

# STATE OF NEW YORK

S. 6253

A. 9053

## SENATE - ASSEMBLY

January 17, 2012

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government

### AID TO LOCALITIES BUDGET

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

1 Section 1. a) The several amounts specified in this chapter for aid to  
2 localities, or so much thereof as shall be sufficient to accomplish the  
3 purposes designated by the appropriations, are hereby appropriated and  
4 authorized to be paid as hereinafter provided, to the respective public  
5 officers and for the several purposes specified.

6 b) Where applicable, appropriations made by this chapter for expendi-  
7 tures from federal grants for aid to localities may be allocated for  
8 spending from federal grants for any grant period beginning, during, or  
9 prior to, the state fiscal year beginning on April 1, 2012 except as  
10 otherwise noted.

11 c) The several amounts named herein, or so much thereof as shall be  
12 sufficient to accomplish the purpose designated, being the undisbursed  
13 and/or unexpended balances of the prior year's appropriations, are here-  
14 by reappropriated from the same funds and made available for the same  
15 purposes as the prior year's appropriations, unless herein amended, for  
16 the fiscal year beginning April 1, 2012. Certain reappropriations in  
17 this chapter are shown using abbreviated text, with three leader dots  
18 (an ellipsis) followed by three spaces (... ) used to indicate where  
19 existing law that is being continued is not shown. However, unless a  
20 change is clearly indicated by the use of brackets [-] for deletions and  
21 underscores for additions, the purposes, amounts, funding source and all  
22 other aspects pertinent to each item of appropriation shall be as last  
23 appropriated.

24 For the purpose of complying with the state finance law, the year,  
25 chapter and section of the last act reappropriating a former original  
26 appropriation or any part thereof is, unless otherwise indicated, chap-  
27 ter 53, section 1 or 2, of the laws of 2011.

28 d) No moneys appropriated by this chapter shall be available for  
29 payment until a certificate of approval has been issued by the director  
30 of the budget, who shall file such certificate with the department of  
31 audit and control, the chairperson of the senate finance committee and  
32 the chairperson of the assembly ways and means committee.

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

1 e) The appropriations contained in this chapter shall be available for  
2 the fiscal year beginning on April 1, 2012 except as otherwise noted.

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	8,548,400
6	Special Revenue Funds - Federal ....	127,852,000
7	Special Revenue Funds - Other .....	0
8		
9	All Funds .....	136,400,400
10	=====	=====

11  
12 SCHEDULE

13  
14 COMMUNITY SERVICES PROGRAM ..... 228,276,500  
15 -----

16  
17 General Fund  
18 Local Assistance Account

19  
20 For services and expenses, including the  
21 payment of liabilities incurred prior to  
22 April 1, 2012, related to the community  
23 services elderly grant program. No expend-  
24 itures shall be made from this appropri-  
25 ation until the director of the budget has  
26 approved a plan submitted by the office  
27 outlining the amounts and purposes of such  
28 expenditures and the allocation of funds  
29 among the counties. Notwithstanding any  
30 provision of law, rule or regulation to  
31 the contrary, subject to the approval of  
32 the director of the budget, funds appro-  
33 priated herein for the community services  
34 for the elderly program (CSE) and the  
35 expanded in-home services for the elderly  
36 program (EISEP) may be used in accordance  
37 with a waiver or reduction in county main-  
38 tenance of effort requirements established  
39 pursuant to section 214 of the elder law,  
40 except for base year expenditures. To the  
41 extent that funds hereby appropriated are  
42 sufficient to exceed the per capita limit  
43 established in section 214 of the elder  
44 law, the excess funds shall be available  
45 to supplement the existing per capita  
46 level in a uniform manner consistent with  
47 statutory allocations ..... 15,312,000

48 For planning and implementation, including  
49 the payment of liabilities incurred prior  
50 to April 1, 2012, of a program of expanded  
51 in-home, case management and ancillary  
52 community services for the elderly  
53 (EISEP). No expenditures shall be made  
54 from this appropriation until the director  
55 of the budget has approved a plan submit-  
56 ted by the office outlining the amounts  
57 and purposes of such expenditures and the  
58 allocation of funds among the counties,  
59 including the city of New York ..... 46,035,000  
60

## OFFICE FOR THE AGING

## AID TO LOCALITIES 2012-13

1	For services and expenses of grants to area	
2	agencies on aging for the establishment	
3	and operation of caregiver resource	
4	centers .....	353,000
5	For services and expenses, including the	
6	payment of liabilities incurred prior to	
7	April 1, 2012, associated with the supple-	
8	mental nutrition assistance program	
9	(SNAP), including a suballocation to the	
10	department of agriculture and markets to	
11	be transferred to state operations for	
12	administrative costs of the farmers market	
13	nutrition program. No expenditure shall be	
14	made from this appropriation until the	
15	director of the budget has approved a plan	
16	submitted by the office outlining the	
17	amounts and purpose of such expenditures	
18	and the allocation of funds among the	
19	counties .....	21,380,000
20	Local grants for services and expenses of	
21	the long-term care ombudsman program ....	690,000
22	For state aid grants to providers of respite	
23	services to the elderly. Funding priority	
24	shall be given to the renewal of existing	
25	contracts with the state office for the	
26	aging. No expenditures shall be made from	
27	this appropriation until the director of	
28	the budget has approved a plan submitted	
29	by the office outlining the amounts to be	
30	distributed by provider .....	656,000
31	For state aid grants to providers of social	
32	model adult day services. Funding priority	
33	shall be given to the renewal of existing	
34	contracts with the state office for the	
35	aging. No expenditures shall be made from	
36	this appropriation until the director of	
37	the budget has approved a plan submitted	
38	by the office outlining the amounts to be	
39	distributed by provider .....	872,000
40	For state aid grants to naturally occurring	
41	retirement communities (NORC). Funding	
42	priority shall be given to the renewal of	
43	existing contracts with the state office	
44	for the aging. No expenditures shall be	
45	made from this appropriation until the	
46	director of the budget has approved a plan	
47	submitted by the office outlining the	
48	amounts to be distributed by provider ....	1,798,500
49	For state aid grants to neighborhood	
50	naturally occurring retirement communities	
51	(NNORC). Funding priority shall be given	
52	to the renewal of existing contracts with	
53	the state office for the aging. No expend-	
54	itures shall be made from this appropri-	
55	ation until the director of the budget has	
56	approved a plan submitted by the office	
57	outlining the amounts to be distributed by	
58	provider .....	1,798,500
59	For grants in aid to the 59 designated area	
60	agencies on aging for transportation oper-	
61	ating expenses related to serving the	
62	elderly. Funds shall be allocated from	

## OFFICE FOR THE AGING

## AID TO LOCALITIES 2012-13

1	this appropriation pursuant to a plan	
2	prepared by the director of the state	
3	office for the aging and approved by the	
4	director of the budget .....	921,000
5	Notwithstanding any inconsistent provision	
6	of law, effective October 1, 2006, expend-	
7	itures made from this appropriation shall	
8	effectively provide a cost of living	
9	adjustment, provided however, for the	
10	period commencing on April 1, 2012 and	
11	ending March 31, 2013 the director shall	
12	not apply any new cost of living	
13	adjustment authorized by section 1 of part	
14	C of chapter 57 of the laws of 2006, as	
15	amended by section 1 of part F of chapter	
16	59 of the laws of 2011, for the purpose of	
17	establishing rates of payments, contracts	
18	or any other form of reimbursement, for	
19	providers of the following services, as	
20	determined by the director of the state	
21	office for the aging, expanded in-home	
22	services for the elderly program (EISEP),	
23	community services for the elderly program	
24	(CSE) and the supplemental nutrition	
25	assistance program (SNAP). The director of	
26	the state office for the aging shall	
27	determine the standards and requirements	
28	necessary for reimbursement of such	
29	increases. Further, all such increases	
30	shall be made pursuant to a provider	
31	attestation regarding the use of such	
32	funds to be provided in the format	
33	prescribed by the state office for the	
34	aging. Funds shall be allocated from this	
35	appropriation pursuant to a plan prepared	
36	by the director of the state office for	
37	the aging and approved by the director of	
38	the budget .....	14,707,000
39	For grants to the area agencies on aging for	
40	the health insurance information, coun-	
41	seling and assistance program .....	921,000
42	For state matching funds for services and	
43	expenses to match federally funded model	
44	projects and/or demonstration grant	
45	programs, a portion of which may be trans-	
46	ferred to state operations or to other	
47	entities as necessary to meet federal	
48	grant objectives .....	236,000
49	For the managed care consumer assistance	
50	program for the purpose of providing	
51	education, outreach, one-on-one coun-	
52	seling, monitoring of the implementation	
53	of medicare part D, and assistance with	
54	drug appeals and fair hearings related to	
55	medicare part D coverage for persons who	
56	are eligible for medical assistance and	
57	who are also beneficiaries under part D of	
58	title XVIII of the federal social security	
59	act and for participants of the elderly	
60	pharmaceutical insurance coverage program	
61	(EPIC) in accordance with the following:	
62	Medicare Rights Center .....	793,000

## OFFICE FOR THE AGING

## AID TO LOCALITIES 2012-13

1	New York StateWide Senior Action Council,	
2	Inc. ....	354,000
3	New York Legal Assistance Group .....	111,000
4	Legal Aid Society of New York .....	111,000
5	Selfhelp Community Services, Inc. ....	111,000
6	Empire Justice Center .....	155,000
7	Community Service Society .....	132,000
8	For services and expenses of the retired and	
9	senior volunteer program (RSVP) .....	216,500
10	For services and expenses of the EAC/Nassau	
11	senior respite program .....	118,500
12	For services and expenses of the home aides	
13	of central New York, Inc. senior respite	
14	program .....	71,000
15	For services and expenses of the New York	
16	foundation for senior citizens home shar-	
17	ing and respite care program .....	86,000
18	For services and expenses of the foster	
19	grandparents program .....	98,000
20	For services and expenses related to an	
21	elderly abuse education and outreach	
22	program in accordance with section 219 of	
23	the elder law funding priority shall be	
24	given to the renewal of existing contracts	
25	with the state office for the aging .....	245,000
26	For up to eight community empowerment initi-	
27	ative start up grants to enable communi-	
28	ties, neighborhoods, elders and families	
29	to develop their own supportive services	
30	that enable older persons to "age in	
31	place" and stay in their own neighborhoods	
32	.....	122,500
33	For additional services and expenses related	
34	to the enriched social adult day services	
35	demonstration project to help older New	
36	Yorkers age in place in the community	
37	while avoiding spend-down to medicaid. No	
38	more than eight and one half percent of	
39	the amount appropriated for such purpose	
40	may be expended by the office for the	
41	aging for services and expenses in	
42	connection with the evaluation of the	
43	demonstration project which shall be	
44	conducted by the center for functional	
45	assessment research (CFAR) at the univer-	
46	sity of Buffalo. An amount not to exceed	
47	10 percent of the allocation may be used	
48	for administration for the office .....	122,500
49	For services and expenses related to the	
50	congregate services initiative. No expend-	
51	itures shall be made from this appropri-	
52	ation until the director of the budget has	
53	approved a plan submitted by the office	
54	outlining the amounts and purposes of such	
55	expenditures and the allocation of funds	
56	among the counties .....	403,000
57	For services and expenses of New York State-	
58	wide Senior Action Council, Inc. for the	
59	patients' rights hotline and advocacy	
60	project .....	31,500
61	For services and expenses related to making	
62	improvements in the long term care system	

