\$250,000	\$250,000
DOH	Aid to Localities	SRO	MA - (Health Care Transformation Fund) 0.8% Across-the-Board Reduction to Medicaid Claims Restoration	\$190,200,000	\$190,200,000
DOH	Aid to Localities	SRO	MA - (Health Care Transformation Fund) Indigent Care Pool (ICP) Reduction	\$123,800,000	\$123,800,000
DOH	Aid to Localities	SRO	MA - (Health Care Transformation Funding) Restoration for Hospital and Nursing Home Rate Increase	\$222,000,000	\$222,000,000
DOH	Capital	CAP	Healthcare Facility Transformation Fund	\$0	\$25,000,000
DOH	Capital	GEN	MA - Coverage for Over-the-Counter Drugs	\$12,300,000	\$12,300,000
DOL	Aid to Localities	GEN	Displaced Homemakers Program	\$1,620,000	\$1,620,000
DOL	Aid to Localities	GEN	NYCOSH	\$350,000	\$350,000
DOL	Aid to Localities	GEN	Sexual Harassment Prevention at Cornell University	\$150,000	\$150,000
DOS	Aid to Localities	GEN	2020 Census	\$40,000,000	\$40,000,000
DOS	Aid to Localities	GEN	Independent Redistricting Commission	\$500,000	\$500,000
DOS	Capital	CAP	Downtown Revitalization Initiative (DRI)	\$0	(\$100,000,000)
DOS	State Operations	GEN	Intervener Funding	\$1,000,000	\$1,000,000
DOS	State Operations	GEN	Utility Consumer Advocate	\$350,000	\$350,000
DOT	Aid to Localities	GEN	PTOA Upstate transit operating assistance	\$8,800,000	\$8,800,000
DOT	Capital	CAP	Extreme weather recovery - CHIPs	\$0	\$65,000,000

**Assembly Budget Proposal
Budget Actions
State Fiscal Year 2019-20**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
DOT	Capital	CAP	LIRR Diesel Train Engine	\$0	\$4,000,000
DOT	Capital	CAP	Non-MTA transit capital	\$0	\$20,000,000
DOT	Capital	CAP	Route 33 Kensington Expressway, Buffalo	\$0	\$20,000,000
DOT	Capital	DTF	Arterial Maintenance Reimbursement Rate	\$0	\$4,209,000
DOT	Capital	DTF	Consultant engineering	\$0	(\$33,445,000)
DOT	Capital	DTF	State forces engineering	\$0	\$33,445,000
ELEC	Aid to Localities	GEN	Early Voting	\$7,000,000	\$7,000,000
ELEC	Capital	CAP	Electronic Poll Books and On-Demand Printers	\$27,000,000	\$27,000,000
ELEC	State Operations	GEN	SBOE Operations	\$3,088,000	\$3,088,000
ELS	Aid to Localities	GEN	Communities First	\$20,000,000	\$20,000,000
FRS	Aid to Localities	GEN	Pay for Success	(\$5,000,000)	(\$69,000,000)
GPP	Capital	CAP	Land Banks	\$20,000,000	\$20,000,000
GPP	State Operations	SRO	Cannabis Management Program	\$0	\$35,362,000
GSC	State Operations	GEN	IRMAA	\$2,900,000	\$0
GSC	State Operations	GEN	State Health Insurance	(\$30,000,000)	\$0
HESC	Aid to Localities	GEN	MLK Scholarship	\$15,000,000	\$15,000,000
HESC	Aid to Localities	GEN	Part Time Scholarship	\$2,000,000	\$2,000,000
HESC	Aid to Localities	GEN	STEM Scholarship for Non Public	\$1,400,000	\$1,400,000
HESC	Capital	CAP	Higher Education Matching Grant Program	\$0	\$30,000,000
HME	Aid to Localities	GEN	Reject Human Services COLA Deferral	\$35,250,000	\$141,100,000
HSES	State Operations	SRO	Public Safety Communications Account Sweep	\$35,000,000	\$35,000,000
HSES	State Operations	SRO	Securing the Cities Account	\$0	(\$1,000,000)
JCPPSN	State Operations	SRO	Justice Center Oversight of certain Hospitals and Summer Camps	\$500,000	\$500,000
LGA	Aid to Localities	GEN	Aid and Incentives to Municipalities (AIM)	\$59,000,000	\$59,000,000
LGA	Aid to Localities	GEN	Support for Madison County	(\$2,250,000)	(\$2,250,000)
LGA	Aid to Localities	GEN	Village of Sagaponack	\$2,000	\$2,000
MISC	Capital	4CAP	State Equipment Finance Program	(\$93,000,000)	(\$93,000,000)
MISC	State Operations	GEN	Empire Star Public Service Award	(\$300,000)	(\$300,000)
NYPA	Aid to Localities	GEN	NYPA sweep to general fund	\$16,800,000	\$0
NYPA	Aid to Localities	SRO	NYPA sweep to PULP	\$600,000	\$0
NYSER	Aid to Localities	GEN	Eliminate RGGI sweep to general fund	\$23,000,000	\$0
NYSER	Aid to Localities	SRO	Reprogram RGGI sweep to solar and weatherization	(\$23,000,000)	\$0
OASAS	Aid to Localities	GEN	Jail-Based Substance Use Disorder Services	\$1,500,000	\$1,500,000
OASAS	Aid to Localities	GEN	Substance Abuse Prevention and Intervention Specialists (SAPIS)	\$2,000,000	\$2,000,000
OASAS	Capital	CAP	Heroin and Opiates Services	\$0	\$10,000,000
OCFS	Aid to Localities	GEN	Advantage Afterschool	\$5,000,000	\$5,000,000
OCFS	Aid to Localities	GEN	Advantage Afterschool	\$28,041,000	\$28,041,000
OCFS	Aid to Localities	GEN	Child Care Offset	\$23,976,309	\$23,976,309
OCFS	Aid to Localities	GEN	Child Care Subsidies	\$20,000,000	\$20,000,000
OCFS	Aid to Localities	GEN	Enhanced CPS Caseload	\$758,000	\$758,000
OCFS	Aid to Localities	GEN	Kinship Care	\$1,900,000	\$1,900,000
OCFS	Aid to Localities	GEN	Kinship Navigator	\$100,000	\$100,000
OCFS	Aid to Localities	GEN	Programs for Holocaust Survivors	\$250,000	\$250,000
OCFS	Aid to Localities	GEN	Safe Harbour	\$3,000,000	\$3,000,000
OCFS	Aid to Localities	GEN	Settlement Houses	\$2,450,000	\$2,450,000
OCFS	Aid to Localities	GEN	Youth Development Program	\$1,500,000	\$1,500,000
OFA	Aid to Localities	GEN	Aging Initiatives	\$200,000	\$200,000
OFA	Aid to Localities	GEN	Community Services for the Elderly	\$1,000,000	\$1,000,000
OFA	Aid to Localities	GEN	Foundation for Senior Citizens Home Sharing and Respite Program	\$86,000	\$86,000
OFA	Aid to Localities	GEN	Lifespan of Greater Rochester (Statewide)	\$500,000	\$500,000
OFA	Aid to Localities	GEN	LiveOn NY	\$250,000	\$250,000
OFA	Aid to Localities	GEN	Older Adults Technology Center (OATS)	\$250,000	\$250,000
OFA	Aid to Localities	GEN	Regional Aid for Interim Needs, Inc.	\$100,000	\$100,000
OGS	Capital	CAP	Legislative Office Building Improvements	\$0	\$5,000,000
OILS	State Operations	SRO	Parental Representation	\$3,000,000	\$3,000,000
OMH	Aid to Localities	GEN	Establish Jail-Based Restoration (JBR) Units	\$1,700,000	\$1,700,000

**Assembly Budget Proposal
Budget Actions
State Fiscal Year 2019-20**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
OMH	Aid to Localities	GEN	Jail-Based Restoration County Funding	(\$850,000)	(\$850,000)
OMH	Aid to Localities	GEN	Residential Housing Stipend	\$10,000,000	\$10,000,000
OPWDD	Aid to Localities	GEN	Direct Care Wage Increase	\$14,360,000	\$57,439,000
OPWDD	Aid to Localities	GEN	Intellectual/Developmental Disabilities Ombudsman	\$1,500,000	\$1,500,000
OPWDD	Aid to Localities	GEN	Reduced Offload to Medicaid	\$18,673,000	\$18,637,000
ORDA	State Operations	GEN	Indemnity Contingency Appropriation	\$0	(\$16,000,000)
OSC	State Operations	GEN	Chief Information Office Program	(\$440,000)	(\$440,000)
OSC	State Operations	GEN	Executive Direction Program	(\$541,000)	(\$541,000)
OSC	State Operations	GEN	Investigation Program	(\$118,000)	(\$118,000)
OSC	State Operations	GEN	Legal Services Program	(\$537,000)	(\$537,000)
OSC	State Operations	GEN	State and Local Accountability Program	(\$473,000)	(\$473,000)
OSC	State Operations	GEN	State Operations Program	(\$1,116,000)	(\$1,116,000)
OSC	State Operations	INT	Chief Information Office Program	(\$190,000)	(\$190,000)
OSC	State Operations	INT	Executive Direction Program	(\$461,000)	(\$461,000)
OSC	State Operations	INT	State and Local Accountability Program	(\$74,000)	(\$74,000)
OSC	State Operations	SRO	New York Environmental Protection and Spill Compensation Administration Program	(\$145,000)	(\$145,000)
OSC	State Operations	SRO	Retirement Services Program	(\$9,180,000)	(\$9,180,000)
OSC	State Operations	SRO	State Operations Program	(\$316,000)	(\$316,000)
OTADA	Aid to Localities	CAP	Nonprofit Infrastructure Capital Investment Program	\$20,000,000	\$20,000,000
OTADA	Aid to Localities	GEN	Disability Advocacy Program	\$1,500,000	\$1,500,000
OTADA	Aid to Localities	GEN	Home Stability Support	\$20,000,000	\$100,000,000
OTADA	Aid to Localities	GEN	Minimum Wage for Human Services Providers	\$25,000,000	\$25,000,000
OTADA	Aid to Localities	GEN	Public Assistance Re-estimate Safety Net	(\$35,774,025)	(\$35,774,025)
OTADA	Aid to Localities	GEN	Refugee Resettlement Program	\$2,000,000	\$2,000,000
OTADA	Aid to Localities	GEN	Resettlement Assistance for Puerto Rico and U.S. Virgin Islands	\$350,000	\$350,000
OTADA	Aid to Localities	SRF	Advantage Afterschool	(\$28,041,000)	(\$28,041,000)
OTADA	Aid to Localities	SRF	Public Assistance Re-estimate TANF	(\$9,100,691)	(\$9,100,691)
OTADA	Aid to Localities	SRF	Summer Youth Employment Program	\$6,000,000	\$6,000,000
OTADA	Aid to Localities	SRF	TANF Child Care Offset	(\$23,976,309)	(\$23,976,309)
OTADA	Aid to Localities	SRF	TANF Public Assistance - NYC	\$36,150,000	\$36,150,000
OTADA	Aid to Localities	SRF	TANF Restorations	\$18,968,000	\$18,968,000
SED	Aid to Localities	GEN	Adult Literacy Education Additional Funds	\$1,500,000	\$1,500,000
SED	Aid to Localities	GEN	Adult Literacy Education Restoration	\$1,500,000	\$1,500,000
SED	Aid to Localities	GEN	Aid for Student Homelessness	\$10,500,000	\$10,500,000
SED	Aid to Localities	GEN	Bard High School Early College, Queens	\$461,000	\$461,000
SED	Aid to Localities	GEN	Bilingual Education	\$1,400,000	\$2,000,000
SED	Aid to Localities	GEN	BOCES Teacher Salary	\$2,775,000	\$2,775,000
SED	Aid to Localities	GEN	Buffalo School Health Services Grants	\$1,200,000	\$1,200,000
SED	Aid to Localities	GEN	Collegiate Science and Technology Entry Program	\$1,997,000	\$1,997,000
SED	Aid to Localities	GEN	Collegiate Science and Technology Entry Program	\$1,997,000	\$1,997,000
SED	Aid to Localities	GEN	Consortium for Worker Education Carveout	\$0	\$1,500,000
SED	Aid to Localities	GEN	CWE Enhanced Credentialing	\$500,000	\$500,000
SED	Aid to Localities	GEN	Direct funding to NYC Charter Schools	\$0	(\$24,900,000)
SED	Aid to Localities	GEN	East Ramapo School Improvement Grant	\$1,000,000	\$1,000,000
SED	Aid to Localities	GEN	Executive Leadership Institute	\$475,000	\$475,000
SED	Aid to Localities	GEN	Extended 3 & 4 Year Old Prekindergarten	\$10,500,000	\$15,000,000
SED	Aid to Localities	GEN	Fiscal Stabilization Fund	(\$109,620,000)	(\$109,620,000)
SED	Aid to Localities	GEN	Foster Youth Initiative	\$4,500,000	\$4,500,000
SED	Aid to Localities	GEN	Foundation Aid	\$576,100,000	\$576,100,000
SED	Aid to Localities	GEN	Henry Viscardi School	\$903,000	\$903,000
SED	Aid to Localities	GEN	Higher Educational Opportunity Program	\$5,921,000	\$5,921,000
SED	Aid to Localities	GEN	Higher Educational Opportunity Program	\$5,921,000	\$5,921,000
SED	Aid to Localities	GEN	Independent Living Centers	\$1,000,000	\$1,000,000
SED	Aid to Localities	GEN	Langston Hughes Community Library	\$75,000	\$75,000
SED	Aid to Localities	GEN	Liberty Partnership Program	\$3,060,000	\$3,060,000
SED	Aid to Localities	GEN	Liberty Partnership Program	\$3,060,000	\$3,060,000