## OFFICE FOR THE AGING

## AID TO LOCALITIES 2012-13

1	for the point of entry initiatives, for	
2	the purposes of expanding and promoting a	
3	more coordinated level of care for the	
4	delivery of quality services in the commu-	
5	nity .....	3,350,000
6		-----
7	Program account subtotal .....	112,311,500
8		-----
9		
10	Special Revenue Funds - Federal	
11	Federal Health and Human Services Fund	
12	FHHS Aid to Localities Account	
13		
14	For programs provided under the titles of	
15	the federal older Americans act and other	
16	health and human services programs.	
17	Title III-b social services .....	26,000,000
18	Title III-c nutrition programs, including a	
19	suballocation to the department of health	
20	to be transferred to state operations for	
21	nutrition program activities .....	41,385,000
22	Title III-e caregivers .....	12,000,000
23	Health and human services programs .....	9,000,000
24	Nutrition services incentive program .....	17,000,000
25		-----
26	Program account subtotal .....	105,385,000
27		-----
28		
29	Special Revenue Funds - Federal	
30	Federal Operating Grants Fund	
31	Office for the Aging Federal Grants Account	
32		
33	For services and expenses related to the	
34	provision of aging services programs .....	600,000
35		-----
36	Program account subtotal .....	600,000
37		-----
38		
39	Special Revenue Funds - Federal	
40	Federal Operating Grants Fund	
41	Senior Community Service Employment Account	
42		
43	For the senior community service employment	
44	program provided under title V of the	
45	federal older Americans act .....	9,000,000
46		-----
47	Program account subtotal .....	9,000,000
48		-----
49		
50	Special Revenue Fund - Other	
51	Combined Gifts, Grants and Bequests Fund	
52	Aging Grants and Bequest Account	
53		
54	For services and expenses of the state	
55	office for the aging .....	980,000
56		-----
57	Program account subtotal .....	980,000
58		-----

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY SERVICES PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For services and expenses, including the payment of liabilities  
 8 incurred prior to April 1, 2011, associated with the supplemental  
 9 nutrition assistance program (SNAP), including a suballocation to  
 10 the department of agriculture and markets to be transferred to state  
 11 operations for administrative costs of the farmers market nutrition  
 12 program. No expenditure shall be made from this appropriation until  
 13 the director of the budget has approved a plan submitted by the  
 14 office outlining the amounts and purpose of such expenditures and  
 15 the allocation of funds among the counties .....  
 16 21,380,000 ..... (re. \$600,000)

17 For state aid grants to providers of respite services to the elderly.  
 18 Funding priority shall be given to the renewal of existing contracts  
 19 with the state office for the aging. No expenditures shall be made  
 20 from this appropriation until the director of the budget has  
 21 approved a plan submitted by the office outlining the amounts to be  
 22 distributed by provider ... 656,000 ..... (re. \$640,000)

23 For state aid grants to providers of social model adult day services.  
 24 Funding priority shall be given to the renewal of existing contracts  
 25 with the state office for the aging. No expenditures shall be made  
 26 from this appropriation until the director of the budget has  
 27 approved a plan submitted by the office outlining the amounts to be  
 28 distributed by provider ... 872,000 ..... (re. \$845,000)

29 For state aid grants to naturally occurring retirement communities  
 30 (NORC). Funding priority shall be given to the renewal of existing  
 31 contracts with the state office for the aging. No expenditures shall  
 32 be made from this appropriation until the director of the budget has  
 33 approved a plan submitted by the office outlining the amounts to be  
 34 distributed by provider ... 2,027,000 ..... (re. \$1,690,000)

35 For state aid grants to neighborhood naturally occurring retirement  
 36 communities (NNORC). Funding priority shall be given to the renewal  
 37 of existing contracts with the state office for the aging. No  
 38 expenditures shall be made from this appropriation until the  
 39 director of the budget has approved a plan submitted by the office  
 40 outlining the amounts to be distributed by provider .....  
 41 2,027,000 ..... (re. \$2,027,000)

42 For state matching funds for services and expenses to match federally  
 43 funded model projects and/or demonstration grant programs, a portion  
 44 of which may be transferred to state operations or to other entities  
 45 as necessary to meet federal grant objectives .....  
 46 236,000 ..... (re. \$236,000)

47 For the managed care consumer assistance program for the purpose of  
 48 providing education, outreach, one-on-one counseling, monitoring of  
 49 the implementation of medicare part D, and assistance with drug  
 50 appeals and fair hearings related to medicare part D coverage for  
 51 persons who are eligible for medical assistance and who are also  
 52 beneficiaries under part D of title XVIII of the federal social  
 53 security act and for participants of the elderly pharmaceutical  
 54 insurance coverage program (EPIC) in accordance with the following:

55 Medicare Rights Center ... 793,000 ..... (re. \$595,000)

56 New York StateWide Senior Action Council, Inc. ....  
 57 354,000 ..... (re. \$354,000)

58 New York Legal Assistance Group ... 111,000 ..... (re. \$57,000)

59 Legal Aid Society of New York ... 111,000 ..... (re. \$111,000)

60 Selfhelp Community Services, Inc. ... 111,000 ..... (re. \$111,000)

61 Empire Justice Center ... 155,000 ..... (re. \$155,000)

62 Community Service Society ... 132,000 ..... (re. \$132,000)



OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For up to eight community empowerment initiative start up grants to  
 2 enable communities, neighborhoods, elders and families to develop  
 3 their own supportive services that enable older persons to "age in  
 4 place" and stay in their own neighborhoods .....  
 5 122,500 ..... (re. \$122,500)  
 6 For additional services and expenses related to the enriched social  
 7 adult day services demonstration project to help older New Yorkers  
 8 age in place in the community while avoiding spend-down to medicaid.  
 9 No more than eight and one half percent of the amount appropriated  
 10 for such purpose may be expended by the office for the aging for  
 11 services and expenses in connection with the evaluation of the  
 12 demonstration project which shall be conducted by the center for  
 13 functional assessment research (CFAR) at the university of Buffalo.  
 14 An amount not to exceed 10 percent of the allocation may be used for  
 15 administration for the office ... 122,500 ..... (re. \$122,500)  
 16 For services and expenses of New York Statewide Senior Action Council,  
 17 Inc. for the patients' rights hotline and advocacy project .....  
 18 31,500 ..... (re. \$5,000)  
 19

20 By chapter 54, section 1, of the laws of 2010:  
 21 For state aid grants to providers of respite services to the elderly.  
 22 Funding priority shall be given to the renewal of existing contracts  
 23 with the state office for the aging. No expenditures shall be made  
 24 from this appropriation until the director of the budget has  
 25 approved a plan submitted by the office outlining the amounts to be  
 26 distributed by provider ... 656,000 ..... (re. \$264,000)  
 27 For state aid grants to providers of social model adult day services.  
 28 Funding priority shall be given to the renewal of existing contracts  
 29 with the state office for the aging. No expenditures shall be made  
 30 from this appropriation until the director of the budget has  
 31 approved a plan submitted by the office outlining the amounts to be  
 32 distributed by provider ... 872,000 ..... (re. \$270,000)  
 33 For state matching funds for services and expenses to match federally  
 34 funded model projects and/or demonstration grant programs, a portion  
 35 of which may be transferred to state operations or to other entities  
 36 as necessary to meet federal grant objectives .....  
 37 236,000 ..... (re. \$211,400)  
 38

39 Special Revenue Funds - Federal  
 40 Federal Health and Human Services Fund  
 41 FHHS Aid to Localities Account  
 42

43 By chapter 53, section 1, of the laws of 2011:  
 44 For programs provided under the titles of the federal older Americans  
 45 act and other health and human services programs.  
 46 Title III-b social services ... 26,000,000 ..... (re. \$25,000,000)  
 47 Title III-c nutrition programs, including a suballocation to the  
 48 department of health to be transferred to state operations for  
 49 nutrition program activities ... 41,385,000 ..... (re. \$35,000,000)  
 50 Title III-e caregivers ... 12,000,000 ..... (re. \$12,000,000)  
 51 Health and human services programs ... 8,000,000 .... (re. \$7,420,000)  
 52 Nutrition services incentive program .....  
 53 17,000,000 ..... (re. \$12,485,000)  
 54

55 By chapter 54, section 1, of the laws of 2010:  
 56 For programs provided under the titles of the federal older Americans  
 57 act and other health and human services programs.  
 58 Title III-b social services ... 26,000,000 ..... (re. \$10,192,000)  
 59 Title III-e caregivers ... 12,000,000 ..... (re. \$7,122,000)  
 60 Health and human services programs ... 7,000,000 .... (re. \$3,342,000)  
 61 Nutrition services incentive program .....  
 62 16,000,000 ..... (re. \$7,160,000)

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1  
2 By chapter 54, section 1, of the laws of 2010, as amended by chapter 53,  
3 section 1, of the laws of 2011:  
4 Title III-c nutrition programs, including a suballocation to the  
5 department of health to be transferred to state operations for  
6 nutrition program activities ... 41,000,000 ..... (re. \$359,000)  
7  
8 By chapter 54, section 1, of the laws of 2009:  
9 For programs provided under the titles of the federal older Americans  
10 act and other health and human services programs.  
11 Health and human services programs ... 5,000,000 ..... (re. \$151,000)  
12  
13 Special Revenue Funds - Federal  
14 Federal Operating Grants Fund  
15 Office for the Aging Federal Grants Account  
16  
17 By chapter 53, section 1, of the laws of 2011:  
18 For services and expenses related to the provision of aging services  
19 programs ... 600,000 ..... (re. \$600,000)  
20  
21 Special Revenue Funds - Federal  
22 Federal Operating Grants Fund  
23 Senior Community Service Employment Account  
24  
25 By chapter 53, section 1, of the laws of 2011:  
26 For the senior community service employment program provided under  
27 title V of the federal older Americans act .....  
28 9,000,000 ..... (re. \$7,000,000)  
29  
30 By chapter 54, section 1, of the laws of 2010:  
31 For the senior community service employment program provided under  
32 title V of the federal older Americans act .....  
33 7,000,000 ..... (re. \$21,000)

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	16,630,000	21,039,000
6 Special Revenue Funds - Federal ....	20,000,000	60,000,000
	-----	-----
8 All Funds .....	36,630,000	81,039,000
	=====	=====

10

11 SCHEDULE

13 AGRICULTURAL BUSINESS SERVICES PROGRAM .....	36,630,000
14	-----

15

16 General Fund  
17 Local Assistance Account

18

19 New York federation of growers and process-	
20 ors agribusiness child development program	
21 .....	6,521,000
22 New York state veterinary diagnostic labora-	
23 tory at Cornell university animal health	
24 surveillance and control program .....	3,750,000
25 New York state veterinary diagnostic labora-	
26 tory at Cornell university quality milk	
27 production services program .....	1,174,000
28 New York state veterinary diagnostic labora-	
29 tory at Cornell university New York state	
30 cattle health assurance program .....	360,000
31 New York state veterinary diagnostic labora-	
32 tory at Cornell university Johnes disease	
33 program .....	480,000
34 New York state veterinary diagnostic labora-	
35 tory at Cornell university rabies program.	50,000
36 New York state veterinary diagnostic labora-	
37 tory at Cornell university Avian disease	
38 program .....	252,000
39 Cornell university farm family assistance ..	384,000
40 Cornell university integrated pest manage-	
41 ment .....	500,000
42 Notwithstanding any other provision of law,	
43 subject to the approval of the director of	
44 the budget, up to the amount appropriated	
45 herein shall be available for Cornell	
46 university Geneva experiment station for	
47 state seed inspection program .....	128,000
48 Cornell university golden nematode program .	62,000
49 Cornell university future farmers of America	
50 .....	192,000
51 Cornell university agriculture in the class-	
52 room .....	80,000
53 Cornell university association of agricul-	
54 tural educators .....	66,000
55 New York state apple growers association ...	206,000
56 New York wine and grape foundation .....	713,000
57 New York farm viability institute .....	400,000

58 For services and expenses of programs to  
59 promote dairy excellence, including but  
60 not limited to programs at Cornell Univer-  
61 sity. Notwithstanding any other provision  
62 of law, the director of the budget is

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

1	hereby authorized to transfer up to	
2	\$150,000 of this appropriation to state	
3	operations for programs including adminis-	
4	tration of dairy profit teams .....	150,000
5	For reimbursement for the promotion of agri-	
6	culture and domestic arts in accordance	
7	with article 24 of the agriculture and	
8	markets law .....	340,000
9	Cornell university pro-dairy program .....	822,000
10		-----
11	Program account subtotal .....	16,630,000
12		-----
13		
14	Special Revenue Funds - Federal	
15	Federal USDA-Food and Nutrition Services Fund	
16	Federal Agriculture and Markets Account	
17		
18	For services and expenses of non-point	
19	source pollution control, farmland preser-	
20	vation, and other agricultural programs	
21	including suballocation to other state	
22	departments and agencies including liabil-	
23	ities incurred prior to April 1, 2012.	
24	Notwithstanding section 51 of the state	
25	finance law and any other provision of law	
26	to the contrary, the funds appropriated	
27	herein may be increased or decreased by	
28	transfer from/to appropriations for any	
29	prior or subsequent grant period within	
30	the same federal fund/program and between	
31	state operations and aid to localities to	
32	accomplish the intent of this appropri-	
33	ation, as long as such corresponding	
34	prior/subsequent grant periods within such	
35	appropriations have been reappropriated as	
36	necessary .....	20,000,000
37		-----
38	Program account subtotal .....	20,000,000
39		-----

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AGRICULTURAL BUSINESS SERVICES PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 New York federation of growers and processors agribusiness child  
8 development program ... 6,521,000 ..... (re. \$2,564,000)  
9 New York state veterinary diagnostic laboratory at Cornell university  
10 animal health surveillance and control program .....  
11 3,750,000 ..... (re. \$3,750,000)  
12 New York state veterinary diagnostic laboratory at Cornell university  
13 quality milk promotion services program .....  
14 1,174,000 ..... (re. \$1,174,000)  
15 New York state veterinary diagnostic laboratory at Cornell university  
16 New York state cattle health assurance program .....  
17 360,000 ..... (re. \$360,000)  
18 New York state veterinary diagnostic laboratory at Cornell university  
19 Johnes disease program ... 480,000 ..... (re. \$480,000)  
20 New York state veterinary diagnostic laboratory at Cornell university  
21 rabies program ... 150,000 ..... (re. \$150,000)  
22 New York state veterinary diagnostic laboratory at Cornell university  
23 Avian disease program ... 252,000 ..... (re. \$252,000)  
24 Cornell university farm family assistance .....  
25 384,000 ..... (re. \$384,000)  
26 Cornell university integrated pest mangement .....  
27 500,000 ..... (re. \$500,000)  
28 Cornell university Geneva experiment for state seed inspection program  
29 ... 128,000 ..... (re. \$128,000)  
30 Cornell university golden nematode program .....  
31 62,000 ..... (re. \$62,000)  
32 Cornell university future farmers of America .....  
33 192,000 ..... (re. \$192,000)  
34 Cornell university agriculture in the classroom .....  
35 80,000 ..... (re. \$80,000)  
36 Cornell university association of agricultural educators .....  
37 66,000 ..... (re. \$66,000)  
38 New York wine and grape foundation ... 713,000..... (re. \$416,000)  
39 New York farm viability institute ... 1,221,000 ..... (re. \$1,221,000)  
40 For services and expenses of programs to promote dairy excellence,  
41 including but not limited to programs at Cornell University.  
42 Notwithstanding any other provision of law, the director of the  
43 budget is hereby authorized to transfer up to \$150,000 of this  
44 appropriation to state operations for programs including  
45 administration of dairy profit teams ... 150,000 ..... (re. \$150,000)  
46 For reimbursement for the promotion of agriculture and domestic arts  
47 in accordance with article 24 of the agriculture and markets law ...  
48 340,000 ..... (re. \$340,000)  
49 Maple producers association for programs to promote maple syrup .....  
50 100,000 ..... (re. \$100,000)  
51  
52 By chapter 55, section 1, of the laws of 2010:  
53 New York farm viability institute ... 400,000 ..... (re. \$400,000)  
54 For services and expenses of programs to promote dairy excellence,  
55 including but not limited to programs at Cornell University.  
56 Notwithstanding any other provision of law, the director of the  
57 budget is hereby authorized to transfer up to \$150,000 of this  
58 appropriation to state operations for programs including adminis-  
59 tration of dairy profit teams ... 150,000 ..... (re. \$150,000)  
60 Cornell university future farmers of America .....  
61 192,000 ..... (re. \$120,000)  
62

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Cornell university agriculture in the classroom .....  
2 80,000 ..... (re. \$28,000)  
3 Cornell university association of agricultural educators .....  
4 66,000 ..... (re. \$25,000)  
5 For services and expenses related to establishing, improving, and  
6 promoting farmer's markets in Monroe, Ontario, Livingston, Orleans,  
7 Genesee, Wyoming, Steuben, Yates and Wayne counties, in accordance  
8 with a programmatic and financial plan submitted by the commissioner  
9 of agriculture and markets and approved by the director of the budg-  
10 et. No moneys of this appropriation shall be made available until  
11 the Genesee valley regional market authority makes a transfer to the  
12 general fund of the state, as provided for in a chapter of the laws  
13 of 2010 ... 3,000,000 ..... (re. \$2,995,000)  
14  
15 By chapter 55, section 1, of the laws of 2009:  
16 For services and expenses of programs to promote agricultural economic  
17 development, including but not limited to farmland viability, in  
18 accordance with a programmatic and financial plan to be approved by  
19 the director of the budget. Notwithstanding any other provision of  
20 law, the director of the budget is hereby authorized to transfer up  
21 to \$600,000 of this appropriation to state operations .....  
22 600,000 ..... (re. \$600,000)  
23 New York farm viability institute ... 400,000 ..... (re. \$400,000)  
24 For additional services and expenses of the New York farm viability  
25 institute ... 2,842,000 ..... (re. \$1,413,000)  
26 Center for dairy excellence administered by the New York farm viabil-  
27 ity institute ... 200,000 ..... (re. \$175,000)  
28 For additional services and expenses of the center for dairy excel-  
29 lence administered by the New York farm viability institute .....  
30 176,000 ..... (re. \$22,000)  
31 New York state veterinary diagnostic laboratory at Cornell university  
32 New York state cattle health assurance program .....  
33 360,000 ..... (re. \$31,000)  
34 For services and expenses of apiary inspection. Notwithstanding any  
35 other provision of law, the director of the budget is hereby author-  
36 ized to transfer up to \$200,000 of this appropriation to state oper-  
37 ations ... 200,000 ..... (re. \$148,000)  
38 Cornell university agriculture in the classroom .....  
39 112,000 ..... (re. \$17,000)  
40  
41 By chapter 55, section 1, of the laws of 2009, as amended by chapter 55,  
42 section 1, of the laws of 2010:  
43 For services and expenses of an organic farming program.  
44 Notwithstanding any other provision of law, the director of the budget  
45 is hereby authorized to transfer up to 96,000 of this appropriation  
46 to state operations ... 96,000 ..... (re. \$96,000)  
47  
48 By chapter 55, section 1, of the laws of 2008:  
49 center for dairy excellence administered by the New York farm viabil-  
50 ity institute ... 245,000 ..... (re. \$29,000)  
51 For services and expenses of apiary inspection. Notwithstanding any  
52 other provision of law, the director of the budget is hereby author-  
53 ized to transfer up to \$392,000 of this appropriation to state oper-  
54 ations ... 392,000 ..... (re. \$148,000)  
55  
56 By chapter 55, section 1, of the laws of 2008, as amended by chapter  
57 496, section 6, of the laws of 2008:  
58 For services and expenses of programs to promote agricultural economic  
59 development, including but not limited to farmland viability, in  
60 accordance with a programmatic and financial plan to be approved by  
61 the director of the budget. Notwithstanding any other provision of  
62 law, the director of the budget is hereby authorized to transfer up

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 to \$2,357,000 of this appropriation to state operations, provided,  
2 however, that the amount of this appropriation available for expend-  
3 iture and disbursement on and after September 1, 2008 shall be  
4 reduced by six percent of the amount that was undisbursed as of  
5 August 15, 2008 ... 1,809,000 ..... (re. \$1,125,000)

6  
7 By chapter 55, section 1, of the laws of 2008, as amended by chapter 1,  
8 section 4, of the laws of 2009:

9 For services and expenses of the plum pox virus eradication and indem-  
10 nity program. Notwithstanding any other provision of law, the direc-  
11 tor of the budget is hereby authorized to transfer up to \$376,000 of  
12 this appropriation to state operations .....  
13 376,000 ..... (re. \$376,000)

14  
15 By chapter 55, section 1, of the laws of 2007:  
16 For services and expenses of programs to promote agricultural economic  
17 development, including but not limited to farmland viability, in  
18 accordance with a programmatic and financial plan to be approved by  
19 the director of the budget. Notwithstanding any other provision of  
20 law, the director of the budget is hereby authorized to transfer up  
21 to \$1,117,000 of this appropriation to state operations .....  
22 1,117,000 ..... (re. \$68,000)

23 For additional services and expenses of programs to promote agricul-  
24 tural economic development, including but not limited to farmland  
25 viability, in accordance with a programmatic and financial plan to  
26 be approved by the director of the budget. Notwithstanding any other  
27 provision of law, the director of the budget is hereby authorized to  
28 transfer up to \$118,000 of this appropriation to state operations  
29 ... 118,000 ..... (re. \$118,000)

30 For services and expenses of the center for dairy excellence adminis-  
31 tered by the New York state farm viability institute .....  
32 750,000 ..... (re. \$53,000)

33  
34 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,  
35 section 1, of the laws of 2008:

36 For services and expenses of the plum pox virus eradication and indem-  
37 nity program. Notwithstanding any other provision of law, the direc-  
38 tor of the budget is hereby authorized to transfer up to \$500,000 of  
39 this appropriation to state operations .....  
40 500,000 ..... (re. \$76,000)

41  
42 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,  
43 section 1, of the laws of 2010:

44 For additional services and expenses of the farm viability institute  
45 ... 400,000 ..... (re. \$57,000)

46  
47 Special Revenue Funds - Federal  
48 Federal USDA-Food and Nutrition Services Fund  
49 Federal Agriculture and Markets Account

50  
51 By chapter 53, section 1, of the laws of 2011:  
52 For services and expenses of non-point source pollution control,  
53 farmland preservation, and other agricultural programs including  
54 suballocation to other state departments and agencies including  
55 liabilities incurred prior to April 1, 2011. Notwithstanding section  
56 51 of the state finance law and any other provision of law to the  
57 contrary, the funds appropriated herein may be increased or  
58 decreased by transfer from/to appropriations for any prior or  
59 subsequent grant period within the same federal fund/program and  
60 between state operations and aid to localities to accomplish the  
61 intent of this appropriation, as long as such corresponding

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 prior/subsequent grant periods within such appropriations have been  
2 reappropriated as necessary ... 20,000,000 ..... (re. \$20,000,000)

3

4 By chapter 55, section 1, of the laws of 2010:

5 For services and expenses of non-point source pollution control, farm-  
6 land preservation, and other agricultural programs including subal-  
7 location to other state departments and agencies including liabil-  
8 ities incurred prior to April 1, 2010. Notwithstanding section 51 of  
9 the state finance law and any other provision of law to the contra-  
10 ry, the funds appropriated herein may be increased or decreased by  
11 transfer from/to appropriations for any prior or subsequent grant  
12 period within the same federal fund/program and between state oper-  
13 ations and aid to localities to accomplish the intent of this appro-  
14 priation, as long as such corresponding prior/subsequent grant peri-  
15 ods within such appropriations have been reappropriated as necessary  
16 ... 20,000,000 ..... (re. \$20,000,000)

17

18 By chapter 55, section 1, of the laws of 2009:

19 For services and expenses of non-point source pollution control, farm-  
20 land preservation, and other agricultural programs including subal-  
21 location to other state departments and agencies including liabil-  
22 ities incurred prior to April 1, 2009. Notwithstanding section 51 of  
23 the state finance law and any other provision of law to the contra-  
24 ry, the funds appropriated herein may be increased or decreased by  
25 transfer from/to appropriations for any prior or subsequent grant  
26 period within the same federal fund/program and between state oper-  
27 ations and aid to localities to accomplish the intent of this appro-  
28 priation, as long as such corresponding prior/subsequent grant peri-  
29 ods within such appropriations have been reappropriated as necessary  
30 ... 20,000,000 ..... (re. \$20,000,000)



COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	31,855,000	28,667,000
6 Special Revenue Funds - Federal ....	1,413,000	6,827,000
7 Special Revenue Funds - Other .....	196,000	0
	-----	-----
9 All Funds .....	33,464,000	35,494,000
	=====	=====

12 SCHEDULE

14 ADMINISTRATION PROGRAM ..... 33,244,000

17 General Fund  
18 Local Assistance Account

20 For state financial assistance for the arts.

21 This appropriation may be used for state  
22 financial assistance to nonprofit cultural  
23 organizations offering services to the  
24 general public, including but not limited  
25 to, orchestras, dance companies, museums  
26 and theatre groups including nonprofit  
27 cultural organizations, botanical gardens,  
28 zoos, aquariums and public benefit corpo-  
29 rations offering programs of arts  
30 including but not limited to those related  
31 to education for elementary and secondary  
32 school pupils. Such programs may include  
33 activities directly undertaken by the  
34 grantee, or indirectly by regranteeing of  
35 state funds by regional or local arts  
36 councils, among other organizations, to  
37 nonprofit cultural organizations.