**Assembly Budget Proposal
Budget Actions
State Fiscal Year 2019-20**

Agency	Purpose	Fund	Title	Cash Amount	Appropriation Amount
SED	Aid to Localities	GEN	Library Aid	\$5,000,000	\$5,000,000
SED	Aid to Localities	GEN	Mental Health Grants	\$1,750,000	\$2,500,000
SED	Aid to Localities	GEN	New York State Youth Council	(\$140,000)	(\$200,000)
SED	Aid to Localities	GEN	Nonpublic STEM Teachers	\$5,000,000	\$5,000,000
SED	Aid to Localities	GEN	NY School for the Deaf	\$903,000	\$903,000
SED	Aid to Localities	GEN	Reduced-Priced meals	\$2,350,000	\$2,350,000
SED	Aid to Localities	GEN	Rochester School Health Services Grant	\$1,200,000	\$1,200,000
SED	Aid to Localities	GEN	Schomberg Center	\$250,000	\$250,000
SED	Aid to Localities	GEN	Schools for Blind and Deaf (4201s)	\$3,700,000	\$3,700,000
SED	Aid to Localities	GEN	Science and Technology Entry Program	\$2,635,000	\$2,635,000
SED	Aid to Localities	GEN	Science and Technology Entry Program	\$2,635,000	\$2,635,000
SED	Aid to Localities	GEN	Special Services Aid for 9th graders	\$7,000,000	\$7,000,000
SED	Aid to Localities	GEN	Supportive Schools Grant Program Restoration	\$2,000,000	\$2,000,000
SED	Aid to Localities	GEN	Tail and Bump	\$137,167,701	\$137,167,701
SED	Aid to Localities	GEN	Teacher Diversity Pipeline	\$500,000	\$500,000
SED	Aid to Localities	GEN	Teacher Resource Centers	\$9,982,000	\$14,260,000
SED	Aid to Localities	GEN	Bilingual or Multilingual Education Training	\$770,000	\$770,000
SED	Aid to Localities	GEN	Transportation After 4	\$350,000	\$350,000
SED	Capital	CAP	Library Capital	\$0	\$20,000,000
SED	Capital	CAP	Phase 2 of SED Special Education Management Systems	\$3,460,000	\$3,460,000
SED	Capital	CAP	SED Facilities System	\$300,000	\$300,000
SED	State Operations	GEN	Additional support for students with disabilities	\$2,000,000	\$2,000,000
SED	State Operations	GEN	Translated Regents Exams	\$4,340,000	\$4,340,000
SUNY	Aid to Localities	GEN	Child care	\$1,098,000	\$1,098,000
SUNY	Aid to Localities	GEN	Child care	\$250,000	\$250,000
SUNY	Aid to Localities	GEN	Community College Base Aid	\$12,101,000	\$12,101,000
SUNY	Aid to Localities	GEN	Community College Family Empowerment	(\$3,000,000)	(\$3,000,000)
SUNY	Capital	CAP	Critical Expansion	\$0	\$500,000,000
SUNY	Capital	CAP	Educational Opportunity Center	\$0	\$30,000,000
SUNY	State Operations	SRO	ATTAIN Labs	\$1,000,000	\$1,000,000
SUNY	State Operations	SRO	Cornell Veterinary School	\$250,000	\$250,000
SUNY	State Operations	SRO	Educational Opportunity Center	\$6,000,000	\$6,000,000
SUNY	State Operations	SRO	Educational Opportunity Program	\$5,362,000	\$5,362,000
SUNY	State Operations	SRO	Educational Opportunity Program	\$5,362,000	\$5,362,000
SUNY	State Operations	SRO	Graduate Diversity Fellowship	\$600,000	\$600,000
SUNY	State Operations	SRO	Mental Health Services	\$600,000	\$600,000
SUNY	State Operations	SRO	Small Business Centers	\$750,000	\$750,000
SUNY	State Operations	SRO	State Operating Funds and TAP Gap	\$12,800,000	\$12,800,000
SUNY	State Operations	SRO	SUNY Hispanic Leadership Institute	\$150,000	\$150,000
UDC	Aid to Localities	GEN	Additional Community Development Financial Institutions	\$300,000	\$300,000
UDC	Aid to Localities	GEN	Economic Development/Tourism Promotion (Advertising)	(\$10,000,000)	(\$10,000,000)
UDC	Aid to Localities	GEN	Empire State Economic Development Fund	(\$26,180,000)	(\$26,180,000)
UDC	Aid to Localities	GEN	Market NY - Competitive Tourism Advertising Funds	(\$7,000,000)	(\$7,000,000)
UDC	Aid to Localities	GEN	Stony Brook Medicine National Cancer Institute	\$670,000	\$670,000
UDC	Capital	CAP	High Technology and Economic Development Infrastructure Programs	(\$200,000,000)	(\$325,000,000)
UDC	Capital	CAP	Market NY - Capital	(\$1,000,000)	(\$8,000,000)
UDC	Capital	CAP	New York Works Economic Development Fund	(\$40,000,000)	(\$220,000,000)
UDC	Capital	CAP	Regional Economic Development Councils	(\$6,500,000)	(\$150,000,000)
UDC	Capital	CAP	RESTORE NY	\$0	\$10,000,000
UDC	Capital	CAP	Strategic Investment in Workforce Development	\$0	\$10,000,000
VET	Aid to Localities	GEN	Veterans' Program Initiatives	\$850,000	\$850,000

Assembly Budget Proposal SFY 2019-20 All State Agencies

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

- impermissibly delegate to the director of the Division of Budget the authority to interchange and transfer appropriations without limit;
- impermissibly delegate to the Division of the Budget the authority to reduce payments from appropriations without limit in the event that receipts are less than assumed in the financial plan;
- condition the effectiveness of the State Operations Budget upon the passage of the Aid to Localities Budget;
- authorize the director of the Division of Budget to prepare a plan to uniformly reduce appropriations or related cash disbursements for certain local assistance appropriations, if the estimate for tax receipts is reduced by \$500 million or more compared to the enacted Financial Plan; and
- authorize the director of the Division of Budget to implement a plan to unilaterally reduce appropriation authority and cash disbursements without limit, should the general fund be projected to end SFY 2019-20 out of balance.

The Assembly does not include Article VII proposals that would:

- establish the Fiscal Accountability and Budget Balance Act which would require the Legislature to include a fiscal plan for every bill determined to have a fiscal impact passed outside of the Executive budget process. If no plan is included or found sufficient, then the Act would allow the Director of the Budget to make uniform reductions to certain Aid to Localities appropriations;
- authorize the director of the Division of Budget to prepare a spending reduction plan to submit to the Legislature when (1) federal Medicaid funding is reduced by more than \$850 million, or (2) federal aid exclusive of Medicaid is reduced by more than \$850 million; and
- provide authorization for the director of the Division of Budget to make uniform spending reductions if state tax receipts are projected to decrease more than \$500 million.

PUBLIC PROTECTION & GENERAL GOVERNMENT

By Agency

Assembly Budget Proposal SFY 2019-20

Division of Alcoholic Beverage Control

The Assembly provides an All Funds appropriation of \$13.31 million, a decrease of \$35.36 million from the Executive proposal.

State Operations

- The Assembly removes a \$35.4 million appropriation to establish an Office of Cannabis Management under the Division of Alcoholic Beverage Control. Instead, support for the proposed Office of Cannabis Management is provided through a stand-alone appropriation.

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly proposes to continue discussion with the Executive and the Senate to provide for the regulation of hemp-derived cannabis products, to expand the existing medical cannabis program and to provide for the regulation of cannabis and cannabis products for adult-use.

The Assembly supports the establishment of a centralized regulatory approach for the regulation and management of medical, adult-use and hemp-based cannabis and cannabis products through the creation of a regulatory body comprised of legislative and executive appointments, as well as ex-officio agency representation from agencies involved in implementation.

The Assembly also supports provisions to reduce criminal penalties attributed to future cannabis related activity; vacate or expunge past cannabis convictions; protect legal rights in the workplace; ensure appropriate standards and protections are in place as it relates to investigations of child abuse, neglect, and endangerment involving instances

of adult cannabis use; ensure that all categories and classes of adult-use cannabis licensing and permits are accessible to those individuals in communities that have been disproportionately impacted by past criminalization of cannabis, communities of color, minority- and women-owned business, and small businesses, including access to business mentoring, application process assistance, capital and other social equity programs necessary to support their long-term success; discourage illicit market sales by establishing a reasonable tax structure related to the sale of adult-use cannabis; provide for personal cultivation; ensure access to medical cannabis is maintained and expanded; recognize community priorities through local opt-out provisions from the adult-use market; and other priorities deemed necessary and appropriate.

The Assembly maintains that it is critically important that revenue generated from legalization of cannabis be invested in communities that have been disproportionately impacted by enforcement of prior cannabis policies. Therefore, the Assembly will further continue discussions on how to direct revenue to ensure that funds will be used for: public education; job creation, skills development and training; social justice and reentry services for communities that have been disproportionately impacted by past criminalization of cannabis; substance use disorder services and mental health services; community-based supportive services; expanding training for state and local law enforcement to maintain driver safety; and any other uses deemed necessary and appropriate.

Assembly Budget Proposal SFY 2019-20

Department of Audit and Control

The Assembly provides an All Funds appropriation of \$349.1 million, a decrease of \$13.6 million from the Executive proposal.

State Operations

- The Assembly does not include a proposed \$13.6 million increase for various programs.
- The Assembly does not include appropriation language related to the pre-audit of contracts entered into by State University of New York or City University of New York, the (SUNY) or (CUNY) Construction Fund, or the Office of General Services.

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly included legislation that would authorize the Comptroller to pre-audit: contracts entered into by SUNY, CUNY, or their related Construction Funds that are in excess of \$250,000; SUNY Research Foundation contracts valued over \$1 million; and centralized contracts of \$85,000 or more entered by the Office of General Services. Under this proposal, contract pre-audits must occur within 30 days of submission to OSC or such contracts will otherwise be deemed approved.

Assembly Budget Proposal SFY 2019-20 Division of Budget

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Department of Civil Service

The Assembly provides an All Funds appropriation of \$58.7 million.

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- The Assembly accepts the Executive's proposal to prohibit the disclosure of the personal information of a public employee unless it relates to union enrollment and employee organization representation, or if compelled by court order or subpoena.
- The Assembly accepts the Executive's proposal to extend the Civil Service provisions related to binding arbitration and fiscally eligible municipalities for five years.
- The Assembly accepts the Executive's proposal to extend provisions relating to binding arbitration for labor disputes between the Metropolitan Transportation Authority (MTA) and its recognized labor representatives for two years.
- The Assembly does not include an Executive proposal to authorize the New York State Department of Civil Service or a local municipal commission to establish continuous eligible lists for competitive examinations.
- The Assembly does not include an Executive proposal to eliminate the requirement that promotional examinations for employees in the non-competitive and labor class be held in conjunction with open-competitive examinations.

- The Assembly does not include an Executive proposal to prohibit reductions in an existing public employee's salary when such employee is transferred to another position.

Assembly Budget Proposal SFY 2019-20
Department of Corrections and Community Supervision

The Assembly provides an All Funds appropriation of \$3.380 billion.

State Operations

- The Assembly proposal includes a savings of \$3 million by delaying the implementation of Electronic Health Records to SFY 2020-21.

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly does not include the following Executive's Article VII proposals, but will instead advance alternative bills for consideration:
 - limits on the use of solitary confinement;
 - expansion of the shock incarceration program to allow a person convicted of burglary in the 2nd degree or robbery in the 2nd degree to become eligible;
 - authorization of parole release for certain individuals that are at least 55 years of age;
 - removal of certain licensing and employment barriers based on criminal history;
 - removal of the mandatory six-month suspension of drivers' licenses for individuals convicted of drug crimes;
 - requirement for Division of Criminal Justice Services to exclude any references to undisposed cases on criminal history searches; and

- prohibition of discrimination against persons whose criminal charges have been adjourned in contemplation of dismissal.
- The Assembly budget does not include Article VII proposal to authorize the Governor to expedite the prison closure process.

Assembly Budget Proposal SFY 2019-20 State Commission of Correction

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20

Division of Criminal Justice Services

The Assembly provides an All Funds appropriation of \$297.27 million, an increase of \$21.63 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly restores \$2.83 million in Legal Services Assistance Fund (LSAF) support for civil and criminal legal services grants.
- The Assembly restores \$3.68 million in General Fund support of various criminal justice programs, including re-entry initiatives, civil legal services as well as other crime control and prevention programs.
- The Assembly also restores support for the following programs:
 - \$1.06 million for the New York State Defenders Association;
 - \$992,000 to support the Westchester County Policing program;
 - \$750,000 for Prisoners' Legal Services;
 - \$609,000 in domestic violence related civil and criminal legal services programming;
 - \$600,000 in support for immigrant legal services;
 - \$500,000 in alternatives-to-incarceration (ATI) program funding and includes appropriation language to provide ATI programs with greater flexibility in the populations that they serve;
 - \$441,000 in support for aid-to-defense services;
 - \$200,000 for the Gun Violence Institute; and

- \$147,000 in funding for rape crisis centers.
- The Assembly modifies the Executive proposal to provide \$4.82 million in support for operation SNUG programs to allocate \$1 million for the City of New York.
- The Assembly provides an additional \$10 million for anti-gang youth programs including street outreach, after-school programs, job employment services, social and peer intervention programs, and shooting/violence reduction programs, as well as carving out \$5 million for such programs located in New York City.
- The Assembly does not include a \$29.1 million transfer from the LSAF to the General Fund, and instead recommends a commensurate transfer from the Public Safety Communications Account and Criminal Justice Improvement Account.
- The Assembly provides \$300,000 to restore a legislative allocation of the federal Edward Byrne Memorial/Justice Assistance Grants.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include the following Executive's Article VII proposals and will instead advance alternative stand-alone bills:
 - elimination of cash bail and reform of pre-trial procedures in the criminal justice system;
 - reform of criminal discovery provisions to bring more fairness and transparency to the criminal justice system;
 - expansion of speedy trial rights;
 - modification of civil asset forfeiture procedures to provide increased fairness, transparency, and reporting;
 - the Domestic Violence Justice Survivors Act;
 - expansion of the rape shield law to include prosecutions for sex trafficking; and

- reduction in the maximum allowable sentence of imprisonment for class A misdemeanors and certain unclassified misdemeanors from one year to 364 days in order to avoid certain immigration consequences under federal law.
- The Assembly budget does not include the following Article VII proposals that were included in the Executive Budget:
 - changes to the grand jury process including allowing witnesses to testify by video, eliminating transactional immunity and substituting less-comprehensive “use” immunity, and allowing indictment and conviction based only on the testimony of an accomplice;
 - elimination of the statute of limitations for rape in the 2nd and 3rd degrees;
 - repeal of capital punishment provisions from state law that are no longer in effect due to a Court of Appeals ruling that found New York’s death penalty to be unconstitutional;
 - increased criminal penalties for assaults on journalists and certain transportation workers;
 - limitation on the use of the extreme emotional disturbance defense in cases involving gender identity or expression and sexual orientation; and
 - expansion to the list of titles designated as peace officers.
- The Assembly accepts the proposal to extend various criminal justice and public safety programs for an additional two years.
- The Assembly modifies the proposal to increase the criminal history search fee by an additional \$10 over the Executive Proposal to a new total fee of \$100 and direct the revenue into the Indigent Legal Services Fund.
- The Assembly did not include the following provisions as they have already been signed into law:
 - the Child Victims Act (Chapter 11 of 2019); and
 - the establishment of extreme risk protection orders as a court-issued order of protection prohibiting a person from purchasing, possessing, or attempting to purchase or possess a firearm, rifle or shotgun (Chapter 19 of 2019).