38 Grants, including capital grants, awarded  
39 may be used for programs and activities  
40 relating to arts disciplines including,  
41 but not limited to, architecture, dance,  
42 design, music, theater, media, literature,  
43 museum activities, visual arts, folk arts,  
44 and arts in education programs ..... 31,635,000

45 -----  
46 Program account subtotal ..... 31,635,000  
47 -----

49 Special Revenue Funds - Federal  
50 Federal Operating Grants Fund  
51 Council on the Arts Account

53 For financial assistance to nonprofit  
54 cultural organizations ..... 1,413,000

55 -----  
56 Program account subtotal ..... 1,413,000  
57 -----

59 Special Revenue Funds - Other  
60 Arts Capital Revolving Fund  
61 Arts Capital Revolving Account

COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

1	For services and expenses of the arts capi-		
2	tal revolving loan fund .....	196,000	
3		-----	
4	Program account subtotal .....	196,000	
5		-----	
6			
7	EMPIRE STATE PLAZA PERFORMING ARTS CENTER CORPORATION		
8	PROGRAM .....		220,000
9			-----
10			
11	General Fund		
12	Local Assistance Account		
13			
14	For state financial assistance for the		
15	empire state plaza performing arts center		
16	corporation .....	220,000	
17		-----	

COUNCIL ON THE ARTS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For state financial assistance for the arts. This appropriation may be  
8 used for state financial assistance to nonprofit cultural  
9 organizations offering services to the general public, including but  
10 not limited to, orchestras, dance companies, museums and theatre  
11 groups including nonprofit cultural organizations, botanical  
12 gardens, zoos, aquariums and public benefit corporations offering  
13 programs of arts related education for elementary and secondary  
14 school pupils. Such programs may include activities directly  
15 undertaken by the grantee, or indirectly by regranting of state  
16 funds by regional or local arts councils, among other organizations,  
17 to nonprofit cultural organizations.  
18 Grants, including capital grants, awarded may be used for programs and  
19 activities relating to arts disciplines including, but not limited  
20 to, architecture, dance, design, music, theater, media, literature,  
21 museum activities, visual arts, folk arts, and arts in education  
22 programs ... 31,635,000 ..... (re. \$28,667,000)  
23  
24 Special Revenue Funds - Federal  
25 Federal Operating Grants Fund  
26 Council on the Arts Account  
27  
28 By chapter 53, section 1, of the laws of 2011:  
29 For financial assistance to nonprofit cultural organizations .....  
30 2,413,000 ..... (re. \$2,413,000)  
31  
32 By chapter 53, section 1, of the laws of 2010:  
33 For financial assistance to nonprofit cultural organizations .....  
34 2,413,000 ..... (re. \$1,450,000)  
35  
36 By chapter 53, section 1, of the laws of 2009:  
37 For financial assistance to nonprofit cultural organizations .....  
38 2,413,000 ..... (re. \$1,598,000)  
39  
40 By chapter 53, section 1, of the laws of 2008:  
41 For financial assistance to nonprofit cultural organizations .....  
42 1,413,000 ..... (re. \$633,000)  
43  
44 By chapter 53, section 1, of the laws of 2007:  
45 For financial assistance to nonprofit cultural organizations for the  
46 grant period July 1, 2007 to June 30, 2008 .....  
47 1,513,000 ..... (re. \$733,000)

DEPARTMENT OF AUDIT AND CONTROL

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	32,025,000	0
6		-----	-----
7	All Funds .....	32,025,000	0
8		=====	=====

9

SCHEDULE

10			
11			
12	STATE OPERATIONS PROGRAM .....		32,025,000
13			-----

14

15 General Fund  
 16 Local Assistance Account

17

18 For state reimbursements to cities, towns,  
 19 or villages for payments made for special  
 20 accidental death benefits made pursuant to  
 21 section 208-f of the general municipal  
 22 law, including the payment of liabilities  
 23 incurred prior to April 1, 2012 and for  
 24 state reimbursement to New York city for  
 25 payments made for special accidental death  
 26 benefits to beneficiaries of first respon-  
 27 ders to the world trade center attack made  
 28 pursuant to section 208-f of the general  
 29 municipal law, including the payment of  
 30 liabilities incurred prior to April 1,  
 31 2012. Notwithstanding the provisions of  
 32 any other law to the contrary, for state  
 33 fiscal year 2012-2013 the liability of the  
 34 state and the amount to be distributed or  
 35 otherwise expended by the state pursuant  
 36 to section 208-f of the general municipal  
 37 law shall be limited to the amount appro-  
 38 priated ..... 32,025,000

39

-----

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	1,295,976,990	0
6		-----	-----
7	All Funds .....	1,295,976,990	0
8		=====	=====

9

SCHEDULE

10			
11			
12	CITY UNIVERSITY--COMMUNITY COLLEGES .....		184,110,790
13			-----

14

15 General Fund  
 16 Local Assistance Account

17

18 OPERATING ASSISTANCE

19

20 For state financial assistance, net of  
 21 disallowances, for operating expenses of  
 22 community colleges to be expended pursuant  
 23 to regulations developed jointly by the  
 24 state university trustees and the city  
 25 university trustees and approved by the  
 26 director of the budget, and shall include  
 27 funds available on a matching basis to  
 28 implement programs for the provision of  
 29 education and training services to indi-  
 30 viduals eligible under the federal  
 31 personal responsibility and work opportu-  
 32 nity reconciliation act of 1996.

33 Notwithstanding any other provision of law,  
 34 rule or regulation, aid payable from this  
 35 appropriation to community colleges shall  
 36 be distributed to the colleges according  
 37 to guidelines established by the city  
 38 university trustees.

39 Notwithstanding any other law, rule, or  
 40 regulation to the contrary, full funding  
 41 for aidable community college enrollment  
 42 for the college fiscal year 2012-13 and  
 43 heretofore as provided under this appro-  
 44 priation is determined by the operating  
 45 aid formulas defined in rules and regu-  
 46 lations developed jointly by the boards of  
 47 trustees of the state and city universi-  
 48 ties and approved by the director of the  
 49 budget provided that the local sponsor may  
 50 use funds contained in reserves for excess  
 51 student revenue for operating support of a  
 52 community college program even though said  
 53 expenditures may cause expenses and  
 54 student revenues to exceed one-third of  
 55 the college's net operating budget for the  
 56 college fiscal year 2012-13 provided that  
 57 such funds do not cause the college's  
 58 revenue from the local sponsor's contrib-  
 59 ution in aggregate to be less than the  
 60 comparable amounts for the previous commu-  
 61 nity college fiscal year and further  
 62 provided that pursuant to standards and

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 regulations of the state university trus-  
 2 tees and the city university trustees for  
 3 the college fiscal year 2012-13, community  
 4 colleges may increase tuition and fees  
 5 above that allowable under current educa-  
 6 tion law if such standards and regulations  
 7 require that in order to exceed the  
 8 tuition limit otherwise set forth in the  
 9 education law, local sponsor contributions  
 10 either in the aggregate or for each full-  
 11 time equivalent student shall be no less  
 12 than the comparable amounts for the previ-  
 13 ous community college fiscal year ..... 172,287,300

14  
15 CATEGORICAL PROGRAMS

16  
 17 For the payment of aid for community college  
 18 categorical programs to be distributed to  
 19 the colleges according to guidelines  
 20 established by the city university trus-  
 21 tees:  
 22 For services and expenses related to the  
 23 establishment, renovation, alteration,  
 24 expansion, improvement or operation of  
 25 child care centers for the benefit of  
 26 students at the community college campuses  
 27 of the city university of New York,  
 28 provided that matching funds of at least  
 29 35 percent from nonstate sources be made  
 30 available ..... 813,100  
 31 For payment of rental aid ..... 8,247,000  
 32 For state financial assistance for community  
 33 college contract courses and work force  
 34 development ..... 1,880,000  
 35 For student financial assistance to expand  
 36 opportunities in the community colleges of  
 37 the city university for the educationally  
 38 and economically disadvantaged in accord-  
 39 ance with section 6452 of the education  
 40 law ..... 883,390  
 41 -----

42  
 43 CITY UNIVERSITY--SENIOR COLLEGES ..... 1,104,866,200  
 44 -----

45  
 46 General Fund  
 47 Local Assistance Account

48  
49 CITY UNIVERSITY--SENIOR COLLEGE PROGRAMS

50  
 51 For the costs of the state share, as  
 52 prescribed herein, as reimbursement to the  
 53 city of New York to be paid during the  
 54 state fiscal year beginning April 1, 2012  
 55 for the operating expenses of the senior  
 56 college approved programs and services of  
 57 the city university of New York as defined  
 58 in section 6230 of the education law.  
 59 Notwithstanding paragraphs 3 and 4 of subdi-  
 60 vision A of section 6221 of the education  
 61 law, the amount appropriated herein shall  
 62 constitute the maximum state payment for

## CITY UNIVERSITY OF NEW YORK

## AID TO LOCALITIES 2012-13

1 the 2012-13 state fiscal year beginning  
2 April 1, 2012 to the city of New York, of  
3 which \$428,000,000 is a state liability to  
4 the city for the period beginning April 1,  
5 2012 through June 30, 2013, for reimburse-  
6 ment of costs incurred by the city at any  
7 time during the 2011-12 academic year.

8 Notwithstanding any inconsistent provision  
9 of law, the dormitory authority of the  
10 state of New York may issue bonds for the  
11 purpose of reimbursing equipment disburse-  
12 ments subject to subdivision 14 of section  
13 1680 of the public authorities law and  
14 upon transfer of bond proceeds for equip-  
15 ment disbursements, from the city univer-  
16 sity special revenue fund, facilities and  
17 planning income reimbursable account (NA)  
18 to an account of the city of New York, the  
19 general fund appropriations herein shall  
20 be reduced by amounts equivalent to such  
21 transfers but in no event less than  
22 \$20,000,000 for the 12-month period begin-  
23 ning July 1, 2012; the transfer of such  
24 bond proceeds shall immediately and equiv-  
25 alently reduce the general fund amounts  
26 appropriated herein; and the portions of  
27 such general fund appropriations so  
28 affected shall have no further force or  
29 effect.

30 The state share of operating expenses, a  
31 portion of which is appropriated herein as  
32 reimbursement to New York city, shall be  
33 an amount equal to the net operating  
34 expenses of the senior college approved  
35 programs and services which shall equal  
36 the total operating expenses of approved  
37 programs and services less:

- 38 (a) all excess tuition and instructional  
39 and noninstructional fees attributable  
40 to the senior colleges received from the  
41 city university construction fund;
- 42 (b) miscellaneous revenue and fees,  
43 including bad debt recoveries and income  
44 fund reimbursable cost recoveries;
- 45 (c) pursuant to section 6221 of the educa-  
46 tion law, a representative share of the  
47 operating costs of those activities  
48 within central administration and univ-  
49 ersity-wide programs which, as deter-  
50 mined by the state budget director,  
51 relate jointly to the senior colleges  
52 and community colleges, and New York  
53 city support for associate degree  
54 programs at the College of Staten Island  
55 and Medgar Evers College and notwith-  
56 standing any other provision of law,  
57 rule or regulation, New York city  
58 support for associate degree programs at  
59 New York city college of technology and  
60 John Jay college, with such support  
61 based on the 2009-10 full-time equiv-  
62 alent (FTE) associate degree enrollments

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 at these campuses and calculated using  
2 the New York city contribution per city  
3 university community college FTE in the  
4 2009-10 base year, totaling \$32,275,000.  
5 Items (a) and (b) of the foregoing shall be  
6 hereafter referred to as the senior  
7 college revenue offset, and item (c) as  
8 the central administration and university  
9 - wide programs offset.  
10 In no event shall the state support for the  
11 operating expenses of the senior college  
12 approved programs and services for the  
13 12-month period beginning July 1, 2012  
14 exceed \$1,119,266,900 ..... 1,104,366,200  
15 For services and expenses of the Joseph  
16 Murphy Institute ..... 500,000  
17 -----  
18  
19 CITY UNIVERSITY--SENIOR COLLEGE PENSION PAYMENTS ..... 2,000,000  
20 -----  
21  
22 General Fund  
23 Local Assistance Account  
24  
25 For payment of financial assistance to the  
26 city of New York for certain costs of  
27 retirement incentive programs and other  
28 liabilities attributable to employee  
29 retirement systems and for special pension  
30 payments attributable to employees of the  
31 senior colleges of the city university of  
32 New York pursuant to chapters 975, 976,  
33 and 977 of the laws of 1977, in accordance  
34 with section 6231 of the education law and  
35 chapter 958 of the laws of 1981, as  
36 amended ..... 2,000,000  
37 -----  
38  
39 METROPOLITAN COMMUTER TRANSPORTATION MOBILITY TAX ..... 5,000,000  
40 -----  
41  
42 General Fund  
43 Local Assistance Account  
44  
45 For payment of the metropolitan commuter  
46 transportation mobility tax pursuant to  
47 article 23 of the tax law as amended by  
48 chapter 25 of the laws of 2009 for the  
49 period July 1, 2012 to June 30, 2013 on  
50 behalf of those senior college employees  
51 employed in the commuter transportation  
52 district. Notwithstanding any other law to  
53 the contrary, this appropriation may not  
54 be decreased by interchange with any other  
55 appropriation ..... 5,000,000  
56 -----



DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	20,171,000	6,779,000
6 Internal Service Funds .....	11,000,000	13,800,000
	-----	-----
8 All Funds .....	31,171,000	20,579,000
	=====	=====

10

11 SCHEDULE

13 COMMUNITY SUPERVISION PROGRAM .....	16,971,000
	-----

14

15 General Fund  
16 Local Assistance Account

18

19 For payment of services and expenses relat-  
20 ing to the operation of a program with the  
21 center for employment opportunities to  
22 assist with vocational or employment  
23 skills training or the attainment of  
24 employment ..... 1,029,000

25 For costs associated with the provision of  
26 treatment, residential stabilization and  
27 other related services for offenders in  
28 the community, including residential  
29 stabilization for sex offenders, pursuant  
30 to existing contracts or to be distributed  
31 through a competitive process ..... 4,942,000

32 -----  
33 Program account subtotal ..... 5,971,000  
34 -----

35

36 Internal Service Funds  
37 Miscellaneous Internal Service Fund  
38 Neighborhood Work Project Account

39

40 For services and expenses related to estab-  
41 lishing and administering a vocational  
42 training program for parolees, other  
43 offenders, or former inmates from city of  
44 New York jails participating in community  
45 based programs with the center for employ-  
46 ment opportunities. Notwithstanding any  
47 other provision of law to the contrary,  
48 the chairman of the board of parole, or a  
49 designated officer of the department of  
50 corrections and community supervision may  
51 authorize participants to perform service  
52 projects at sites made available by any  
53 state or local government or public bene-  
54 fit corporation ..... 11,000,000

55 -----  
56 Program account subtotal ..... 11,000,000  
57 -----

58

59

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES 2012-13

1	HEALTH SERVICES PROGRAM .....	14,000,000
2		-----
3		
4	General Fund	
5	Local Assistance Account	
6		
7	Notwithstanding any inconsistent provision	
8	of law, the money hereby appropriated may	
9	be used for the payment of prior year lia-	
10	bilities and may be increased or decreased	
11	by interchange or transfer with any other	
12	general fund appropriation within the dep-	
13	artment of corrections and community sup-	
14	ervision with the approval of the director	
15	of the budget. A portion of these funds	
16	may be transferred or sub-allocated to the	
17	department of health or other state	
18	agencies.	
19	For the state share of medical assistance	
20	services expenses incurred by the depart-	
21	ment of corrections and community super-	
22	vision related to the provision of medical	
23	assistance services to inmates .....	14,000,000
24		-----
25		
26	SUPPORT SERVICES PROGRAM .....	200,000
27		-----
28		
29	General Fund	
30	Local Assistance Account	
31		
32	For services and expenses of localities for	
33	the housing and board of felony offenders	
34	pursuant to section 601-c of the	
35	correction law .....	200,000
36		-----

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 SUPPORT SERVICES PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 50, section 1, of the laws of 2008, as amended by chapter  
7 496, section 1, of the laws of 2008:

8 For services and expenses of localities for the housing and board of  
9 coram nobis prisoners in accordance with section 601-b of the  
10 correction law, felony offenders in accordance with subdivision 2 of  
11 section 601-c of the correction law, and prisoners pursuant to  
12 section 95 of the correction law. Notwithstanding any other  
13 provision of law to the contrary, payments certified to the commis-  
14 sioner by the appropriate local official for the care of such pris-  
15 oners and made pursuant to this appropriation for liabilities  
16 incurred on or after September 1, 2008 shall be paid at the follow-  
17 ing per day per capita rates: per diem per capita reimbursement  
18 pursuant to section 601-b of the correction law shall not exceed  
19 \$18.80, and per diem per capita reimbursement pursuant to subdivi-  
20 sion 2 of section 601-c of the correction law shall not exceed  
21 \$37.60 ... 5,880,000 ..... (re. \$5,779,000)

22

23 COMMUNITY SUPERVISION PROGRAM

24

25 General Fund

26 Local Assistance Account

27

28 By chapter 50, section 1, of the laws of 2010, as transferred by chapter  
29 53, section 1, of the laws of 2011:

30 Notwithstanding the provisions of section 259-i of the executive law,  
31 payments made pursuant to this appropriation for liabilities  
32 incurred on or after April 1, 2006, but prior to September 1, 2008,  
33 shall be paid by the state at the actual per day per capita cost, as  
34 certified to the commissioner of correctional services by the appro-  
35 priate local official, for the care of such prisoners; provided  
36 however, such per diem per capita reimbursement for such period  
37 pursuant to subdivision 3 of section 259-i of the executive law  
38 shall not exceed \$40 and for such per diem per capita reimbursement  
39 for the period on or after September 1, 2008 but prior to April 1,  
40 2009 pursuant to subdivision 3 of section 259-i of the executive law  
41 shall not exceed \$37.60 ... 5,000,000 ..... (re. \$1,000,000)

42

43 Internal Service Funds

44 Miscellaneous Internal Service Fund

45 Neighborhood Work Project Account

46

47 By chapter 50, section 1, of the laws of 2011:

48 For services and expenses related to establishing and administering a  
49 vocational training program for parolees, other offenders, or former  
50 inmates from city of New York jails participating in community based  
51 programs with the center for employment opportunities. Notwith-  
52 standing any other provision of law to the contrary, the chairman of  
53 the board of parole, or a designated officer of the department of  
54 corrections and community supervision may authorize participants to  
55 perform service projects at sites made available by any state or  
56 local government or public benefit corporation .....  
57 11,000,000 ..... (re. \$7,500,000)

58

59

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2010, as transferred by chapter  
2 53, section 1, of the laws of 2011:  
3 For services and expenses related to establishing and administering a  
4 vocational training program for parolees, other offenders, or former  
5 inmates from city of New York jails participating in community based  
6 programs with the center for employment opportunities. Notwith-  
7 standing any other provision of law to the contrary, the chairman of  
8 the board of parole, or a designated officer of the division of  
9 parole may authorize participants to perform service projects at  
10 sites made available by any state or local government or public  
11 benefit corporation ... 11,000,000 ..... (re. \$6,300,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	109,652,000	98,711,000
6 Special Revenue Funds - Federal ....	23,550,000	78,629,000
7 Special Revenue Funds - Other .....	28,363,000	41,927,600
	-----	-----
9 All Funds .....	161, 565,000	219,267,600
	=====	=====

12 SCHEDULE

14 CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM ..... 161,565,000

17 General Fund  
18 Local Assistance Account

20 For prosecutorial services of counties, to  
21 be distributed in the same manner as the  
22 prior year or through a competitive proc-  
23 ess ..... 10,680,000

24 For payment to the New York state district  
25 attorneys association and the New York  
26 state prosecutors training institute for  
27 services and expenses related to the pros-  
28 ecution of crimes and the provision of  
29 continuing legal education, training, and  
30 support for medicaid fraud prosecution ... 2,304,000

31 For services and expenses associated with a  
32 witness protection program pursuant to a  
33 plan developed by the commissioner of the  
34 division of criminal justice services .... 304,000

35 For grants to counties for district attorney  
36 salaries. Notwithstanding the provisions  
37 of subdivisions 10 and 11 of section 700  
38 of the county law or any other law to the  
39 contrary, for state fiscal year 2012-13  
40 the state reimbursement to counties for  
41 district attorney salaries shall be equal  
42 to the amount received by a county for  
43 such purpose in 2011-12 and forty percent  
44 of the difference between the minimum  
45 salary for a full-time district attorney  
46 established pursuant to section 183-a of  
47 the judiciary law prior to April 1, 2012,  
48 and the minimum salary on or after April  
49 1, 2012 ..... 2,812,000

50 Payment of state aid for expenses of the  
51 special narcotics prosecutor ..... 825,000

52 For payment of state aid for expenses of  
53 crime laboratories for accreditation,  
54 training, capacity enhancement and lab  
55 related services to maintain the quality  
56 and reliability of forensic services to  
57 criminal justice agencies, distributed  
58 through a competitive process, which  
59 includes an evaluation of the effective-  
60 ness of such process. Some of these funds

## DIVISION OF CRIMINAL JUSTICE SERVICES

## AID TO LOCALITIES 2012-13

1	herein appropriated may be transferred to	
2	state operations and may be suballocated	
3	to other state agencies .....	6,635,000
4	For payment of state aid for Westchester	
5	county policing program .....	1,984,000
6	For reimbursement of the services and	
7	expenses of municipal corporations, public	
8	authorities, the division of state police,	
9	authorized police departments of state	
10	public authorities or regional state park	
11	commissions for the purchase of ballistic	
12	soft body armor vests, such sum shall be	
13	payable on the audit and warrant of the	
14	state comptroller on vouchers certified by	
15	the commissioner of the division of crimi-	
16	nal justice services and the chief admin-	
17	istrative officer of the municipal corpo-	
18	ration, public authority, or state entity	
19	making requisition and purchase of such	
20	vests. A portion of these funds may be	
21	transferred to state operations and may be	
22	suballocated to other state agencies .....	513,000
23	For services and expenses of the drug diver-	
24	sion program in the same manner as the	
25	prior year or through a competitive proc-	
26	ess .....	618,000
27	For services and expenses of programs aimed	
28	at promoting the successful re-entry of	
29	criminal offenders into their communities,	
30	including local re-entry task forces, to	
31	be distributed through a competitive proc-	
32	ess, which will include an evaluation of	
33	the effectiveness of such process .....	3,063,000
34	For services and expenses of operation	
35	IMPACT including anti-gun trafficking	
36	initiative as allocated and distributed by	
37	competitive process which includes an	
38	evaluation of the effectiveness of such	
39	process .....	15,219,000
40	For defense services to be distributed in	
41	the same manner as the prior year or	
42	through a competitive process .....	5,507,000
43	For payment to New York state defenders	
44	association for services and expenses	
45	related to the provision of training and	
46	other assistance .....	1,089,000
47	For payment of state aid to counties and the	
48	city of New York for the operation of	
49	local probation departments subject to the	
50	approval of the director of the budget.	
51	Notwithstanding any other provisions of law,	
52	the state aid for probationary services to	
53	counties and the city of New York shall be	
54	distributed to counties and the city of	
55	New York pursuant to a plan prepared by	
56	the commissioner of criminal justice	
57	services and approved by the director of	
58	the budget which shall be to the greatest	
59	extent possible, distributed in a manner	
60	consistent with the prior year distrib-	
61	ution amounts .....	44,876,000
62		