- The Assembly did not include the following provisions as the Assembly has already passed a similar version of the proposal:
 - the enactment of a Class A misdemeanor and a private right of action for the nonconsensual dissemination of an intimate image (A. 5981);
 - the extension of up to 30 calendar days for national instant background checks before a firearm, shotgun, or rifle may be delivered to a person (A. 2690); and
 - the prohibition of the possession, manufacture, transport, and disposition of rapid-fire modification devices (A. 2684).

Assembly Budget Proposal SFY 2019-20 State Board of Elections

The Assembly provides an All Funds appropriation of \$48.65 million, an increase of \$37.09 million over the Executive proposal.

State Operations

- The Assembly provides \$14.64 million, an increase of \$3.09 million to maintain current operations at the State Board of Elections.
- The Assembly does not include an Executive proposal to make the release of \$6.1 million of operating funds contingent on the passage of various campaign finance reforms.

Aid to Localities

- The Assembly provides \$7 million to offset county costs associated with early voting and other voting reforms that were enacted into law in January 2019.

Capital Projects

- The Assembly provides \$27 million in grants to counties for the costs of purchasing electronic poll books and on demand ballot printers to support the implementation of early voting.

Article VII

- The Assembly modifies an Executive proposal authorizing counties to use computer generated lists (electronic poll books) that have been approved and certified by the State Board of Elections by adding redundancy and security standards.
- The Assembly supports a low-donor matching program to ensure democracy in elections.
- The Assembly does not include an Executive proposal to establish a system for early voting because this provision has already been signed into law (Chapter 6, Laws of 2019).

- The Assembly does not include an Executive proposal to combine the federal and state primaries held on the fourth Tuesday in June because this provision has already been signed into law (Chapter 5, Laws of 2019).
- The Assembly does not include an Executive proposal to prohibit limited liability companies and corporations from making political expenditures and contributions except in the form of contributions to independent expenditure committees because a similar provision has already been signed into law (Chapter 4, Laws of 2019).
- The Assembly does not include an Executive proposal to require voter registration forms to include a space for pre-registering applicants at least 16 years of age because this provision has already been signed into law (Chapter 2, Laws of 2019).
- The Assembly does not include an Executive proposal to facilitate transfers of voter registration for those who move within the state from one county to another or out of the city of New York because this provision has already been signed into law (Chapter 3, Laws of 2019).

Assembly Budget Proposal SFY 2019-20
Office of Employee Relations

The Assembly provides an All Funds appropriation of \$8.7 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Executive Chamber/Office of the Lieutenant Governor

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Department of Financial Services (DFS)

The Assembly provides an All Funds appropriation of \$439.6 million, an increase of \$1.08 million from the Executive proposal.

State Operations

- The Assembly provides \$1 million for a Student Loan Consumer Assistance Program.
- The Assembly does not include \$800,000 for pharmacy benefit manager regulation.

Aid to Localities

- The Assembly restores \$75,000 to provide a total \$110,000 in support of the continuation of the Entertainment Worker Demonstration Program.

Capital Projects

- Not applicable.

Article VII

- The Assembly modifies the Executive proposal to enact major provisions of the Affordable Care Act (ACA) by limiting the codification to provisions that are explicitly found in the ACA.
- The Assembly adds language to extend the Entertainment Worker Demonstration Program for one year.
- The Assembly adds language to subject out-of-network hospital charges for emergency services to the independent dispute resolution (IDR) process.
- The Assembly does not include an Executive proposal to authorize the regulation of pharmacy benefit managers.
- The Assembly does not include an Executive proposal to require insurance policies to provide coverage for medically necessary fertility preservation and large group

insurance policies to provide coverage for in vitro fertilization and will instead advance a similar bill (A. 2817).

- The Assembly does not include an Executive proposal to require health insurers to cover contraceptives without cost-sharing requirements or other restrictions, since a similar bill (A.585-A) has already been passed during the current legislative session.
- The Assembly does not include an Executive proposal to codify Federal parity standards and require minimum standards for behavioral and mental health coverage by removing benefit limitations.
- The Assembly does not include language that would authorize the Department of Financial Services (DFS) to license and regulate certain student loans servicers.

Assembly Budget Proposal SFY 2019-20

Office of General Services

The Assembly provides an All Funds appropriation of \$1.24 billion, an increase of \$5 million from the Executive proposal.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- The Assembly provides an additional \$5 million for capital improvements in the State Capitol and the Legislative Office Building.
- The Assembly modifies an \$87.6 million reappropriation for the Albany Microgrid to emphasize the use of renewable energy.

Article VII

- The Assembly modifies the Executive proposal to extend the authorization for agencies and political subdivisions to acquire electricity as a centralized service for five years and accepts the proposal to authorize public authorities and public benefit corporations to acquire such services.
- The Assembly modifies the Executive proposal to authorize the Office of General Services to perform emergency construction without formal competitive bidding by increasing the dollar threshold to \$900,000 and by extending the authorization for four years.
- The Assembly adds language that would require agencies to conduct a cost comparison prior to entering into certain contracts for consultant services to determine if there is a less expensive alternative.

Assembly Budget Proposal SFY 2019-20
Division of Homeland Security and Emergency Services

The Assembly provides an All Funds appropriation of \$1.567 billion, a decrease of \$1 million from the Executive Proposal.

State Operations

- The Assembly proposal eliminates \$1 million in appropriation authority related to the creation of a new “Securing the Cities” account.

Aid to Localities

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

Capital Projects

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

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20

Office of Indigent Legal Services

The Assembly provides an All Funds appropriation of \$213.9 million, an increase of \$3 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly adds \$3 million to the Indigent Legal Services (ILS) budget to support parental representation in family court.
- The Assembly does not include language that would limit reimbursements of county expenditures to only those submitted within 12 months of the expenditure being incurred, and also excludes language that would require ILS to prepare an annual report on the implementation of county defense service plans to the Division of the Budget.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Office of the State Inspector General

The Assembly provides an All Funds appropriation of \$7.24 million.

State Operations

- The Assembly does not include appropriation language that would provide pre-audit authority over contracts entered into by SUNY, CUNY, the SUNY/CUNY Construction Funds, OGS and the SUNY Research Foundation.

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Interest on Lawyers Account

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

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Department of Law

The Assembly provides an All Funds appropriation of \$250.93 million.

State Operations

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

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly does not include language to establish an office within the Department of Law to investigate the death of any civilian caused by a police or peace officer and will instead advance alternative legislation outside the budget.

Assembly Budget Proposal SFY 2019-20

Division of Military and Naval Affairs

The Assembly provides an All Funds appropriation of \$157.61 million.

State Operations

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

Aid to Localities

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

Capital Projects

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

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Office for the Prevention of Domestic Violence

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

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Public Employment Relations Board

The Assembly provides an All Funds appropriation of \$4.1 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Joint Commission on Public Ethics

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive proposal to establish a uniform Freedom of Information Law (FOIL) that would repeal the existing provisions that apply to the legislature and instead impose the provisions that govern the executive on the legislature in the same manner as other state agencies.

Assembly Budget Proposal SFY 2019-20 Judicial Commissions

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Division of the State Police

The Assembly provides an All Funds appropriation of \$956.63 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- The Assembly proposal does not include a change to reappropriation language to allow the Division of the Budget to approve a plan related to the Records Management System.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Statewide Financial System

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Office of Information Technology Services

The Assembly provides an All Funds appropriation of \$864.5 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

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

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Office of Victim Services

The Assembly provides an All Funds appropriation of \$171.80 million.

State Operations

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

Aid to Localities

- The Assembly modifies a \$2.79 million appropriation for rape crisis centers by removing language that requires allocations to be approved by the Director of the Budget.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Workers' Compensation Board

The Assembly provides an All Funds appropriation of \$194.4 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

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

Article VII

- The Assembly does not include the Executive's proposal to provide the New York State Insurance Fund greater flexibility with regard to investments of surplus funds.
- The Assembly does not include the Executive's proposal to authorize the New York State Insurance Fund to cancel a policy due to an employer's failure to cooperate with a payroll audit.
- The Assembly does not include the Executive's proposal to expand the types of medical professionals authorized to provide care and treatment under the workers' compensation system.

Assembly Budget Proposal SFY 2019-20 General State Charges

The Assembly provides an All Funds appropriation of \$6.03 billion.

State Operations

- The Assembly does not include the Executive's proposal to eliminate the Income-Related Monthly Adjustment Amount (IRMAA) reimbursement and instead restores \$2.9 million.
- The Assembly does not include the Executive's proposal to cap the Medicare Part-B reimbursement level at \$135.50 per month.
- The Assembly does not include the Executive's proposal that would require the rate of interest paid upon any judgment or accrued claim to be calculated based on the market rate.
- The Assembly projects \$30 million in financial plan savings related to State health insurance costs as a result of language that subjects out-of-network hospital charges for emergency services to the Independent Dispute Resolution (IDR) process (A.2007-B Part LL).

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include the Executive's proposal to modify health insurance premium costs for state retirees who are hired on or after April 1st, 2019.
- The Assembly does not include the Executive's proposal to terminate state reimbursements of IRMAA for retired state employees, commencing on January 1, 2020.

- The Assembly does not include the Executive's proposal to cap reimbursement of the Medicare Part B standard premium at \$135.50 a month for all eligible employees.
- The Assembly does not include a provision to allow the annual interest on judgments and accrued claims to be paid at the one-year U.S. Treasury bill rate.

Assembly Budget Proposal SFY 2019-20
Miscellaneous: Public Protection & General Government

Local Government Assistance

The Assembly provides an All Funds appropriation of \$815.6 million, an increase of \$56.75 million over the Executive proposal.

- The Assembly supports revisions to Section 19-a of the Public Lands Law to assist municipalities with a disproportionate percentage of state owned properties.

State Operations

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

Aid to Localities

- The Assembly restores \$59 million for Aid and Incentives to Municipalities (AIM), and also restores \$2,000 for the Village of Sagaponack.
- The Assembly does not include \$2.25 million for Madison County.

Capital Projects

- Not Applicable.

Article VII

- The Assembly accepts the Executive proposal to extend Civil Service provisions related to binding arbitration and fiscally eligible municipalities for an additional five years.
- The Assembly accepts the Executive proposal to authorize Nassau County to provide a phase-in of full value increases for Class 1 residential properties through the implementation of an exemption program for 2021 through 2024.

- The Assembly supports the real property tax cap, which remains in full force and effect through June 16, 2020, and also supports its continuation. The Assembly does not include an Executive proposal to make the property tax cap permanent.
- The Assembly does not include an Executive proposal to eliminate AIM funding for certain towns and villages and does not provide authorization to require counties to offset AIM reductions with sales tax revenue.
- The Assembly does not include the Executive proposal to authorize the Town of Hastings (Oswego County) to discontinue certain municipal parkland.
- The Assembly includes Article VII language that would prohibit Westchester County from alienating parkland without state legislative action.

Labor Management Committees

The Assembly eliminates \$300,000 for the Empire Star Public Service Award.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Data Analytics

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

State Equipment Finance Program

State Operations

- Not applicable.

Aid to Localities

- Not applicable.

Capital Projects

- The Assembly does not include the Executive proposal for \$93 million for the State Equipment Finance Program.

Article VII

- Not applicable.

Office of Cannabis Management

State Operations

- The Assembly provides \$35.4 million in support to establish an Office of Cannabis Management pursuant to a Chapter of the Laws of 2019.

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly proposes to continue discussion with the Executive and the Senate to provide for the regulation of hemp-derived cannabis products, to expand the existing medical cannabis program and to provide for the regulation of cannabis and cannabis products for adult-use.

The Assembly supports the establishment of a centralized regulatory approach for the regulation and management of medical, adult-use and hemp-based cannabis and cannabis products through the creation of a regulatory body comprised of legislative and executive appointments, as well as ex-officio agency representation from agencies involved in implementation.

The Assembly also supports provisions to reduce criminal penalties attributed to future cannabis related activity; vacate or expunge past cannabis convictions; protect legal rights in the workplace; ensure appropriate standards and protections are in place as it relates to investigations of child abuse, neglect, and endangerment involving instances of adult cannabis use; ensure that all categories and classes of adult-use cannabis licensing and permits are accessible to those individuals in communities that have been

disproportionately impacted by past criminalization of cannabis, communities of color, minority- and women-owned business, and small businesses, including access to business mentoring, application process assistance, capital and other social equity programs necessary to support their long-term success; discourage illicit market sales by establishing a reasonable tax structure related to the sale of adult-use cannabis; provide for personal cultivation; ensure access to medical cannabis is maintained and expanded; recognize community priorities through local opt-out provisions from the adult-use market; and other priorities deemed necessary and appropriate.

The Assembly maintains that it is critically important that revenue generated from legalization of cannabis be invested in communities that have been disproportionately impacted by enforcement of prior cannabis policies. Therefore, the Assembly will further continue discussions on how to direct revenue to ensure that funds will be used for: public education; job creation, skills development and training; social justice and reentry services for communities that have been disproportionately impacted by past criminalization of cannabis; substance use disorder services and mental health services; community-based supportive services; expanding training for state and local law enforcement to maintain driver safety; and any other uses deemed necessary and appropriate.

Land Banks Program

The Assembly provides an All Funds appropriation of \$20 million, an increase of \$20 million over the Executive proposal.

State Operations

- Not applicable.

Aid to Localities

- Not applicable.

Capital Projects

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

Article VII

- Not applicable.

EDUCATION, LABOR & FAMILY ASSISTANCE

By Agency

Assembly Budget Proposal SFY 2019-20

Division of Veterans' Affairs

The Assembly provides an All Funds appropriation of \$20.46 million, an increase of \$850,000 over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides \$850,000 for various veteran support initiatives.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive proposal to prohibit any entity from receiving compensation for a referral, or for helping veterans prepare a claim, except under United States Division of Veterans Affairs (USDVA) standards, and instead will consider legislation related to this issue outside of the budget.
- The Assembly accepts the Executive proposal to change the name of the Division of Veteran's Affairs to the Division of Veterans' Services to avoid confusion with the title of the federal department (USDVA), with modifications.

Assembly Budget Proposal SFY 2019-20 Council on the Arts

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

State Operations

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

Aid to Localities

- The Assembly provides an additional \$5 million in support of grants for non-profit cultural organizations.

Article VII

- The Assembly accepts the Executive proposal to repurpose the Arts Capital Revolving Loan Fund to award grants, instead of loans, to certain arts organizations.

Assembly Budget Proposal SFY 2019-20 City University of New York (CUNY)

The Assembly provides an All Funds appropriation of \$5.2 billion, an increase of \$448.5 million over the Executive proposal.

State Operations

- The Assembly provides \$14.8 million in increased operating support to CUNY, to begin to offset the Tuition Assistance Program (TAP) gap. The CUNY TAP gap currently stands at \$74 million.
- The Assembly provides \$32.8 million for the Search for Education, Elevation, and Knowledge (SEEK) opportunity program, a \$9.36 million increase over the Executive proposal.
- The Assembly provides \$2.5 million in funding to support mental health counseling services at CUNY.
- The Assembly provides an additional \$1.5 million for the School of Labor and Urban Studies, formerly the Joseph Murphy Institute.
- The Assembly provides \$500,000 to support homeless students.
- The Assembly restores \$250,000 for the CUNY Pipeline at the Graduate Center.