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1	For payment of state aid to counties and the	
2	city of New York for local alternatives to	
3	incarceration, pursuant to article 13-A of	
4	the executive law. Notwithstanding any	
5	other provision of law, the total amount	
6	for state assistance may be provided to	
7	participating counties and the city of New	
8	York in the same proportion of the appro-	
9	priation as received during the preceding	
10	fiscal year, pursuant to a plan submitted	
11	by the commissioner of the division of	
12	criminal justice services and approved by	
13	the director of the budget .....	3,245,000
14	For payments to not-for-profit and	
15	government operated programs providing	
16	alternatives to incarceration, to be	
17	distributed pursuant to existing contracts	
18	or through a competitive process which	
19	includes an evaluation of the	
20	effectiveness of such process .....	3,973,000
21	For payment of state aid to counties and the	
22	city of New York for local alternatives to	
23	incarceration that provide alcohol and	
24	substance abuse treatment programs and	
25	services and other related interventions,	
26	pursuant to section 266 of article 13-A of	
27	the executive law .....	1,914,000
28	For payment as assistance to localities to	
29	provide supervision and treatment of	
30	offenders by public or not-for-profit	
31	agencies. Eligible services shall include	
32	but not be limited to substance abuse	
33	assessments, treatment program placement,	
34	monitoring client compliance with treat-	
35	ment programs, outpatient and residential	
36	treatment, TASC program services, drug	
37	treatment, and alternatives to prison	
38	programs. Funds shall be awarded on a	
39	competitive basis and shall be available	
40	for up to 100 percent of program costs	
41	incurred. In no event shall any part of	
42	these funds be used to replace expendi-	
43	tures previously incurred for such	
44	services .....	469,000
45	For services and expenses of programs that	
46	provide alternatives to incarceration for	
47	eligible individuals and families whose	
48	income do not exceed 200 percent of the	
49	federal poverty level .....	2,622,000
50	For residential centers providing services	
51	to individuals on probation and for	
52	community corrections programs to be	
53	distributed in the same manner as the	
54	prior year or through a competitive	
55	process .....	1,000,000
56		-----
57	Program account subtotal .....	109,652,000
58		-----

59  
60

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1	Special Revenue Funds - Federal	
2	Federal Operating Grants Fund	
3	Miscellaneous Discretionary Account	
4		
5	Funds herein appropriated may be used to	
6	disburse unanticipated federal grants in	
7	support of state and local programs to	
8	prevent crime, support law enforcement,	
9	improve the administration of justice, and	
10	assist victims. A portion of these funds	
11	may be transferred to state operations and	
12	may be suballocated to other state agen-	
13	cies .....	7,250,000
14		-----
15	Program account subtotal .....	7,250,000
16		-----
17		
18	Special Revenue Funds - Federal	
19	Federal Operating Grants Fund	
20	Crime Identification and Technology Account	
21		
22	For services and expenses related to iden-	
23	tification technology grants including,	
24	but not limited to, crime lab improvement	
25	and DNA programs. A portion of these funds	
26	may be transferred to state operations and	
27	may be suballocated to other state agen-	
28	cies .....	2,250,000
29		-----
30	Program account subtotal .....	2,250,000
31		-----
32		
33	Special Revenue Funds - Federal	
34	Federal Operating Grants Fund	
35	Edward Byrne Memorial Grant Account	
36		
37	For services and expenses related to the	
38	federal Edward Byrne memorial justice	
39	assistance formula program, including	
40	enhanced prosecution, enhanced defense,	
41	local law enforcement programs, youth	
42	violence and/or crime reduction programs,	
43	crime laboratories, re-entry services, and	
44	judicial diversion and alternative to	
45	incarceration programs. Funds appropriated	
46	herein shall be expended pursuant to a	
47	plan developed by the commissioner of	
48	criminal justice services and approved by	
49	the director of the budget. A portion of	
50	these funds may be transferred to state	
51	operations and/or suballocated to other	
52	state agencies .....	4,400,000
53		-----
54	Program account subtotal .....	4,400,000
55		-----
56		
57	Special Revenue Funds - Federal	
58	Federal Operating Grants Fund	
59	Juvenile Accountability Incentive Block Grant Account	
60		
61		



DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

1	For payment of federal aid to localities	
2	juvenile accountability incentive block	
3	grant moneys pursuant to an allocation	
4	plan developed by the commissioner of the	
5	division of criminal justice services. A	
6	portion of these funds may be transferred	
7	to state operations and may be suballo-	
8	cated to other state agencies .....	1,750,000
9		-----
10	Program account subtotal .....	1,750,000
11		-----
12		
13	Special Revenue Funds - Federal	
14	Federal Operating Grants Fund	
15	Juvenile Justice and Delinquency Prevention Formula	
16	Account	
17		
18	For payment of federal aid to localities	
19	pursuant to the provisions of the federal	
20	juvenile justice and delinquency	
21	prevention act in accordance with a	
22	distribution plan determined by the juve-	
23	nile justice advisory group and affirmed	
24	by the commissioner of the division of	
25	criminal justice services. A portion of	
26	these funds may be transferred to state	
27	operations and may be suballocated to	
28	other state agencies .....	2,050,000
29	For payment of federal aid to localities	
30	pursuant to the provisions of title V of	
31	the juvenile justice and delinquency	
32	prevention act of 1974, as amended for	
33	local delinquency prevention programs,	
34	including sub-allocation to state oper-	
35	ations for the administration of this	
36	grant in accordance with a distribution	
37	plan determined by the juvenile justice	
38	advisory group and affirmed by the commis-	
39	sioner of the division of criminal justice	
40	services.	
41	For services and expenses associated with	
42	the juvenile justice and delinquency	
43	prevention formula account. A portion of	
44	these funds may be transferred to state	
45	operations and may be suballocated to	
46	other state agencies .....	100,000
47		-----
48	Program account subtotal .....	2,150,000
49		-----
50		
51	Special Revenue Funds - Federal	
52	Federal Operating Grants Fund	
53	Violence Against Women Account	
54		
55	For payment of federal aid to localities	
56	pursuant to an expenditure plan developed	
57	by the commissioner of the division of	
58	criminal justice services, provided howev-	
59	er that up to 10 percent of the amount	
60	herein appropriated may be used for	
61	program administration. A portion of these	
62		

## DIVISION OF CRIMINAL JUSTICE SERVICES

## AID TO LOCALITIES 2012-13

1	funds may be transferred to state oper-	
2	ations and may be suballocated to other	
3	state agencies .....	5,750,000
4		-----
5	Program account subtotal .....	5,750,000
6		-----
7		
8	Special Revenue Funds - Other	
9	Miscellaneous Special Revenue Fund	
10	Crimes Against Revenue Program Account	
11		
12	For payment to district attorneys who	
13	participate in the crimes against revenue	
14	program to be distributed according to a	
15	plan developed by the commissioner of the	
16	division of criminal justice services, in	
17	consultation with the department of taxa-	
18	tion and finance, and approved by the	
19	director of the budget .....	16,000,000
20		-----
21	Program account subtotal .....	16,000,000
22		-----
23		
24	Special Revenue Funds - Other	
25	Miscellaneous Special Revenue Fund	
26	Legal Services Assistance Account	
27		
28	For prosecutorial services of counties, to	
29	be distributed in the same manner as the	
30	prior year or through a competitive proc-	
31	ess .....	2,592,000
32	For defense services to be distributed in	
33	the same manner as the prior year or	
34	through a competitive process .....	2,592,000
35	For services and expenses of the district	
36	attorney and indigent legal services	
37	attorney loan forgiveness program pursuant	
38	to section 679-e of the education law.	
39	These funds may be suballocated to the	
40	higher education services corporation ....	2,430,000
41	For services and expenses of statewide indi-	
42	gent legal services for persons reentering	
43	communities from state facilities .....	1,000,000
44		-----
45	Program account subtotal .....	8,614,000
46		-----
47		
48	Special Revenue Funds - Other	
49	State Police and Motor Vehicle Law Enforcement Fund	
50	Motor Vehicle Theft and Insurance Fraud Account	
51		
52	For services and expenses associated with	
53	local anti-auto theft programs, in accord-	
54	ance with section 89-d of the state	
55	finance law, distributed through a compet-	
56	itive process .....	3,749,000
57		-----
58	Program account subtotal .....	3,749,000
59		-----

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM

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General Fund  
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:

- For prosecutorial services of counties, to be distributed in the same manner as the prior year or through a competitive process ..... 10,680,000 ..... (re. \$7,155,000)
- For payment to the New York state district attorneys association and the New York state prosecutors training institute for services and expenses related to the prosecution of crimes and the provision of continuing legal education, training, and support for medicaid fraud prosecution ... 2,304,000 ..... (re. \$2,304,000)
- For services and expenses associated with a witness protection program pursuant to a plan developed by the commissioner of the division of criminal justice services ... 304,000 ..... (re. \$304,000)
- For grants to counties for district attorney salaries. Notwithstanding the provisions of subdivisions 10 and 11 of section 700 of the county law or any other law to the contrary, for state fiscal year 2011-12 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to subdivisions 10 and 11 of section 700 of the county law shall be limited to the amount appropriated herein and shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated proportionately ..... 2,282,000 ..... (re. \$634,000)
- Payment of state aid for expenses of the special narcotics prosecutor ... 825,000 ..... (re. \$380,000)
- For payment of state aid for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services to criminal justice agencies, distributed through a competitive process, which includes an evaluation of the effectiveness of such process. Some of these funds herein appropriated may be transferred to state operations and may be suballocated to other state agencies ... 6,635,000 ..... (re. \$6,617,000)
- For payment of state aid for Westchester county policing program .... 1,984,000 ..... (re. \$992,000)
- For reimbursement of the services and expenses of municipal corporations, public authorities, the division of state police, authorized police departments of state public authorities or regional state park commissions for the purchase of ballistic soft body armor vests, such sum shall be payable on the audit and warrant of the state comptroller on vouchers certified by the commissioner of the division of criminal justice services and the chief administrative officer of the municipal corporation, public authority, or state entity making requisition and purchase of such vests. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 513,000 ..... (re. \$513,000)
- For services and expenses of the drug diversion program in the same manner as the prior year or through a competitive process ..... 618,000 ..... (re. \$362,000)
- For services and expenses of programs aimed at promoting the successful re-entry of criminal offenders into their communities, including local re-entry task forces, to be distributed through a competitive process, which will include an evaluation of the effectiveness of such process ... 3,063,000 ..... (re. \$3,063,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses of operation IMPACT including anti-gun  
2 trafficking initiative as allocated and distributed by competitive  
3 process which includes an evaluation of the effectiveness of such  
4 process ... 15,219,000 ..... (re. \$14,600,000)  
5 For defense services to be distributed in the same manner as the prior  
6 year or through a competitive process .....  
7 5,507,000 ..... (re. \$1,919,000)  
8 For payment of state aid to counties and the city of New York for the  
9 operation of local probation departments subject to the approval of  
10 the director of the budget.  
11 Notwithstanding any other provisions of law, the state aid for  
12 probationary services to counties and the city of New York shall be  
13 distributed to counties and the city of New York pursuant to a plan  
14 prepared by the commissioner of criminal justice services and  
15 approved by the director of the budget which shall be to the  
16 greatest extent possible, distributed in a manner consistent with  
17 the prior year distribution amounts .....  
18 44,057,000 ..... (re. \$22,871,000)  
19 For payment of state aid to counties and the city of New York for  
20 local alternatives to incarceration, pursuant to article 13-A of the  
21 executive law. Notwithstanding any other provision of law, the total  
22 amount for state assistance may be provided to participating  
23 counties and the city of New York in the same proportion of the  
24 appropriation as received during the preceding fiscal year, pursuant  
25 to regulations issued by the division of criminal justice services  
26 ... 3,245,000 ..... (re. \$3,139,000)  
27 For payments to not-for-profit and government operated programs  
28 providing alternatives to incarceration, to be distributed pursuant  
29 to existing contracts or through a competitive process which  
30 includes an evaluation of the effectiveness of such process .....  
31 3,973,000 ..... (re. \$3,458,000)  
32 For payment of state aid to counties and the city of New York for  
33 local alternatives to incarceration that provide alcohol and  
34 substance abuse treatment programs and services and other related  
35 interventions, pursuant to section 266 of article 13-A of the  
36 executive law ... 1,914,000 ..... (re. \$1,886,000)  
37 For payment as assistance to localities to provide supervision and  
38 treatment for at-risk youth or offenders by public or not-for-profit  
39 agencies to be distributed pursuant to existing contracts or through  
40 a competitive process which includes an evaluation of the  
41 effectiveness of such process ... 819,000 ..... (re. \$789,000)  
42 For payment as assistance to localities to provide supervision and  
43 treatment of offenders by public or not-for-profit agencies.  
44 Eligible services shall include but not be limited to substance  
45 abuse assessments, treatment program placement, monitoring client  
46 compliance with treatment programs, outpatient and residential  
47 treatment, TASC program services, drug treatment, and alternatives  
48 to prison programs. Funds shall be awarded on a competitive basis  
49 and shall be available for up to 100 percent of program costs  
50 incurred. In no event shall any part of these funds be used to  
51 replace expenditures previously incurred for such services .....  
52 469,000 ..... (re. \$439,000)  
53 For services and expenses of programs that provide alternatives to  
54 incarceration for eligible individuals and families whose income do  
55 not exceed 200 percent of the federal poverty level .....  
56 2,622,000 ..... (re. \$2,622,000)  
57 For residential centers providing services to individuals on probation  
58 ... 1,000,000 ..... (re. \$1,000,000)  
59 For additional payments to the New York state defenders association  
60 for services and expenses related to the provision of training and  
61 other assistance ... 186,000 ..... (re. \$186,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses of consolidation and operation of public  
2 safety answering points in Oneida county funds to be suballocated to  
3 the division of homeland security and emergency services .....  
4 600,000 ..... (re. \$600,000)  
5  
6 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,  
7 section 2, of the laws of 2011:  
8 For services and expenses related to the operations of the center for  
9 employment opportunities ... 1,000,000 ..... (re. \$1,000,000)  
10  
11 By chapter 50, section 1, of the laws of 2010:  
12 For payment to the New York state district attorneys association and  
13 the New York state prosecutors training institute for services and  
14 expenses related to the prosecution of crimes and the provision of  
15 continuing legal education, training, and support for Medicaid fraud  
16 prosecution ... 2,502,000 ..... (re. \$1,025,000)  
17 For payment of state aid for expenses of crime laboratories for  
18 accreditation, training, capacity enhancement and lab related  
19 services to maintain the quality and reliability of forensic  
20 services to criminal justice agencies, distributed through a compet-  
21 itive process, which includes an evaluation of the effectiveness of  
22 such process. Some of these funds herein appropriated may be trans-  
23 ferred to state operations and may be suballocated to other state  
24 agencies ... 7,207,000 ..... (re. \$955,000)  
25 For services and expenses of programs aimed at promoting the success-  
26 ful re-entry of criminal offenders into their communities, including  
27 local re-entry task forces, to be distributed through a competitive  
28 process, which will include an evaluation of the effectiveness of  
29 such process ... 3,327,000 ..... (re. \$1,991,000)  
30 For services and expenses of operation IMPACT including anti-gun traf-  
31 ficking initiative as allocated and distributed by competitive proc-  
32 ess which includes an evaluation of the effectiveness of such proc-  
33 ess ... 15,683,000 ..... (re. \$2,586,000)  
34 For payment of state aid to counties and the city of New York for  
35 local alternatives to incarceration, pursuant to article 13-A of the  
36 executive law. Notwithstanding any other provision of law, the total  
37 amount for state assistance may be provided to participating coun-  
38 ties and the city of New York in the same proportion of the appro-  
39 priation as received during the preceding fiscal year, pursuant to  
40 regulations issued by the division of criminal justice services ...  
41 3,524,000 ..... (re. \$1,839,000)  
42 For payments to not-for-profit and government operated programs  
43 providing alternatives to incarceration, to be distributed pursuant  
44 to existing contracts or through a competitive process which  
45 includes an evaluation of the effectiveness of such process ...  
46 4,315,000 ..... (re. \$640,000)  
47 For payment of state aid to counties and the city of New York for  
48 local alternatives to incarceration that provide alcohol and  
49 substance abuse treatment programs and services and other related  
50 interventions, pursuant to section 266 of article 13-A of the execu-  
51 tive law ... 2,079,000 ..... (re. \$1,121,000)  
52 For payment as assistance to localities to provide supervision and  
53 treatment for at-risk youth or offenders by public or not-for-profit  
54 agencies to be distributed pursuant to existing contracts or through  
55 a competitive process which includes an evaluation of the effective-  
56 ness of such process ... 889,000 ..... (re. \$196,000)  
57 For services and expenses of programs that provide alternatives to  
58 incarceration for eligible individuals and families whose income do  
59 not exceed 200 percent of the federal poverty level .....  
60 2,848,000 ..... (re. \$1,702,000)  
61  
62

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2009:  
2 For payment to the New York state district attorneys association and  
3 the New York state prosecutors training institute for services and  
4 expenses related to the prosecution of crimes and the provision of  
5 continuing legal education, training, and support for medicaid fraud  
6 prosecution ... 2,780,000 ..... (re. \$2,603,000)  
7 For payment of state aid for expenses of crime laboratories for  
8 accreditation, training, capacity enhancement and lab related  
9 services to maintain the quality and reliability of forensic  
10 services to criminal justice agencies, distributed through a compet-  
11 itive process, which includes an evaluation of the effectiveness of  
12 such process. Some of these funds herein appropriated may be trans-  
13 ferred to state operations and may be suballocated to other state  
14 agencies ... 8,008,000 ..... (re. \$759,000)  
15 For reimbursement of the services and expenses of municipal corpo-  
16 rations, public authorities, the division of state police, author-  
17 ized police departments of state public authorities or regional  
18 state park commissions for the purchase of ballistic soft body armor  
19 vests, such sum shall be payable on the audit and warrant of the  
20 state comptroller on vouchers certified by the commissioner of the  
21 division of criminal justice services and the chief administrative  
22 officer of the municipal corporation, public authority, or state  
23 entity making requisition and purchase of such vests. A portion of  
24 these funds may be transferred to state operations and may be subal-  
25 located to other state agencies ... 619,000 ..... (re. \$610,000)  
26 For services and expenses of operation IMPACT including anti-gun traf-  
27 ficking initiative as allocated and distributed by competitive proc-  
28 ess which includes an evaluation of the effectiveness of such proc-  
29 ess ... 17,426,000 ..... (re. \$547,000)  
30 For services and expenses of the establishment of regional Operation  
31 S.N.U.G. programs ... 4,000,000 ..... (re. \$1,064,000)  
32  
33 By chapter 50, section 1, of the laws of 2009, as transferred by chapter  
34 50, section 1, of the laws of 2010:  
35 For payment of state aid to counties and the city of New York for  
36 local alternatives to incarceration, pursuant to article 13-A of the  
37 executive law. Notwithstanding any other provision of law, the total  
38 amount for state assistance may be provided to participating coun-  
39 ties and the city of New York in the same proportion of the appro-  
40 priation as received during the preceding fiscal year, pursuant to  
41 regulations issued by the division of probation and correctional  
42 alternatives ... 3,916,000 ..... (re. \$801,000)  
43 For payment of state aid to counties and the city of New York for  
44 local alternatives to incarceration that provide alcohol and  
45 substance abuse treatment programs and services and other related  
46 interventions, pursuant to section 266 of article 13-A of the execu-  
47 tive law ... 2,310,000 ..... (re. \$1,167,000)  
48 For payment as assistance to localities to provide supervision and  
49 treatment for at-risk youth or offenders by public or not-for-profit  
50 agencies to be distributed pursuant to existing contracts or through  
51 a competitive process which includes an evaluation of the effective-  
52 ness of such process ... 988,000 ..... (re. \$646,000)  
53 For services and expenses of programs that provide alternatives to  
54 incarceration for eligible individuals and families whose income do  
55 not exceed 200 percent of the federal poverty level .....  
56 3,164,000 ..... (re. \$711,000)  
57 For payments to not-for-profit and government operated programs  
58 providing alternatives to incarceration, to be distributed pursuant  
59 to existing contracts or through a competitive process which  
60 includes an evaluation of the effectiveness of such process;  
61

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 provided, however, that the amount of this appropriation available  
2 for expenditure and disbursement on and after November 1, 2009 shall  
3 be reduced by 12.5 percent of the amount that was undisbursed as of  
4 November 1, 2009 ... 4,932,000 ..... (re. \$915,000)

5  
6 Special Revenue Funds - Federal  
7 Federal Operating Grants Fund  
8 Miscellaneous Discretionary Account

9  
10 By chapter 53, section 1, of the laws of 2011:  
11 Funds herein appropriated may be used to disburse unanticipated  
12 federal grants in support of state and local programs to prevent  
13 crime, support law enforcement, improve the administration of  
14 justice, and assist victims. A portion of these funds may be  
15 transferred to state operations and may be suballocated to other  
16 state agencies ... 8,000,000 ..... (re. \$8,000,000)

17  
18 By chapter 50, section 1, of the laws of 2010:  
19 Funds herein appropriated may be used to disburse unanticipated feder-  
20 al grants in support of state and local programs to prevent crime,  
21 support law enforcement, improve the administration of justice, and  
22 assist victims. A portion of these funds may be transferred to state  
23 operations and may be suballocated to other state agencies ...  
24 8,000,000 ..... (re. \$7,017,000)

25  
26 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,  
27 section 1, of the laws of 2010:  
28 Funds herein appropriated may be used to disburse unanticipated feder-  
29 al grants in support of state and local programs to prevent crime,  
30 support law enforcement, improve the administration of justice, and  
31 assist victims. A portion of these funds may be transferred to state  
32 operations and may be suballocated to other state agencies .....  
33 3,000,000 ..... (re. \$520,000)

34  
35 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,  
36 section 1, of the laws of 2010:  
37 Funds herein appropriated may be used to disburse unanticipated feder-  
38 al grants in support of state and local programs to prevent crime,  
39 support law enforcement, improve the administration of justice, and  
40 assist victims. A portion of these funds may be transferred to state  
41 operations and may be suballocated to other state agencies .....  
42 1,400,000 ..... (re. \$162,000)

43  
44 Special Revenue Funds - Federal  
45 Federal Operating Grants Fund  
46 Crime Identification and Technology Account

47  
48 By chapter 53, section 1, of the laws of 2011:  
49 For services and expenses related to identification technology grants  
50 including, but not limited to, crime lab improvement and DNA  
51 programs. A portion of these funds may be transferred to state  
52 operations and may be suballocated to other state agencies .....  
53 1,500,000 ..... (re. \$1,500,000)

54  
55 By chapter 50, section 1, of the laws of 2010:  
56 For services and expenses related to identification technology grants  
57 including, but not limited to, crime lab improvement and DNA  
58 programs. A portion of these funds may be transferred to state oper-  
59 ations and may be suballocated to other state agencies .....  
60 1,500,000 ..... (re. \$772,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Special Revenue Funds - Federal  
2 Federal Operating Grants Fund  
3 Edward Byrne Memorial Grant Account  
4