Aid to Localities

- The Assembly provides \$6.9 million to increase the base aid rate at CUNY Community Colleges to \$2,947 per FTE, a \$100 per FTE increase over the Executive Proposal. In addition, base aid is proposed to be funded at the greater of \$2,947 per FTE, or 98 percent of the prior year base aid amount.
- The Assembly restores \$2.5 million in funding for the Accelerated Study in Associates Program (ASAP).
- The Assembly does not include a new \$2 million for the CUNY Community College family empowerment pilot program.

- The Assembly restores \$902,000 to CUNY child care centers and provides an additional \$250,000 for a total of \$2 million.
- The Assembly provides \$1.6 million for the College Discovery Opportunity Program, a \$450,000 million increase over the Executive proposal.

Capital Projects

- The Assembly provides a new \$400 million appropriation to support capital expansion projects at CUNY colleges.

Article VII

- The Assembly proposal would expand the current maintenance of effort provision for SUNY and CUNY by requiring the state to provide funding for SUNY Hospitals, increases in mandatory costs, and increases in the tuition credit.
- The Assembly proposal would require the Executive to submit a five-year capital plan for SUNY and CUNY senior colleges as part of the Executive Budget beginning in fiscal year 2020.
- The Assembly proposal would require the state to appropriate general fund operating support to cover any increase in the tuition credit for SUNY and CUNY beginning in the 2020-2021 fiscal year.
- The Assembly included legislation that would authorize the Comptroller to pre-audit: contracts entered into by SUNY, CUNY, or their related Construction Funds that are in excess of \$250,000; SUNY Research Foundation contracts valued over \$1 million; and centralized contracts of \$85,000 or more executed by the Office of General Services. Under this proposal, contract pre-audits must occur within 30 days of submission to OSC, or such contracts will otherwise be deemed approved.

Assembly Budget Proposal SFY 2019-20 State Education Department

The Assembly provides an All Funds appropriation of \$39.14 billion.

State Operations

- The Assembly proposes to add \$4.34 million for the development and implementation of the translation of Regents exams, as well as Grades 3-8 Math and ELA State assessments.

Aid to Localities

Office of Prekindergarten through Grade 12 Education

- The Assembly provides an overall increase to General Support for Public Schools (GSPS) of \$1.6 billion or 6.3 percent over the 2018-19 School Year (SY), for a total of \$28.4 billion. This reflects an increase in School Aid of \$823 million over the Executive Budget, an increase in formula-based aids of \$342 million or 4 percent for SY 2019-20.
 - The Assembly increases Foundation Aid by \$1.16 billion for SY 2019-20, for a total of \$18.9 billion. This reflects an increase of \$823 million over the Executive's proposed increase of \$338 million, and includes a reallocation of the \$156.6 million Fiscal Stabilization Fund for Foundation Aid. The Foundation Aid distribution takes into account enrollment and need growth and brings all districts to at least 53 percent of their Foundation Aid owed. The Assembly also provides a multi-year phase-in of Foundation Aid, ensuring that all districts would receive their full Foundation Aid by SY 2023-24.
 - The Assembly does not include the Executive's proposal to require certain school districts to devote a portion of their 2019-20 Foundation Aid increase to raise the per-pupil allocation for certain schools. In addition, the Assembly would modify the Executive's proposal to adjust the school aid growth cap by allowing the Personal Income Growth Index to be based on a ten year rolling average of personal income beginning in SY 2020-21.
 - The Assembly proposes to cap the amount of Foundation Aid that can be set aside for Community Schools Aid. In addition, the Assembly continues last year's language directing school district use of Community Schools Aid and adds trauma-informed supports to the list of permissible uses.

- The Assembly does not include the Executive's proposal to consolidate 11 expense-based aid categories into a block grant.
 - The Assembly does not include all of the Executive's proposals to modify the manner by which Building Aid is calculated.
 - The Assembly proposal would raise the reimbursable salary cap for Boards of Cooperative Educational Services (BOCES) teachers in BOCES Aid and would begin reimbursing school districts' Special Services Aid for ninth graders that are participating in career and technical education starting in SY 2019-20.
 - The Assembly proposes to include a five-year appropriation for the Statewide Universal Full-Day Prekindergarten program, totaling \$1.36 billion.
 - The Assembly does not include the Executive freeze of reimbursable aids, costing \$137.2 million.
- In addition, the Assembly makes the following changes to competitive grant provisions:
 - modifies the Executive's proposal for prekindergarten grants by increasing funding from \$15 million to \$30 million;
 - modifies the \$9 million for new Early College High School programs to remove public infrastructure as a focus. In addition, the Assembly makes technical changes to standardize the program in the future;
 - removes for-profit institutions from eligibility to receive math access program grants;
 - removes the requirement for the commissioner to prepare a report on statewide school discipline reform recommendations in order for alternative school discipline grants to be distributed to school districts;
 - increases funding for mental health grants by \$2.5 million to \$4 million. This would include \$1 million for mental health technical assistance centers; and
 - does not include \$200,000 for the New York State Youth Council and instead would allocate this funding to fund Youth Bureaus within the Office of Children and Family Services (OCFS) budget.
 - The Assembly does not include the Executive's proposal to allocate \$24.9 million in direct state funding to New York City Charter Schools.

- The Assembly also includes the following:
 - \$14.3 million to restore funding for Teacher Resource and Computer Training Centers;
 - \$3 million in additional funding for Adult Literacy Education, for a total of \$9.23 million;
 - \$5 million increase for nonpublic STEM teachers, for a total \$25 million;
 - \$2.3 million to subsidize the cost of reduced-price meals, now making such meals free for students;
 - \$2 million to increase Bilingual Education grants, for a total of \$19.5 million;
 - \$2 million to restore funding for the Supportive Schools Grant Program to help school districts improve school climates, safety, and to implement the Dignity for All Students Act;
 - \$1.5 million to restore funding for the Consortium for Worker Education (CWE);
 - \$1.2 million to restore funding for the Rochester School Health Services Grant and \$1.2 million to restore funding for the Buffalo School Health Services Grants;
 - \$1 million to increase funding for existing Independent Living Centers, for a total of \$14.4 million;
 - \$1 million to support a portion of the East Ramapo Central School District school improvement grant;
 - \$770,000 for training programs to increase the number of teachers providing bilingual or multi-lingual education;
 - \$500,000 to provide funding for the Teacher Diversity Pipeline Pilot for Buffalo, which would provide assistance for teacher aides and teaching assistants to become teachers
 - \$500,000 to restore funding for CWE Enhanced Credentialing;
 - \$475,000 to restore funding for the Executive Leadership Institute; and
 - \$461,000 to restore funding for Bard Early College High School.

Schools for Children with Disabilities

- The Assembly also provides a \$3.7 million increase in funding for Schools for the Blind and Deaf (4201s), for a total of \$106.6 million.
- The Assembly provides \$903,000 to restore funding to the Henry Viscardi School and \$903,000 for the New York School for the Deaf.

Cultural Education

- The Assembly restores \$5 million in Aid to Public Libraries, for a total of \$96.6 million for SFY 2019-20.
- The Assembly restores \$250,000 for the Schomburg Center for Research in Black Culture and restores \$75,000 for the Langston Hughes Community Library.

Office of Higher Education and the Professions

- The Assembly restores funding to the Higher Educational Opportunity Program (HEOP) at \$41.4 million, a \$11.8 million increase over the Executive's proposal.
- The Assembly restores funding to the Liberty Partnership Program for a total of \$21.4 million, a \$6.1 million increase over the Executive's proposal.
- The Assembly restores funding to the Science and Technology Entry Program (STEP) for a total of \$18.4 million, a \$5.3 million increase over the Executive's proposal.
- The Assembly restores funding to the Collegiate Science and Technology Entry Program (CSTEP) for a total of \$13.9 million, a \$4 million increase over the Executive's proposal.
- The Assembly restores funding to the Foster Youth College Success Initiative at \$6 million, a \$4.5 million increase over the Executive's proposal.
- The Assembly provides \$2 million in funding to provide additional supports for resident students with disabilities attending college in New York.

Capital Projects

- The Assembly would include an additional \$20 million to Library Construction grants over the Executive's proposal, for a total of \$34 million.

- The Assembly would provide \$3.5 million in capital funding for Phase 2 of the State Education Department's (SED) Special Education Management System and \$300,000 for the SED Facilities Management System.
- The Assembly proposes to modify the Executive's appropriation for safety and security projects for nonpublic schools to add residential and summer camps as eligible recipients.

Article VII

- The Assembly updates the BOCES superintendent salary cap.
- The Assembly would allow prekindergarten transportation to be reimbursed through Transportation Aid.
- The Assembly proposes to extend the prekindergarten certification requirements for five years.
- The Assembly would allow overpayments to count against prior year claims.
- The Assembly proposes to require the Smart Schools Bond Act review board to meet quarterly.
- The Assembly proposes to increase the cost threshold for school construction projects that receive one year reimbursement from \$100,000 to \$250,000.
- The Assembly proposes to expand the commissioner's authority to forgive late final cost report filing relating to Building Aid and transportation contracts.
- The Assembly would forgive Building Aid and Transportation Aid late final cost report filings for specific school districts.
- The Assembly accelerates reimbursement to school districts for supplemental charter school basic tuition beginning in the 2018-19 school year.
- The Assembly proposes to increase funding tuition rates for 853 schools and Special Act School Districts by four percent, and 4410 programs by five percent.
- The Assembly proposes to increase the reimbursement limit for transportation after 4 p.m. in New York City by \$500,000.

- The Assembly proposes to allow districts to negotiate certain riders on transportation contracts.
- The Assembly proposes to require the New York City School District to include employee protection provisions to ensure that employees of bus contractors would retain their labor status under certain conditions.
- The Assembly would allow BOCES and school districts, except the Big 5 City School Districts, to establish a retirement contribution reserve fund to finance contributions to the New York State Teachers' Retirement System.
- The Assembly proposes to stagger building condition surveys over a period of five years.
- The Assembly proposes to allow the North Rockland Central School District to receive building aid for their tax certiorari.
- The Assembly proposes to increase the DASNY bond cap for 4201 schools from \$65 million to \$100 million.
- The Assembly would allow Building Aid reimbursement for health, mental health, and dental clinics.
- The Assembly proposes to provide up to 90 percent of total construction costs for libraries located in economically distressed communities.
- The Assembly is committed to holding public hearings and other informational forums throughout the City of New York to assess the effectiveness of mayoral control of the New York City School District and hear from stakeholders on the ways to address the inequities in our schools and improve student performance. For each of the three years the provisions of mayoral control are extended, until June 30, 2022, the Assembly Education Committee will prepare and make public a report of the findings and recommendations of such hearings.
- The Assembly does not include an Executive's proposal to allow public accountancy firms to have minority ownership of up to 49 percent by individuals who are not licensed as public accountants.
- The Assembly does not include an Executive proposal that would establish the For-Profit College Accountability Act, which would require for-profit colleges to meet certain standards to continue enrolling new students and be eligible to participate in state financial aid programs.

- The Assembly does not include an Executive’s proposal to allow a pharmacy to employ up to four certified pharmacy technicians and to allow certified pharmacy technicians to compound medication in a hospital pharmacy.
- The Assembly does not include the Executive proposal to prohibit mental health professionals from using conversion therapy on patients under the age of eighteen because this provision has signed into law (Chapter 7 of the Laws of 2019).
- The Assembly provides technical changes to the Foster Youth College Success Initiative program.
- The Assembly would discontinue the Contract for Excellence program beginning this school year.
- The Assembly does not include the Executive’s proposal to allow BOCES to establish regional STEM magnet schools and would instead examine individual proposals on a case by case basis.
- The Assembly does not include the Executive’s healthy relationship curriculum proposal.
- The Assembly does not include an Executive proposal regarding teacher evaluations since a similar bill (A. 783) has passed during the current legislative session.
- The Assembly does not include an Executive’s proposal requiring reporting on the education of homeless youth.
- The Assembly does not include an Executive proposal requiring school districts to establish a memorandum of understanding (MOU) with school security personnel or law enforcement they employ or with which they contract.
- The Assembly does not include an Executive’s proposal requiring school districts to adopt a pregnant and parenting student anti-discrimination policy.
- The Assembly does not include an Executive proposal to allow any school district, private school, or BOCES to apply for waivers from certain special education requirements.
- The Assembly does not include an Executive’s proposal to change the eligibility requirements for Community District Education Councils and City-wide Councils.

Assembly Budget Proposal SFY 2019-20

Office of Children and Family Services

The Assembly provides an All Funds appropriation of \$3.86 billion, an increase of \$87.2 million over the Executive proposal.

State Operations

- The Assembly recommends no changes.

Aid to Localities

- The Assembly includes language to ensure market rate subsidies are maintained statewide and provides \$20 million for additional child care slots.
- The Assembly accepts the Executive proposal to maintain base funding of \$28 million for Advantage Afterschool, a \$10.8 million increase over SFY 2018-19 base funding, to accommodate the minimum wage. The Assembly moves base funding from the Office of Temporary and Disability Assistance back to the Office of Children and Family Services (OCFS).
- The Assembly increases funding for child care within OCFS by \$23.9 million, but decreases funding in the Office of Temporary Disability Assistance's Temporary Assistance to Needy Families (TANF) appropriation for the same purpose.
- The Assembly redirects \$200,000 that was recommended for the NYS Youth Council under the State Education Department to OCFS, to be administered by the Association of NYS Youth Bureaus.
- The Assembly includes \$250,000 for programs for holocaust survivors.
- The Assembly accepts \$3 million for the establishment of the Family First Transition Fund and includes clarifying appropriation language.
- The Assembly makes the following legislative restorations of programs that were eliminated by the Executive:
 - Advantage Afterschool, \$5 million;
 - Safe Harbor, \$3 million;
 - Settlement Houses, \$2.5 million;

- Kinship Care, \$1.9 million;
- Youth Development Program, \$1.5 million;
- Caseload Reduction, \$758,000; and
- Kinship Navigator, \$100,000.

Capital Projects

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

Article VII

- The Executive’s proposal to enact various provisions of law necessary to comply with the reauthorization of the federal Child Care Development Block Grant is not included in the Assembly proposal since a similar bill (A. 412-B) has already been passed during the current legislative session.
- The Assembly modifies the Executive’s proposal related to new background checks necessary to comply with the federal Family First Preventive Services Act by requiring additional procedural safeguards for individuals denied or terminated from employment based on the results of their background check.
- The Assembly modifies the Executive’s proposal related to prohibiting the use of detention and placement for persons in need of supervision (PINS) as of January 1, 2020, by:
 - allowing PINS to continue to be detained or placed in foster care under very narrow circumstances related to the safety of the youth or family;
 - reinstating state reimbursement for preventive services available to youth who are alleged or adjudicated as PINS; and
 - reinstating state reimbursement funding to local social services districts for costs associated with the detention and placement of PINS set to expire on January 1, 2020.
- The Assembly does not include the Executive’s proposal to provide the OCFS with authority to appoint a temporary operator over foster care programs.
- The Assembly includes new language to establish caseload standards for child protective service workers.

- The Assembly includes new language to require the State to fully fund the implementation of Raise the Age for all local social service districts.

Assembly Budget Proposal SFY 2019-20 Office of Temporary and Disability Assistance

The Assembly provides an All Funds appropriation of \$5.89 billion, an increase of \$68.1 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides \$18.97 million in Temporary Assistance for Needy Families (TANF) funding to provide support for the following legislative initiatives that were eliminated in the Executive Budget:
 - \$8.5 million for Facilitated Enrollment;
 - \$4 million for ATTAIN;
 - \$2.85 million for Career Pathways;
 - \$1.57 million for Preventative Services;
 - \$800,000 for ACCESS;
 - \$475,000 for Wage Subsidy Program;
 - \$334,000 for SUNY/CUNY Child Care;
 - \$200,000 for Fatherhood Initiative;
 - \$144,000 for Wheels for Work;
 - \$82,000 for Rochester Genesee Regional Transportation Authority; and
 - \$25,000 for Centro of Oneida.
- The Assembly includes a reduction of \$44.9 million as a result of re-estimating the public assistance caseload for SFY 2019-20, of which \$9.1 million is derived from TANF and \$35.8 million is from Safety Net assistance.
- The Assembly provides \$36.2 million for a partial restoration of a proposed cost shift of TANF payments to the City of New York.
- The Assembly provides an additional \$6 million for the Summer Youth Employment Program.

- The Assembly provides a restoration of \$350,000 to support programs for people who have been displaced from Puerto Rico and the U.S. Virgin Islands and are resettling in New York State.
- The Assembly restores language requiring an established protocol for terms and conditions of reimbursement of shelters that are sanctioned.
- The Assembly provides \$2 million for refugee resettlement agencies statewide.
- The Assembly restores an additional \$1.5 million for the Disability Advocacy Program (DAP) consistent with the SFY 2018-19 funding level.
- The Assembly recommends \$28.04 million for the Advantage After School Program be appropriated in OCFS. This includes an increase of \$10.8 million to support the minimum wage.
- The Assembly decreases TANF support for child care by \$23.9 million to allow TANF funds to support a variety of restorations and new initiatives. The Assembly increases child care funding in OCFS by a corresponding amount to offset this decrease.
- The Assembly modifies the emergency homeless appropriation language to provide that funding shall be awarded to a provider with demonstrated experience.
- The Assembly does not include language to allow the State to withhold public assistance funding if counties fail to comply with emergency regulations requiring a homeless outreach and services plan.
- The Assembly modifies language related to the HIV/AIDS rental assistance pilot to allow performing provider systems and other third parties to fund such program.
- The Assembly includes \$100 million to support additional public assistance costs associated with implementing the Home Stability Support Program.

Capital Projects

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

Article VII

- The Assembly modifies an Executive proposal to remove the requirement that domestic violence victims apply for public assistance and contribute for services rendered by adding language to ensure counties and residential providers are reimbursed for any costs associated with this change.
- The Assembly accepts the Executive proposal to allow the continuation of the current federal cost of living adjustment in 2020 for individuals receiving SSI who reside in residential care, family care, or enhanced residential care settings.
- The Assembly does not include an Executive proposal to extend the authority of the Office of Temporary and Disability Assistance to appoint a temporary operator for emergency shelters from 2019 to 2022.
- The Assembly does not include an Executive proposal that would allow local social service districts to create and assign public assistance recipients to a 90 day job try-out as work experience assignment as a way to satisfy an individual's work requirement.
- The Assembly includes language to create a new statewide rent supplement for families and individuals who are eligible for public assistance and who are facing eviction, homelessness, or loss of housing due to domestic violence or hazardous living conditions.
- The Assembly includes language requiring OTDA, in consultation with the Department of Health, to study the adequacy of rates provided to adult homes providing enhanced residential services as well as the sufficiency of personal needs allowances to recipients receiving care in the adult homes.

Assembly Budget Proposal SFY 2019-20 New York State Higher Education Services Corporation

The Assembly provides an All Funds appropriation of \$1.24 billion, an increase of \$18.4 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides \$15 million to fund students' non-tuition expenses through the Martin Luther King Jr. Scholarship.
- The Assembly increases funding to the part-time scholarship by \$2 million.
- The Assembly restores \$1.4 million in funding for the Science, Technology, Engineering, and Mathematics (STEM) scholarship for non-public colleges and would make the scholarship an entitlement program.

Capital Projects

- Not applicable.

Article VII

- The Assembly proposal would not include the Jose Peralta New York State DREAM Act, since a similar bill (A.782) has already been passed by the Legislature during the current legislative session.

Assembly Budget Proposal SFY 2019-20

Division of Housing and Community Renewal

The Assembly provides an All Funds appropriation of \$895.2 million, an increase of \$436 million over the Executive proposal.

State Operations

- The Assembly does not include an Executive proposal to create a two-year appropriation for the Office of Rent Administration and the Tenant Protection Unit. The Assembly does not include a provision to restrict the expenditure of funds until the enactment of new law extending and modifying the current systems of rent regulation.

Aid to Localities

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

Capital Projects

- The Assembly proposal would provide \$400 million for public housing capital repairs and restoration, with \$300 million of these funds allocated to the New York City Housing Authority (NYCHA) and \$100 million available to other public housing authorities across the state. These funds would be made available for lead abatement, heating needs, weatherization, elevators, and other critical maintenance projects.
- The Assembly proposal would provide \$100 million in capital funding for Mitchell-Lama housing, both state and locally supervised, across the state.
- The Assembly proposal would add transparency language to the Executive's \$72 million appropriation for the Office of Storm Recovery.

Article VII

- The Assembly would allocate Mortgage Insurance Fund (MIF) proceeds to provide support to the following programs:

- Neighborhood Preservation Programs and Rural Preservation Programs would be funded at a total of \$18.2 million, a \$6.2 million total increase over the Executive proposal; and
- Access to Home would be funded at \$4 million, an increase of \$3 million over the Executive proposal.
- The Assembly does not include the Executive proposal to indicate policy intent to extend and modify current provisions of the laws governing rent-regulated apartments.
- The Assembly does not include the proposal limiting the amount of security deposit a landlord may charge a tenant.
- The Assembly proposal does not include the Executive proposal to require owners of manufactured home parks to submit registration statement forms quarterly online to the Department of Finance.

Assembly Budget Proposal SFY 2019-20 Division of Human Rights

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive proposal to expand equal pay laws as well as prohibit employers from inquiring about a job applicant's salary history, and instead will pass legislation related to this issue outside of the budget (A. 5308).
- The Assembly does not include an Executive proposal to prohibit discrimination based on gender identity or expression, and include offenses regarding gender identity or expression under the hate crimes statute, as these provisions have already been signed into law (Chapter 8, Laws of 2019).
- The Assembly does not include an Executive proposal to extend the anti-discrimination protections of the Human Rights Law to students who attend public schools, BOCES, public colleges, and public universities, since a similar bill (A. 3425) has already been passed during the current legislative session.
- The Assembly does not include an Executive proposal to prohibit housing discrimination on the basis of lawful source of income.
- The Assembly does not include an Executive proposal related to harassment in the workplace.

- The Assembly does not include an Executive proposal that would amend the Human Rights law to clarify that lactation is a pregnancy-related condition entitled to reasonable accommodation in the workplace, since a similar bill (A 5975) has already been passed during the current legislative session.

Assembly Budget Proposal SFY 2019-20 Department of Labor

The Assembly provides an All Funds appropriation of \$3.62 billion, an increase of \$2.12 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly restores:
 - \$1.62 million for the Displaced Homemakers Program;
 - \$350,000 for the New York Committee on Occupational Safety and Health (NYCOSH); and
 - \$150,000 for Sexual Harassment Prevention training through Cornell University.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include the Executive's proposal to modify unemployment insurance benefits for partially unemployed workers and instead will pass legislation related to this issue outside of the budget (A. 446).
- The Assembly adds a new part to establish a definition for "public work" as it relates to construction projects paid for in full or in part with public funds.
- The Assembly adds a new part to require projects that receive over \$1 million in certain tax incentives to pay prevailing wage to building service workers upon completion of the project.

Assembly Budget Proposal SFY 2019-20 State of New York Mortgage Agency

The Assembly provides an All Funds appropriation of \$215.2 million.

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 State University of New York (SUNY)

The Assembly provides an All Funds appropriation of \$11.7 billion, an increase of \$573.3 million over the Executive proposal.

State Operations

- The Assembly provides \$12.8 million in increased operating support for SUNY, in order to begin to offset the Tuition Assistance Program (TAP) gap. The SUNY TAP gap currently stands at \$64 million.
- The Assembly restores and provides \$10.7 million for the Educational Opportunity Program (EOP) for a total of \$37.5 million.
- The Assembly restores \$5 million in funding for Educational Opportunity Centers (EOC) and adds \$1 million for a total of \$61 million.
- The Assembly restores \$1 million for the Advance Technology Training and Information Networking (ATTAIN) Labs within SUNY, a total of \$5.5 million in funding.
- The Assembly restores \$600,000 for Graduate Diversity Fellowships for a total of \$6.6 million.
- The Assembly restores \$250,000 for the Cornell Veterinary School for total funding of \$500,000.
- The Assembly restores \$750,000 for Small Business Development Centers.
- The Assembly restores \$600,000 for Mental Health services at SUNY.
- The Assembly provides \$150,000 for the New York Hispanic Leadership Institute for a total of \$350,000.

Aid to Localities

- The Assembly provides \$12.1 million to increase the base aid rate at SUNY Community College to \$2,947 per FTE, a \$100 per FTE increase over the Executive Proposal. In addition, base aid is proposed to be funded at the greater of \$2,947 per FTE, or 98 percent of the prior year base aid amount.

- The Assembly does not include \$3 million in funding for a new SUNY Community College family empowerment pilot program.
- The Assembly restores \$1.1 million to SUNY child care centers and provides an additional \$250,000 for a total of \$2.3 million.

Capital Projects

- The Assembly provides a new \$500 million appropriation to support capital expansion projects at SUNY.
- The Assembly provides \$30 million in capital funding for Educational Opportunity Centers.
- The Assembly would reprogram a Stony Brook Law planning grant reappropriation to allow for the renovation of academic buildings at the Stony Brook Southampton campus.

Article VII

- The Assembly proposal would allow SUNY Hospitals to retain \$44 million that would have otherwise been paid to the State for debt service.
- The Assembly proposal would expand the current maintenance of effort provision for SUNY and CUNY by requiring the State to provide funding for SUNY Hospitals, increases in mandatory costs, and increases in the tuition credit.
- The Assembly proposal would require the Executive to submit a five year capital plan for SUNY and CUNY senior colleges as part of the Executive Budget proposal beginning in fiscal year 2020.
- The Assembly proposal would require the state to appropriate general fund operating support to cover any increase in the tuition credit for SUNY and CUNY beginning in the 2020-21 fiscal year.

- The Assembly included legislation that would authorize the Comptroller to pre-audit: contracts entered into by SUNY, CUNY, or their related Construction Funds that are in excess of \$250,000; SUNY Research Foundation contracts valued over \$1 million; and centralized contracts of \$85,000 or more entered into by the Office of General Services. Under this proposal, contract pre-audits must occur within 30 days of submission to OSC, or such contracts will otherwise be deemed approved.

Assembly Budget Proposal SFY 2019-20
Office of Welfare Inspector General

The Assembly provides an All Funds appropriation of \$1.31 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20
Miscellaneous: Education, Labor & Family Assistance

Nonprofit Infrastructure Capital Investment Program

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

Capital Projects

- The Assembly restores \$20 million for the Nonprofit Infrastructure Capital Investment Program and includes language to allow eligible nonprofits located in publicly owned buildings to apply for non-structural capital projects.

Minimum Wage Reserve

The Assembly provides an All Funds appropriation of \$25 million.

Aid to Localities

- The Assembly provides \$25 million for supplemental payments to programs or services funded by New York State in various human services agencies to address increases in labor costs, due to the increase in the minimum wage, that are not otherwise fully supported with state funds.

Pay for Success

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

Arts and Cultural Facilities Improvement Program

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

- The Assembly provides \$20 million for the Arts and Cultural Facilities Improvement Program, which would provide facility enhancement grants to small and mid-sized organizations, to be administered by the New York State Council on the Arts. This

funding would require regional balance in the selection of awards and does not place matching requirements upon grant recipients.

Higher Education Matching Grants Program (HeCap)

- The Assembly provides a \$30 million appropriation to support another round of HeCap awards.

Communities First

- The Assembly provides \$20 million for the Communities First program to fund foreclosure prevention assistance.

Southern Tier- Finger Lakes Program

- The Assembly provides \$13 million to fund the Southern Tier Finger Lakes recovery program for damages sustained as a result of a severe storm and flooding that occurred August 13 through 15, 2018.

HEALTH & MENTAL HYGIENE

By Agency

Assembly Budget Proposal SFY 2019-20 Office for the Aging

The Assembly provides an All Funds appropriation of \$272.4 million, an increase of \$2.4 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly accepts the Executive proposal for a \$15 million increase in funding for the Expanded In-home Services for the Elderly Program (EISEP), but does not include language allocating funding at the discretion of the Executive Director of the Office for the Aging.
- The Assembly restores \$1 million in funding for the Community Services for the Elderly program.
- The Assembly restores \$500,000 in funding for Lifespan of Greater Rochester's statewide elder abuse prevention program.
- The Assembly restores \$250,000 in funding for the Older Adults Technology Services.
- The Assembly restores \$250,000 in funding for LiveOn NY.
- The Assembly restores \$200,000 in funding for various other aging support programs.
- The Assembly restores \$100,000 in funding for Regional Aid for Interim Needs, Inc.
- The Assembly restores \$86,000 in funding for the New York Foundation for the senior citizens home sharing and respite care program.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive's proposal to authorize the Director of the State Office for the Aging (SOFA) to provide counties the option to implement a private pay protocol program.

**Assembly Budget Proposal SFY 2019-20
Developmental Disabilities Planning Council**

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20

Department of Health

The Assembly provides an All Funds appropriation of \$161.71 billion, an increase of \$2.69 billion from the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly restores the \$137.8 million of the Executive's proposal to cut the annual Indigent Care Pool and increases the margin to fund hospitals by 2.5 percent.
- The Assembly restores \$222 million for the two percent rate increase for hospitals and 1.5 percent rate increase for nursing homes.
- The Assembly restores \$190.2 million of the Executive's proposal to cut a 0.8 percent across-the-board Medicaid claims.
- The Assembly does not include an Executive's proposal to limit coverage for over-the-counter drugs and to increase co-payment amounts for such drugs, restoring \$12.3 million.
- The Assembly does not include an Executive's proposal to eliminate prescriber prevails in Medicaid for all drug classes, restoring \$18.7 million.
- The Assembly does not include an Executive's proposal to amend personal care regulations to make it easier for Managed Long Term Care plans to reduce patient service levels, restoring \$25 million.
- The Assembly does not include an Executive's proposal to eliminate spousal refusal, restoring \$5.9 million.
- The Assembly modifies the Executive proposal that would consolidate the number of fiscal intermediaries to maintain the integrity of the consumer directed personal assistance program by ensuring that access to services are not interrupted and that the unique needs of high need consumers are met. It is a priority of the Assembly to ensure

that fiscal intermediaries who provide services in New York meet quality standards in order for consumers to appropriately direct their own care.

- The Assembly does not include an Executive proposal to require National Provider Identification numbers for homecare workers, restoring \$1.6 million.
- The Assembly does not include an Executive proposal to transfer Managed Long Term Care and adult day health care transportation services to the State transportation manager, restoring \$10.5 million.
- The Assembly restores \$4 million for supplemental payments for rural transportation services.
- The Assembly restores \$3 million for supplemental ambulance rates.
- The Assembly does not include the Executive's proposal to reduce New York City livery fees, restoring \$6.1 million.
- The Assembly does not include an Executive proposal to cap reimbursement for deductibles and ambulance and psychologist services for individuals dually eligible for Medicare and Medicaid at the Medicaid rate, restoring \$17.5 million.
- The Assembly does not include the Executive's proposal to eliminate the Academic Centers of Excellence payment, restoring \$24.5 million.
- The Assembly does not include the Executive's proposal to eliminate the Population Health Improvement Program, restoring \$7.75 million.
- The Assembly does not include an Executive proposal to reduce facility-specific rate reductions if targets for potentially avoidable services are not met, restoring \$5 million.
- The Assembly includes \$165.7 million in alternative Medicaid savings proposals to offset the above Medicaid restorations, including: \$35.3 million related to the repayment of duplicative payments and \$130.4 million in other anticipated revenues and re-estimates.
- The Assembly modifies the Executive proposal to provide a five percent increase for certain Early Intervention service providers by expanding the increase to cover all providers, adding \$3.5 million. Additionally, the Assembly establishes a \$16 million covered-lives assessment, and completely removes the requirement for insurance plans to cover EI services. This funding would offset both State and local shares of the EI program.

- The Assembly does not include an Executive proposal to reduce reimbursement rates for New York City public health (Article 6) funding, restoring \$26.9 million.
- The Assembly provides \$25 million to support enhanced safety net hospitals for a total of \$75 million.
- The Assembly includes a \$16 million contingency appropriation to address potential reductions in federal Family Planning grants.
- The Assembly provides \$3.82 million to restore funding for School-Based Health Centers to SFY 2016-17 funding levels.
- The Assembly restores \$1.4 million in support for the Community Health Advocates program.
- The Assembly restores \$750,000 in support for family planning services.
- The Assembly restores \$525,000 to support HIV/AIDS community service programs and \$525,000 to support HIV/AIDS multi-service agencies.
- The Assembly provides \$500,000 to expand the Child Health Plus program to cover children's behavioral health services that are covered under Medicaid.
- The Assembly restores \$500,000 in support of the Diversity in Medicine program.
- The Assembly restores \$500,000 in support of the Hunger Prevention and Nutrition Assistance Program.
- The Assembly restores \$475,000 in support of the LGBT Health and Human Services Network.
- The Assembly provides \$200,000 for sickle cell disease screening.
- The Assembly restores \$125,000 in support of the national lymphatic disease tissue bank.
- The Assembly provides an additional \$2.3 million to restore other public health programs that were eliminated in the Executive budget.

Capital Projects

- The Assembly provides an additional \$25 million in capital support for residential treatment facilities for children and youth and community-based organizations (CBOs) with an emphasis on those that were not eligible under the Statewide II Facility Transformation program.

Article VII

- The Assembly would modify the Executive's drug cap proposal to maintain the exemption from referral to the Drug Utilization Review Board for drugs that have a current rebate agreement in effect and maintain current reporting requirements.
- The Assembly includes language to expand the preferred drug program (PDP) to Medicaid managed care and to allow commercial insurers to contract with the Department of Health to utilize the PDP.
- The Assembly adds a proposal that expands Medicaid to cover medically tailored meals and nutrition therapy for individuals with one or more chronic conditions.
- The Assembly modifies the Executive's proposal to extend various sections of Public Health Law for the length of time they are traditionally extended.
- The Assembly includes a proposal to establish a separate rate for high need enrollees in managed care; require medical long-term care (MLTC) plans to be reimbursed at an adequate rate; require plans to use a reasonable methodology for the distribution of funds relating to paying personnel; and require providers to report on funds spent on recruitment and retention of workers.
- The Assembly adds a proposal to include individuals providing services through the traumatic brain injury program within existing wage parity protections for home care providers.
- The Assembly proposal would modify the Executive's nursing home case-mix proposal to create a stakeholder workgroup to examine the adequacy of nursing home rates.
- The Assembly does not include an Executive proposal to eliminate personal care protections under Medicaid relating to changes in authorized services.
- The Assembly modifies the Executive's proposal to authorize the commissioners of DOH, OMH, OPWDD, and OASAS to waive duplicative regulatory requirements for providers

to limit the scope of waivers that may be granted and require these agencies to publish information on the waivers they grant on their websites.

- The Assembly does not include an Executive's proposal to transfer administration of medical indemnity fund (MIF) from DFS to DOH.
- The Assembly does not include an Executive proposal to establish a universal access commission to advise DOH and DFS on options for achieving universal access to healthcare coverage in New York.
- The Assembly does not include an Executive proposal for the Reproductive Health Act, codifying existing protections for reproductive health decision making, because this provision has already been signed into law (Chapter 1, Law of 2019).
- The Assembly adds language to extend the enhanced rate currently provided for the provision of children's mental health rehabilitation services for six months, until December 31, 2019.
- The Assembly modifies the Executive's proposal to codify the NY State of Health to include legislative appointments to the advisory committee.
- The Assembly includes the Executive's Office proposal to provide that penalties for fraud and abuse are not precluded from recoveries by other prohibitions on penalties.
- The Assembly modifies the Executive's proposal to deem any payment made under Medicaid managed care and managed long term care to be a direct payment from the Medicaid program.
- The Assembly modifies an Executive proposal to authorize OMIG to recover overpayments from subcontractors of managed care and managed long term care plans and providers to protect providers from duplicative recoveries.
- The Assembly does not include an Executive proposal to reduce lead paint exposure and will advance a similar bill outside of the budgetary process.
- The Assembly does not include an Executive's proposal to establish a maternal mortality review board within the DOH and will advance a similar bill outside of the budgetary process.

Assembly Budget Proposal SFY 2019-20
Office of the Medicaid Inspector General

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive proposal to require homecare workers to receive National Provider Identification numbers.
- The Assembly modifies the Executive's proposal to deem any payment made under Medicaid managed care and managed long term care to be a direct payment from the Medicaid program to protect individuals against inappropriate recoveries.
- The Assembly modifies the Executive's proposal to authorize Office of the Medicaid Inspector General (OMIG) to recover overpayments from subcontractors of managed care and managed long term care plans and providers to protect providers from duplicative recoveries.

Assembly Budget Proposal SFY 2019-20
Department of Mental Hygiene

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

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20

Office of Alcoholism and Substance Abuse Services

The Assembly provides an All Funds appropriation of \$815.83 million, an increase of \$13.5 million.

State Operations

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

Aid to Localities

- The Assembly does not include an Executive's proposal to defer the human services cost of living adjustment, and provides a total of \$141.1 million to Office of Alcoholism and Substance Abuse Services (OASAS), Office of Mental Health (OMH), Office for People with Developmental Disabilities (OPWDD), Office of Temporary and Disability Assistance (OTDA), and State Office for Aging providers, effective January 1, 2020.
- The Assembly provides a two percent increase for wages for direct support and clinical staff for OASAS, OMH, and OPWDD providers, for a total of \$57.44 million, effective January 1, 2020.
- The Assembly restores \$2 million to fund Substance Abuse Prevention Specialist (SAPIS) in New York City schools.
- The Assembly provides \$1.5 million to expand the jail-based substance services in county jails, for a total of \$5.25 million.

Capital Projects

- The Assembly restores \$10 million to support and develop additional medically supervised withdrawal and stabilization services beds.

Article VII

- The Assembly adds new language that would require OASAS to include information on acceptable insurance coverage on its online treatment provider directory.

- The Assembly modifies the Executive proposal that would extend Ambulatory Patient Group (APG) rates for all behavioral health services, except inpatient, until March 31, 2022 by extending the APG rates until March 31, 2023 and establishing a work group to conduct an analysis of the current APG rates paid to behavioral health service providers to ensure that the APG rate is adequate and covers the actual cost of care.

Assembly Budget Proposal SFY 2019-20 Office of Mental Health

The Assembly provides an All Funds appropriation of \$4.4 billion, an increase of \$10 million.

State Operations

- The Assembly does not include an Executive proposal to authorize counties to establish and operate a restoration program within a local or state correctional facility, and provides a restoration of \$1.7 million.

Aid to Localities

- The Assembly does not include an Executive proposal to defer the human services cost of living adjustment, and instead provides a total of \$141.1 million to Office of Alcoholism and Substance Abuse Services (OASAS), Office of Mental Health (OMH), Office for People with Developmental Disabilities (OPWDD), Office of Temporary and Disability Assistance (OTDA), and State Office for Aging providers, starting January 1, 2020.
- The Assembly provides a two percent increase for wages for direct support and clinical staff for Office of Alcoholism and Substance Abuse Services, Office of Mental Health, and Office for People with Developmental Disabilities providers, for a total of \$57.44 million, starting January 1, 2020.
- The Assembly includes an additional \$10 million for existing supported housing and single residency programs.

Capital Projects

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

Article VII

- The Assembly adds language to add the following community mental health rehabilitation services to Children Health Plus (CHP): other licensed practitioner services, community psychiatric support and treatment services, and psychosocial rehabilitation services.

- The Assembly adds language to extend the enhanced rate currently provided for the provision of children’s mental health rehabilitation services for six months, until December 31, 2019.
- The Assembly modifies the Executive proposal that would extend Ambulatory Patient Group (APG) rates for all behavioral health services, except inpatient, until March 31, 2022, by extending the APG rates until March 31, 2023, and establishing a work group to conduct an analysis of the current APG rates paid to behavioral health service providers to ensure that the APG rate is adequate and covers the actual cost of care
- The Assembly does not include language that would provide discretion for the Commissioner of DOH, in consultation with the Commissioner of OMH to establish methodologies for per diem inpatient rates, and to promulgate regulations to determine the criteria utilized for making rate adjustments.
- The Assembly does not include language that would authorize OMH to establish a voluntary restoration to competency programs within a local correctional facility.

Assembly Budget Proposal SFY 2019-20 Office for People with Developmental Disabilities

The Assembly provides an All Funds appropriation of \$4.82 billion, an increase of \$1.5 million.

State Operations

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

Aid to Localities

- The Assembly does not include an Executive proposal to defer the human services cost of living adjustment and instead provides a total of \$141.1 million to Office of Alcoholism and Substance Abuse Services (OASAS), Office of Mental Health (OMH), Office for People with Developmental Disabilities (OPWDD), Office of Temporary and Disability Assistance (OTDA), and State Office for Aging providers, starting January 1, 2020.
- The Assembly provides a two-percent increase for wages for direct support and clinical staff for OASAS, OMH, and OPWDD providers, for a total of \$57.44 million, starting January 1, 2020.
- The Assembly provides \$1.5 million to create an Intellectual and Developmental Disabilities Ombudsman program to help individuals with disabilities and their families access services, address denials, and navigate the new managed care environment.

Capital Projects

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

Article VII

- The Assembly adds language to establish an Intellectual and Developmental Disabilities Ombudsman Program that would be tasked with assisting people with disabilities and their families in navigating the managed care environment, assisting with issues including but not limited to denials of service, complaints and grievances, and monitoring quality of care and health outcomes.

- The Assembly adds language to require OPWDD to provide no less than 90 days notice for suspension of service at any State-operated Individual Residential Alternative.

Assembly Budget Proposal SFY 2019-20
Justice Center for the Protection of People with Special Needs

The Assembly provides an All Funds appropriation of \$58.1 million.

State Operations

- The Assembly includes \$507,000 to provide continued oversight of psychiatric inpatient units located in a general hospital, inpatient units licensed or certified by OMH or OASAS, and summer camps regulated by DOH, for children with developmental disabilities.

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include language that would eliminate oversight responsibility for the Justice Center of psychiatric inpatient units located in a general hospital, inpatient units licensed or certified by OMH or OASAS, and summer camps regulated by DOH, for children with developmental disabilities.

**TRANSPORTATION, ECONOMIC
DEVELOPMENT &
ENVIRONMENTAL CONSERVATION**

By Agency

Assembly Budget Proposal SFY 2019-20 Adirondack Park Agency

The Assembly provides an All Funds appropriation of \$4.68 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20

Department of Agriculture and Markets

The Assembly provides an All Funds appropriation of \$188 million, an increase of \$12.9 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides \$32.4 million for local assistance for agricultural programs, an increase of \$2.9 million above the Executive proposal, including:
 - \$20.2 million for various agricultural restorations, including the Cornell University Diagnostic Lab, research and development, outreach, New York Farm Viability Institute, promotion of agricultural economic development, agricultural access, agricultural education, workforce support, agricultural product associations, and the Taste New York program;
 - \$9.3 million for Agribusiness Child Care; and
 - \$2.9 million for other agricultural initiatives.

Capital Projects

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

Article VII

- The Assembly does not include the Executive proposal to transfer \$500,000 from the General Fund to the State Fair Enterprise Fund.

Assembly Budget Proposal SFY 2019-20

Department of Economic Development

The Assembly provides an All Funds appropriation of \$84.32 million, a decrease of \$4.09 million from the Executive proposal.

State Operations

- The Assembly accepts the Executive proposal and supports \$500,000 to create a database of economic development projects pursuant to a Chapter of the Laws of 2019.

Aid to Localities

- The Assembly does not include support for the following programs in the Executive proposal:
 - \$5 million for Innovation Hot Spots & Incubators; and
 - \$3.97 million for the Taste NY program.
- The Assembly restores support for the following programs, which were eliminated in the Executive proposal:
 - \$1.40 million for the Centers of Excellence, thereby allocating a total of \$11 million;
 - \$1.19 million for local tourism matching grants, thereby allocating a total of \$5 million;
 - \$609,000 for Technology Development Organization Matching grants, thereby allocating a total of \$2 million; and
 - \$500,000 for the SUNY Albany Center of Excellence in Atmospheric and Environmental Prediction and Innovation.
- The Assembly provides \$1.18 million in additional support for Centers for Advanced Technology, for a total of \$15 million.

Capital Projects

- Not applicable.

Article VII

- The Assembly proposes legislation that would require the Empire State Development Corporation (ESDC) and the Department of Economic Development (DED) to maintain a comprehensive, statewide searchable database of funds allocated to or that flow through these entities, as well as all programs, projects, recipients, and other pertinent economic metrics. This proposal also includes a measure that would require ESDC and UDC to certify to the Authorities Budget Office that they are in compliance with all of reporting requirements.
- The Assembly continues to be a strong supporter of the Minority and Women-Owned Business program and is committed to its renewal and improvement. To ensure that minority and women-owned businesses are afforded meaningful opportunity to participate in state contracting programs, the Assembly supports enhancing and streamlining the program's certification process, increasing the ability for agencies to contract with minority and women owned businesses, ensuring another disparity study is conducted, directing agencies to implement growth plans for the use of minority and women-owned firms, and requiring increased reporting by the Division of Minority and Women's Business Development and others on compliance with the law. The Assembly also supports the expansion of the program to include new entities and to encourage greater participation by minorities and women in the workforce.

Assembly Budget Proposal SFY 2019-20
New York State Energy Research and Development Authority

The Assembly provides an All Funds appropriation of \$17.7 million.

State Operations

- Not applicable.

Aid to Localities

- Not applicable.

Capital Projects

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

Article VII

- The Assembly provides \$600,000 for the Public Utility Law Project (PULP).
- The Assembly modifies the Executive proposal to transfer \$23 million from the Regional Greenhouse Gas Initiative (RGGI) to the General Fund by directing NYSERDA to fund programs for energy efficiency, weatherization, and solar projects in environmental justice and low-income communities.
- The Assembly accepts the continuation of the assessment on gas and electric corporations to fund NYSERDA's research, development, and demonstration program.

Assembly Budget Proposal SFY 2019-20

Department of Environmental Conservation

The Assembly provides an All Funds appropriation of \$1.76 billion, a decrease of \$500,000 over the Executive Proposal.

State Operations

- The Assembly does not include an Executive proposal to appropriate \$500,000 for miscellaneous gifts.

Aid to Localities

- Not applicable.

Capital Projects

Environmental Protection Fund (EPF)

- The Assembly accepts the Executive proposal to fund the EPF at \$300 million. The Assembly provides the following increases above the Executive proposal:
 - \$35 million for Land Acquisition, an increase of \$2.6 million;
 - \$19 million for Farmland Protection, an increase of \$2 million; and
 - \$16.5 million for Zoos, Botanical Gardens, and Aquaria, an increase of \$1.5 million.
- The Assembly does not include an Executive proposal to authorize personal service as an allowable use of EPF funds.
- The Assembly clarifies the purpose of the Hudson Valley Carbon Farming Pilot and ensures that the Integrated Pest Management programs shall only include pesticides as a last resort.
- The Assembly does not include an Executive proposal to fund several new initiatives through the EPF including the Cornell Working and Agricultural Lands Greenhouse Gas Inventory, Regenerate NY, and Working Forests Conservation Easements. The Assembly transfers support for the Wood Products Council and the Golden Nematode initiative back to the Department of Agriculture and Markets.

- The Assembly does not include \$1 million for drug take-back programs. Manufacturers are required to provide these programs under a law enacted in 2018.
- The Assembly provides \$27.6 million for Public Access and Stewardship, a decrease of \$6.1 million from the Executive proposal.

Clean Water Infrastructure

- The Assembly allocates \$500 million for various clean water infrastructure programs to give greater specificity to the Executive proposal, as follows:
 - \$200 million for the Water Infrastructure Improvement Act (WIIA);
 - \$140 million for water projects administered by the City of New York;
 - \$50 million for Water Quality Improvement Projects;
 - \$30 million for the Intermunicipal Water Infrastructure grant program;
 - \$35 million for land acquisition for source water protection;
 - \$20 million for drinking water remediation;
 - \$10 million for the replacement of lead drinking water service lines;
 - \$10 million for Green Infrastructure Projects; and
 - \$5 million for septic systems and cesspools.
- The 2017-18 Enacted Budget appropriated \$2.5 billion for the Clean Water Act of 2017. The Assembly allocates previously unallocated funds as follows:
 - \$150 million for the Water Infrastructure Improvement Act (WIIA);
 - \$100 million for New York City;
 - \$32 million for Water Quality Improvement Projects;
 - \$26 million for land acquisition for source water protection;
 - \$25 million for the Intermunicipal Water Infrastructure grant program;
 - \$15 million for dam safety projects for municipally owned dams determined to be high hazard;
 - \$10 million for the replacement of lead drinking water service lines; and
 - \$7 million for Green Infrastructure Projects.

Article VII

- The Assembly modifies the Executive proposal to make the waste tire fee permanent by instead extending the fee for an additional three years.

- The Assembly does not include an Executive proposal to expand the types of beverage containers subject to the five-cent bottle deposit and modify redemption and deposit initiation procedures.
- The Assembly does not include an Executive proposal to authorize the (DEC) to solicit funds or gifts and enter into public-private partnerships.
- The Assembly does not include an Executive proposal to prohibit the provision of plastic carryout bags to customers unless exempted or approved by DEC.
- The Assembly does not include an Executive proposal to prohibit oil and natural gas drilling in state waters and prohibit the state from enabling infrastructure supporting such oil and gas drilling. This proposal is not included in the Assembly proposal because a similar bill (A.2572) has already been passed during the current legislative session.
- The Assembly does not include an Executive proposal to eliminate the requirement that wetland mapping notifications be sent by certified mail.
- The Assembly does not include an Executive proposal to establish product labeling and chemical disclosure requirements for consumer products and require manufacturers of personal care products to disclose ingredients.
- The Assembly does not include an Executive proposal to establish the Climate Action Council to develop a roadmap to carbon neutrality.

Assembly Budget Proposal SFY 2019-20 New York State Gaming Commission

The Assembly provides an All Funds appropriation of \$408.51 million.

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- The Assembly accepts an Executive proposal to impose a set rate for free play credits available that a commercial casino may offer to their patrons at a maximum rate of 19 percent of taxable gaming revenue until fiscal year 2022-23 and 15 percent thereafter.
- The Assembly does not include an Executive proposal to authorize the Gaming Commission to waive any pre-employment restrictions for a prospective employee with good cause at a properly noticed public meeting.
- The Assembly does not include an Executive proposal to authorize an unspecified percentage of funds from the NYS Breeding and Development Fund and the Agriculture and NY Horse Breeding Development fund to be used for the aftercare of retired racehorses.
- The Assembly does not include an Executive proposal to provide authorization for the state to enter into a multi-state compact to create of a uniform set of rules and regulations governing the use of drugs in racehorses.

- The Assembly does not include an Executive proposal to restructure the current licensing process, create a new sublicense and registration system, and clarify the definitions of various casino employees. A proposal that would require vendors to meet certain criteria for licensing and prohibit the revocation of licenses based on conviction of the enumerated exceptions is also excluded.
- The Assembly modifies the Executive proposal extending the current pari-mutuel tax rates and provisions related to the simulcasting of out-of-state thoroughbred and harness races. Specifically, the Assembly proposes to extend current provisions for one year, instead of the proposed five.
- The Assembly modifies the Executive proposal extending the Advisory Committee on Equine Drug Testing until December 1, 2019, and eliminates specific provisions in law which designate Morrisville State College as the only qualified equine testing lab for such program. The Assembly proposes to modify this proposal to ensure the lab remains at Morrisville State College or at another suitable lab in New York State.
- The Assembly modifies the Executive proposal increasing the vendor fee for Video Lottery Gaming facilities and reconfiguring capital awards and the marketable allowance structure to be a part of the larger vendor fee. The Assembly proposes to reject the Executive's change to the additional commission structure to (VLG) facilities and maintains current law.
- The Assembly accepts the Executive proposal to require quarterly meetings of regional Off-Track Betting facilities' Board of Directors, and to provide the boards with additional oversight and financial planning responsibilities. The Assembly does not include an Executive proposal to authorize Off-Track Betting facilities to enter into contractual agreements with other regions to combine racing operations or to allow any Off-Track Betting facility to offer demonstration projects at any commercial casino.
- The Assembly modifies the Executive proposal to amend Racing and Wagering provisions by:
 - modifying subpart A, which clarifies the role of the Gaming Inspector General to indicate jurisdiction over all gaming activity in the state and the Gaming Commission. This proposal is modified to include language that aligns more closely with other existing State Agency Inspector Generals;
 - not including subpart B, which would expand those eligible to be appointed on the board of directors of the New York State Thoroughbred Breeding and Development Fund to include NYS residents with a cogent interest in the thoroughbred breeding industry;

- not including subpart C, which would change the funding and board member structure of Cornell University's Harry M. Zweig Memorial Fund for Equine Research by authorizing the state to provide for the defense and indemnification of board members and authorizing the fund to accept conditional gifts, grants, devises, or bequests; and
- not including subpart D, which would align lottery revenue distributions for education and administrative allowances and expand the uses of lapsed prize funds amounts for special and supplemental games.
- The Assembly proposes Article VII language that would allow the New York Thoroughbred Horsemen's Association to utilize up to \$2.5 million from the unpaid purse cushion account through 2021 to help offset the premium increase for the New York Jockey Injury Compensation Fund.

Assembly Budget Proposal SFY 2019-20

Department of Motor Vehicles

The Assembly provides an All Funds appropriation of \$395.88 million.

State Operations

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

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly modifies an Executive proposal to make the statute authorizing the testing of autonomous vehicles on public roads permanent by instead authorizing a one year extension.
- The Assembly accepts the Executive proposal to extend provisions of law relating to the Ignition Interlock Program to September 1, 2021.
- The Assembly accepts the Executive proposal to extend provisions of law relating to traffic and parking ticket surcharges, scofflaw penalties, and related statutes to September 1, 2021.
- The Assembly does not include the Executive proposal relating to locally authorized scooters and locally authorized motorcycles.
- The Assembly does not include the Executive proposal to extend provisions of law authorizing red light camera programs in the Counties of Nassau and Suffolk and the cities of New York, Albany, Mt. Vernon, New Rochelle, White Plains, and Yonkers.

- The Assembly does not include the Executive proposal to extend the New York City school speed zone photo enforcement program, increase the number of photo-enforced school speed zones from 140 to 290.
- The Assembly does not include the Executive proposal to expand and make permanent the New York City bus lane photo enforcement program and to authorize the establishment of a new photo enforcement program for parking, stopping, standing, and turning violations within a proposed congestion area and in designated bus corridors in New York City.
- The Assembly does not include the Executive proposal to authorize school districts to implement school bus stop-arm camera programs.

Assembly Budget Proposal SFY 2019-20 Olympic Regional Development Authority

The Assembly provides an All Funds appropriation of \$91.1 million, a decrease of \$16 million from the Executive proposal.

State Operations

- The Assembly does not include a \$16 million indemnity contingency appropriation related to hosting the 2023 World University Games.

Aid to Localities

- Not applicable.

Capital Projects

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

Article VII

- The Assembly does not include an Executive's proposal to authorize ORDA to enter into contracts or agreements containing indemnity provisions in order to host Olympic or other national or international games or events.

Assembly Budget Proposal SFY 2019-20
Office of Parks, Recreation and Historic Preservation

The Assembly provides an All Funds appropriation of \$481.5 million.

State Operations

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

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly accepts the Executive proposal to create a retail stores enterprise fund and a golf enterprise fund to reduce administrative costs for retail stores and golf courses on state parks.

Assembly Budget Proposal SFY 2019-20

Department of Public Service

The Assembly provides an All Funds appropriation of \$104.7 million.

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- The Assembly requires the Public Service Commission to establish a program to encourage the installation of renewable energy resources in Westchester County.
- The Assembly accepts the Executive proposal to continue the annual authorization for certain agency expenses to be reimbursed by a utility assessment, but limits the continued authorization for one additional year.
- The Assembly does not include the Executive proposal to authorize the collection of an additional \$10 million annually from utility assessments for the Electric Generation Facility Cessation Mitigation Fund.
- The Assembly does not include the Executive proposal to transfer \$2.2 million from the Public Service Account to the General Fund.
- The Assembly does not include the Executive proposal to require state agencies and state authorities to contract only with internet service providers that adhere to net neutrality principles.

Assembly Budget Proposal SFY 2019-20

Department of State

The Assembly provides an All Funds appropriation of \$194.12 million, a decrease of \$58.15 million from the Executive proposal.

State Operations

- The Assembly provides support for the following programs:
 - \$1 million for establishing a public intervenor fund for energy-related regulatory matters; and
 - \$350,000 for the creation of the Office of the State Utility Consumer Advocate.

Aid to Localities

- The Assembly provides support for the following programs:
 - \$40 million for 2020 Census community-based outreach efforts, including such efforts by public libraries; and
 - \$500,000 for the Independent Redistricting Commission to support activities commencing in 2020.

Capital Projects

- The Assembly does not include \$100 million in capital for a fourth round of the Downtown Revitalization Initiative, and will instead allocate these funds in support of the RESTORE NY communities program under the Empire State Development Corporation.

Article VII

- The Assembly accepts the Executive proposal to extend for one year the authority of the secretary of state to charge increased fees for expedited handling of certain documents.

- The Assembly does not include the Executive proposal to remove the Department of State's (DOS) responsibility for serving corporations with service of process.
- The Assembly does not include the Executive proposal to repeal requirements that business corporations, limited liability companies, and limited liability partnerships file biennial and/or five-year statements with DOS; and repeals DOS collection of fees regarding such statements.
- The Assembly proposes Article VII language that would create the Office of the Utility Consumer Advocate that would serve as an independent advocacy office to aid consumers in disputes with public utilities.
- The Assembly proposes Article VII language that would establish funding for utility intervenor reimbursement that would authorize certain participants to be reimbursed for expenses incurred in Public Service Commission cases.

Assembly Budget Proposal SFY 2019-20

Department of Taxation and Finance

The Assembly provides an All Funds appropriation of \$468.56 million.

State Operations

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

Aid to Localities

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

Capital Projects

- Not applicable.

Article VII

- The Assembly accepts an Executive proposal to consolidate and make permanent current electronic filing and payment mandates.
- The Assembly accepts an Executive proposal to provide additional means for school districts and local governments to avoid large unexpected tax shifts due to equalization rate changes.
- The Assembly accepts the Executive proposal to allow a county, upon agreement with an included municipality, to appoint the members of the municipality's board of assessment review.
- The Assembly accepts the Executive proposal to allow the Tax Department to approve assessor and county director training courses for credit without obliging the state to pay for the expenses of attendees.
- The Assembly accepts the Executive proposal to allow the Tax Department to send certain statutory notices by email and/or website posting.

- The Assembly accepts the Executive proposal to make technical changes related to the repealed tax freeze credit program.
- The Assembly accepts the Executive proposal to extend tax shelter reporting and to update tax preparer penalties.
- The Assembly accepts the Executive proposal to make technical changes to the New York City Circuit Breaker Enhanced Credit.
- The Assembly modifies the Executive proposal to require electric generating facilities to annually report inventory, revenue, and expense data to the Tax Department to allow for graduated penalties.
- The Assembly does not include the Executive proposal to authorize an exemption from real property taxation for qualified energy systems on State-controlled land.
- The Assembly does not include the Executive proposal to allow local governments to provide real property tax assessment relief when a disaster is declared by the Governor without further legislative action.

Assembly Budget Proposal SFY 2019-20
Division of Tax Appeals

The Assembly provides an All Funds appropriation of \$3.04 million.

State Operations

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

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- Not applicable.

Assembly Budget Proposal SFY 2019-20 Thruway Authority

State Operations

- Not applicable.

Aid to Localities

- Not applicable.

Capital Projects

- Not applicable.

Article VII

- The Assembly does not include an Executive proposal to authorize the Thruway Authority to lease its fiber optic system through a series of fee-based agreements rather than public auction.
- The Assembly does not include an Executive proposal to codify a series of cashless tolling provisions.

Assembly Budget Proposal SFY 2019-20

Department of Transportation

The Assembly provides an All Funds appropriation of \$9.57 billion, an increase of \$98 million over the Executive proposal.

State Operations

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

Aid to Localities

- The Assembly provides a total \$226.5 million for upstate transit systems, an increase of \$8.8 million above the Executive proposal. The Assembly modifies the Executive proposed surcharge of five to six percent and a change in the implementation date on auto rentals outside of the Metropolitan Commuter Transportation District (MCTD).

Capital Projects

- The Assembly provides \$503 million for the Consolidated Highway Improvement Program (CHIPs), which includes a \$65 million restoration for Extreme Winter Recovery. This funding is in addition to \$100 million for the Pave NY program, which is distributed through the CHIPs formula, as well as \$39.7 million for the Marchiselli program.
- The Assembly provides \$104.5 million for non-MTA downstate and upstate transit capital projects, an increase of \$20 million over the Executive proposal.
- The Assembly provides \$4.2 million to reimburse cities an additional 34 cents per square yard of on-grade state arterial highway, and an additional 37 cents per square yard of elevated state arterial highway.
- The Assembly identifies projects to be funded within existing appropriations, including:
 - \$40 million for projects of regional significance;
 - \$20 million for the Kensington Expressway redesign project in Erie County; and
 - \$4 million to upgrade one Long Island Rail Road train engine to meet higher emissions standards.

- The Assembly reallocates appropriations for engineering costs to support DOT State workforce engineers.

Article VII

- The Assembly proposes Article VII language to phase in, over a period of three years beginning in SFY 2019, an increase in the formula that reimburses cities for maintenance and repair of state arterial highways within their boundaries pursuant to agreements with the state.
- The Assembly does not include an Executive proposal to authorize DOT to enter into an agreement with a fiber optic utility in order to charge for occupancy of a DOT right-of-way.
- The Assembly modifies the Executive proposal relating to commercial vehicle, limousine, and traffic safety by including only modified language for the imposition of a biannual \$120 DOT inspection fee on for-hire passenger vehicles subject to DOT inspection.
- The Assembly does not include an Executive proposal to establish the bi-state Gateway Development Commission to facilitate the planning, funding, and construction of a rail transportation project between New York and New Jersey to consist of three members appointed by the New York State DOT, New Jersey Transit Corporation, and Amtrak.
- The Assembly does not include an Executive proposal relating to penalties for assault against transportation workers, prohibiting drivers from entering or intruding into highway work zones, and establishing a highway work zone safety education and outreach program.

Assembly Budget Proposal SFY 2019-20 Metropolitan Transportation Authority

The Assembly provides an all funds appropriation of \$6.74 billion, an increase of \$10 million over the Executive proposal. In addition, the Assembly provides a contingency appropriation of \$969.9 million, reflecting no change from the Executive proposal.

State Operations

- Not applicable.

Aid to Localities

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

Capital

The Assembly does not include an Executive proposal to make the release of the state's share of capital funds contingent on the passage of congestion pricing, MTA reform, and the expansion of school speed cameras in New York City.

Article VII

MTA Financing and Reform

The Assembly does not include the Executive's proposal regarding congestion pricing and MTA reform but remains committed to discussing an MTA financing package, guided by the following principles:

- The MTA requires a long-term, sustainable source of revenue, dedicated to bringing the subway, bus, and commuter rail systems into a state of good repair while decreasing congestion and increasing accessibility and capacity.
- Congestion pricing would impact regional commuters and the design of the tolling system should include offsetting credits for New York residents paying a toll before traveling into the Central Business District regardless of their point of entry into Manhattan. Any tolling system should also recognize the impact on residents of the congestion zone.

- New revenues collected to support the MTA must also address transit inequities; support new strategies to improve service in transit deserts within the City of New York; and make investments to improve service frequency and connectivity on the commuter railroads.
- An MTA financing packaging must also include operational reforms.

Other MTA Article VII

- The Assembly modifies the Executive proposal to expand the current five percent special supplemental auto rental surcharge from the Metropolitan Commuter Transportation District (MCTD) to the remainder of the state to accelerate the effective date from September 1, 2019, to June 1, 2019; increase the proposed supplemental upstate auto rental tax from 5 percent to 6 percent; and similarly increase the MCTD surcharge from 5 percent to 6 percent.
- The Assembly accepts the Executive proposal to correct a technical error in describing a specified lot and block number regarding the LaGuardia Air Train project, provided that commitments made to the local community are honored, including but not limited to: the reopening of LIRR stations; accessibility for subway stations; the use of MWBE firms; and, community involvement to the greatest extent possible.
- The Assembly accepts the Executive proposal to require certain Metropolitan Commuter Transportation District supplemental taxes, surcharges, and fees to be paid directly to the MTA without appropriation.
- The Assembly does not include an Executive proposal to extend MTA procurement provisions related to public bidding and thresholds.

Assembly Budget Proposal SFY 2019-20 Urban Development Corporation

The Assembly provides an All Funds appropriation of \$274.71 million, a decrease of \$635.2 million from the Executive proposal.

State Operations

- Not applicable.

Aid to Localities

- The Assembly does not include support for the following programs that were recommended in the Executive proposal:
 - \$26.18 million for the Empire State Economic Development Fund; and
 - \$7 million for Market NY.
- The Assembly reduces a lump sum appropriation for Economic Development and Tourism Promotion by \$10 million, maintaining support of \$34.5 million. In addition, the Assembly would remove promotion and advertising for START-UP NY from this funding source, and would lower the monetary threshold to require an evaluation of performance outcomes for advertising contracts.
- The Assembly restores support for the following programs, which were eliminated in the Executive proposal:
 - \$670,000 for the Stony Brook Medicine's National Cancer Institute to ensure oversight of clinical trial and National Cancer Institute standards; and
 - \$300,000 additional support for Community Development Financial Institutions, for a total appropriation of \$1.8 million.

Capital Projects

- The Assembly does not include support for the following programs, that were included in the Executive proposal:

- \$325 million for the High Technology and Economic Development Infrastructure Program;
- \$220 million for the New York Works Economic Development Fund;
- \$150 million for Regional Economic Development Councils; and
- \$8 million for Market NY.
- The Assembly provides support for the following programs:
 - \$100 million for the RESTORE NY Communities initiative; and
 - \$10 million for strategic investments in workforce development.

Article VII

- The Assembly accepts the Executive’s proposal to extend the general loan-making authority of the Urban Development Corporation for one additional year.
- The Assembly accepts the Executive’s proposal to extend the authorization for Urban Development Corporation to administer the Economic Development Fund.
- The Assembly proposes legislation that would restore the annual reporting requirements and submission date for the START-UP NY program.
- The Assembly proposes legislation that would require the Empire State Development Corporation (ESDC) and the Department of Economic Development (DED) to maintain a comprehensive, statewide searchable database of funds allocated to or that flow through these entities, as well as all programs, projects, recipients, and other pertinent economic metrics. This proposal also includes a measure that would require ESDC and UDC to certify to the Authorities Budget Office that they are in compliance with all reporting requirements.
- The Assembly proposes Article VII language that would provide transparency to economic development entities, such as the Regional Economic Development Councils, by requiring members to file an annual statement of financial disclosure, adhere to the Code of Ethics in the Public Officers Law, and require adherence to the open meetings and Freedom of Information Law.

- The Assembly proposes Article VII language that would create a workforce development program that fosters skills and training programs for the unemployed, underemployed, and youth.

Assembly Budget Proposal SFY 2019-20
Miscellaneous: Transportation, Economic Development and Environmental

Greenway Heritage Conservancy for the Hudson River Valley

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

Hudson River Park Trust

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

Hudson River Valley Greenway Communities Council

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

New York Power Authority

State Operations

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

Article VII

- The Assembly provides \$600,000 for the Public Utility Law Project (PULP).
- The Assembly transfers \$36.8 million from New York Power Authority (NYPA) to the General Fund, an increase of \$16.8 million above the Executive proposal.
- The Assembly does not include an Executive proposal to expand NYPA's energy programs, projects, and services, and authorize NYPA to develop electric vehicle charging stations.
- The Assembly does not include an Executive proposal to authorize NYPA to develop and own transmission facilities, finance renewable energy projects, and procure and sell renewable products to certain customers.

LEGISLATURE & JUDICIARY

By Agency

Assembly Budget Proposal SFY 2019-20 Judiciary

The Assembly provides an All Funds appropriation of \$3.17 billion.

State Operations

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

Aid to Localities

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

Capital Projects

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

Article VII

- The Assembly does not include an Executive proposal to increase the biennial registration fee for attorneys.
- The Assembly does not include a proposal to modify the interest rate on court judgments paid by the state from a fixed nine percent to a market-based rate of interest.
- The Assembly does not include language that legalizes gestational surrogacy contracts and the creation of a civil procedure for judgments of parentage for children born through the use of assisted reproduction.
- The Assembly includes legislation to make permanent the provisions of law that require certain notices and due process for homeowners in foreclosure actions.
- The Assembly modifies a proposal to provide authorization of the Suffolk County clerk to charge certain recording and filing fees to provide greater specificity in the types of fees included.

DEBT SERVICE

Assembly Budget Proposal SFY 2019-20

Capital Projects

The Assembly provides an All Funds appropriation of \$14.31 billion, an increase of \$819.8 million over the Executive.

State Operations

- Not applicable.

Aid to Localities

- Not applicable.

Capital Projects

- The Assembly does not include an Executive's proposal to provide increased support to the following initiatives:
 - \$325 million for "High Technology" Initiatives;
 - \$220 million for NY Works Economic Development Fund;
 - \$150 million for Regional Economic Development Councils;
 - \$100 million for Downtown Revitalization Initiative;
 - \$93 million for Statewide Equipment Program; and
 - \$8 million for Market NY.
- The Assembly modifies the Executive's proposal to provide support for the following initiatives:
 - an increase of \$400 million for Housing Capital for a total of \$502.2 million;
 - an increase of \$65 million for CHIPs for a total of \$542.8 million; and
 - an increase of \$20 million for Library Capital Grants for a total of \$34 million.
- The Assembly adds appropriations for the following initiatives:
 - \$500 million for SUNY expansion projects;
 - \$400 million for CUNY expansion projects;
 - \$100 million for RESTORE NY;
 - \$30 million for the Educational Opportunity Center;

- \$30 million for Higher Education Matching Grant Program;
- \$27 million for Election Poll Books and On-Demand Ballot Printers;
- \$25 million for Health Care Transformation Facilities;
- \$20 million for Non-MTA Capital;
- \$20 million for Arts and Cultural Facilities;
- \$20 million for Nonprofit Infrastructure Capital Investment Program,
- \$20 million for Land Banks;
- \$10 million for Strategic Investment in Workforce Development;
- \$10 million for Heroin and Opiates Services;
- \$5 million for capital improvements for the State Capitol and the Legislative Office Building;
- \$5 million for Animal Shelters;
- \$5 million for Local Fairs Funding;
- \$4.2 million for Arterial Maintenance Reimbursement Rates;
- \$3.46 million for Phase II of the Special Education Management System; and
- \$300,000 for State Education Department Facilities.

Article VII

- The Assembly modifies the following bonds caps:
 - SUNY Educational Facilities increases from \$13.84 billion to \$14.37 billion;
 - CUNY Educational Facilities from \$8.67 billion to \$9.07 billion;
 - Economic Development Initiatives decreases from \$9.30 billion to \$8.53 billion;
 - RESTORE New York from \$293 million to \$343 million;
 - CHIPs Bond Cap from \$10.74 billion to \$10.80 billion;
 - Transportation Initiatives from \$4.63 billion to \$5.06 billion;
 - Environmental Infrastructure Projects from \$5.39 billion to \$5.89 billion;
 - Mental Health Services from \$9.33 billion to \$9.34 billion;
 - Housing Capital Programs from \$6.18 billion to \$6.58 billion;
 - Library Facilities from \$231 million to \$251 million; and
 - State Office Buildings and Other Facilities from \$953.80 million to \$958.80 million.
- The Assembly does not include a new bond cap of \$93 million for the State Equipment Finance Program.
- The Assembly adds language to increase the bond cap for the Nonprofit Infrastructure Program from \$120 million to \$140 million.
- The Assembly adds language to increase the bond cap for the Higher Education Capital Matching Grants from \$270 million to \$300 million.

- The Assembly adds language to increase the bond cap for Health Care Initiatives from \$3.05 billion to \$3.08 billion.
- The Assembly adds language to increase the bond cap for State Supported Schools for the Blind and Deaf (4201) schools from \$65 million to \$100 million.
- The Assembly accepts the Executive proposal to authorize the Atlantic Avenue Healthcare Property Holding Corporation, a subsidiary of the Dormitory Authority of the State of New York (DASNY), to sell, exchange, transfer, lease, and convey certain real property in Brooklyn, New York at the direction of the commissioner of the Division of Homes and Community Renewal.
- The Assembly does not include Article VII language that:
 - clarifies DASNY's authority to finance health care projects as it relates to the Medical Care Facilities Finance Agency under the Health Care Financing Consolidation Act;
 - makes permanent the authorization for DASNY to enter into certain design and construction management agreements with the Department of Environmental Conservation and the Office of Parks, Recreation, and Historic Preservation; and
 - makes permanent and expands the Infrastructure Investment Act.