5 By chapter 53, section 1, of the laws of 2011:

6 For services and expenses related to the federal Edward Byrne memorial  
7 justice assistance formula program, including enhanced prosecution,  
8 enhanced defense, local law enforcement programs, youth violence  
9 and/or crime reduction programs, crime laboratories, re-entry  
10 services, and judicial diversion and alternative to incarceration  
11 programs. Funds appropriated herein shall be expended pursuant to a  
12 plan developed by the commissioner of criminal justice services and  
13 approved by the director of the budget. A portion of these funds may  
14 be transferred to state operations and/or suballocated to other  
15 state agencies ... 9,775,000 ..... (re. \$9,350,000)

16 For services and expenses of drug, violence, and crime control and  
17 prevention programs in the manner set forth in subdivision 5 of  
18 section 24 of the state finance law .....  
19 1,000,000 ..... (re. \$1,000,000)

20 For services and expenses of drug, violence and crime control and  
21 prevention programs in accordance with the following schedule:

- 22 Broome County Security Division ... 50,000 ..... (re. \$50,000)
- 23 Bergen Basin Community Development Corporation - Anti-Gang Prevention  
24 Program ... 26,000 ..... (re. \$26,000)
- 25 Chinese-American Planning Council Youth Training Program .....  
26 60,000 ..... (re. \$60,000)
- 27 City of Syracuse Police Department ... 91,000 ..... (re. \$91,000)
- 28 City of Watertown Police Department ... 26,500 ..... (re. \$26,500)
- 29 City of Yonkers Police Department ... 50,000 ..... (re. \$50,000)
- 30 Elmcor Youth and Adult Activities Program ... 45,000 ... (re. \$45,000)
- 31 Haverstraw Town Police Department ... 75,000 ..... (re. \$75,000)
- 32 Jacob Riis Settlement House ... 20,000 ..... (re. \$20,000)
- 33 Lower East Side Service Center ... 76,000 ..... (re. \$76,000)
- 34 Metropolitan Coordinating Council: All About Jobs II .....  
35 76,000 ..... (re. \$76,000)
- 36 Nassau County Police Department ... 50,000 ..... (re. \$50,000)
- 37 Ohel Children's Home & Family Services Drug Prevention Program .....  
38 76,000 ..... (re. \$76,000)
- 39 St. Lawrence County Sheriff ... 30,000 ..... (re. \$30,000)
- 40 Town of Chili ... 57,000 ..... (re. \$57,000)
- 41 Town of DeWitt Police Department ... 25,000 ..... (re. \$25,000)
- 42 Town of Riga Court A ... 5,000 ..... (re. \$5,000)
- 43 Town of Rush Court ... 4,000 ..... (re. \$4,000)
- 44 Town of Wheatland ... 4,000 ..... (re. \$4,000)
- 45 United Jewish Council - East Side Community Crime Prevention .....  
46 70,000 ..... (re. \$70,000)
- 47 Urban League of Long Island ... 40,000 ..... (re. \$40,000)
- 48 Village of Philadelphia Police Department ... 33,500 ... (re. \$33,500)
- 49 Village of Churchville ... 10,000 ..... (re. \$10,000)

50  
51 By chapter 50, section 1, of the laws of 2010:

52 For services and expense related to the federal Edward Byrne memorial  
53 justice assistance formula program as funded by the American Recov-  
54 ery and Reinvestment Act of 2009, including local law enforcement  
55 programs, re-entry services, substance abuse treatment, probation,  
56 local jails, and judicial diversion and alternative to incarceration  
57 programs. Funds appropriated herein shall be subject to all applica-  
58 ble reporting and accountability requirements contained in such act.  
59 Funds appropriated herein shall be expended pursuant to a plan  
60 developed by the commissioner of criminal justice services and  
61 approved by the director of the budget, and such plan be provided to  
62 the chair of assembly ways and means and the chair of the senate



DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 finance committee. A portion of these funds may be transferred to  
2 state operations and/or suballocated to other state agencies ...  
3 23,500,000 ..... (re. \$9,348,000)  
4 For services and expenses related to the federal Edward Byrne memorial  
5 justice assistance formula program, including enhanced prosecution,  
6 enhanced defense, local law enforcement programs, youth violence  
7 and/or crime reduction programs, crime laboratories, re-entry  
8 services, and judicial diversion and alternative to incarceration  
9 programs. Funds appropriated herein shall be expended pursuant to a  
10 plan developed by the commissioner of criminal justice services and  
11 approved by the director of the budget. A portion of these funds may  
12 be transferred to state operations and/or suballocated to other  
13 state agencies ... 9,775,000 ..... (re. \$4,340,000)  
14 For services and expenses of drug, violence, and crime control and  
15 prevention programs in accordance with the following schedule:  
16 Consortium of the Niagara Frontier ... 80,000 ..... (re. \$80,000)  
17 Episcopal Social Services of New York City ... 80,000 .. (re. \$80,000)  
18 First Time Last Time Alternative to Incarceration Program .....  
19 60,000 ..... (re. \$60,000)  
20 Kings County District Attorney - Mortgage Foreclosure Fraud Initiative  
21 ... 90,000 ..... (re. \$90,000)  
22 Kings County District Attorney - Community and Law Enforcement  
23 Resources Together (ComAlert) Program ... 100,000 ... (re. \$100,000)  
24 Vera Institute of Justice - Services for Justice System - Involved  
25 Youth ... 87,000 ..... (re. \$87,000)  
26 Broome County Security Division ... 50,000 ..... (re. \$50,000)  
27 Chinese-American Planning Council Youth Training Program .....  
28 60,000 ..... (re. \$60,000)  
29 City of Newburgh Police Department ... 100,000 ..... (re. \$100,000)  
30 City of Niagara Falls Police Department ... 46,000 ..... (re. \$46,000)  
31 City of Poughkeepsie Police Department ... 25,000 ..... (re. \$25,000)  
32 City of Yonkers Police Department ... 50,000 ..... (re. \$50,000)  
33 Elmcors Youth and Adult Activities Program ... 45,000 ... (re. \$45,000)  
34 Jacob Riis Settlement House ... 20,000 ..... (re. \$20,000)  
35 Jefferson County Sheriff's Department ... 50,000 ..... (re. \$50,000)  
36 Lower East Side Service Center ... 76,000 ..... (re. \$76,000)  
37 Metropolitan Coordinating Council: All About Jobs II .....  
38 76,000 ..... (re. \$76,000)  
39 NYC Police Department - 122nd Precinct ... 25,000 ..... (re. \$25,000)  
40 NYC Police Department - 68th Precinct ... 25,000 ..... (re. \$25,000)  
41 Ohel Children's Home & Family Services Drug Prevention Program .....  
42 76,000 ..... (re. \$76,000)  
43 Onondaga Sheriff's Department ... 75,000 ..... (re. \$75,000)  
44 Rensselaer County DA ... 50,000 ..... (re. \$50,000)  
45 Town of Manlius Police Department ... 30,000 ..... (re. \$30,000)  
46 United Jewish Council - East Side Community Crime Prevention .....  
47 70,000 ..... (re. \$70,000)  
48 Village of Massena Police Department ... 25,000 ..... (re. \$25,000)  
49

50 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,  
51 section 1, of the laws of 2010:

52 For services and expense related to the federal Edward Byrne memorial  
53 justice assistance formula program as funded by the American Recov-  
54 ery and Reinvestment Act of 2009, including local law enforcement  
55 programs, re-entry services, substance abuse treatment, probation,  
56 and judicial diversion and alternative to incarceration programs.  
57 Funds appropriated herein shall be subject to all applicable report-  
58 ing and accountability requirements contained in such act. Funds  
59 appropriated herein shall be expended pursuant to a plan developed  
60 by the commissioner of criminal justice services and approved by the  
61 director of the budget, and such plan be provided to the chair of  
62 assembly ways and means and the chair of the senate finance commit-

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 tee. A portion of these funds may be transferred to state operations  
2 and/or suballocated to other state agencies .....  
3 20,000,000 ..... (re. \$7,495,000)  
4 For services and expenses related to the federal Edward Byrne memorial  
5 justice assistance formula program, including enhanced prosecution,  
6 enhanced defense, local law enforcement programs, youth violence  
7 and/or crime reduction programs, crime laboratories, re-entry  
8 services, and judicial diversion and alternative to incarceration  
9 programs. Funds appropriated herein shall be expended pursuant to a  
10 plan developed by the commissioner of criminal justice services and  
11 approved by the director of the budget. A portion of these funds may  
12 be transferred to state operations and/or suballocated to other  
13 state agencies ... 7,900,000 ..... (re. \$1,676,000)  
14 For services and expenses of drug, violence, and crime control and  
15 prevention programs in accordance with the following schedule:  
16 NYC Police Department - 122nd Precinct ... 25,000 ..... (re. \$25,000)  
17 NYC Police Department - 68th Precinct ... 25,000 ..... (re. \$25,000)  
18 Rensselaer County District Attorney ... 50,000 ..... (re. \$50,000)  
19 Kings County District Attorney - Mortgage Foreclosure Fraud Initiative  
20 ... 90,000 ..... (re. \$18,000)  
21 Kings County District Attorney - Community and Law Enforcement  
22 Resources Together (ComALERT) program ... 100,000 ... (re. \$100,000)  
23 Osborne Association Court Advocacy ... 221,000 ..... (re. \$67,000)  
24 Queens County District Attorney - Early Case Intervention System .....  
25 24,000 ..... (re. \$12,000)  
26 Queens County District Attorney - Point of Entry (State) Prosecution  
27 ... 50,000 ..... (re. \$50,000)  
28 Vera Institute of Justice - Services for Justice System - Involved  
29 Youth ... 87,000 ..... (re. \$28,000)  
30  
31 By chapter 50, section 1, of the laws of 2008, as amended by chapter  
32 496, section 7, of the laws of 2008:  
33 For purposes of enhanced prosecution, enhanced defense, youth violence  
34 and/or crime reduction programs, crime laboratories and re-entry  
35 services associated with correctional facilities to be distributed  
36 in the same manner as a prior year or through a competitive process.  
37 For the grant period October 1, 2007 to September 30, 2008 .....  
38 6,600,000 ..... (re. \$255,000)  
39 For services and expenses of drug, violence, and crime control and  
40 prevention programs in accordance with the following schedule;  
41 provided however that the remainder of the appropriation shall be  
42 allocated in the manner set forth in subdivision 5 of section 24 of  
43 the state finance law:  
44 For the grant period October 1, 2007 to September 30, 2008 .....  
45 3,000,000 ..... (re. \$512,000)  
46  
47 sub-schedule  
48  
49 Bergen Basin Community Development Corp. -  
50 Operation Clean Slate ..... 25,000  
51 Chinese-American Planning Council Youth  
52 Training Program ..... 59,000  
53 Elmcors Youth and Adult Activities Program ..... 42,000  
54 Friends United Block Association Anti-Gang  
55 Initiative ..... 25,000  
56 Greater Ridgewood Youth Council ..... 20,000  
57 Jacob Riis Settlement House ..... 20,000  
58 Lower East Side Service Center ..... 76,000  
59 Metro Coord Council: All About Jobs II ..... 76,000  
60 Ohel Children's Home & Family Services Drug  
61 Prevention Program ..... 76,000  
62

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 United Jewish Council East Side Community  
2 Crime Prevention Program ..... 68,000  
3 Utica City School District ..... 49,000  
4 YMCA Greenpoint - Kids in Control ..... 98,000  
5 -----  
6  
7 Special Revenue Funds - Federal  
8 Federal Operating Grants Fund  
9 Juvenile Accountability Incentive Block Grant Account  
10  
11 By chapter 53, section 1, of the laws of 2011:  
12 For payment of federal aid to localities juvenile accountability  
13 incentive block grant moneys pursuant to an allocation plan  
14 developed by the commissioner of the division of criminal justice  
15 services. A portion of these funds may be transferred to state  
16 operations and may be suballocated to other state agencies .....  
17 2,000,000 ..... (re. \$2,000,000)  
18  
19 By chapter 50, section 1, of the laws of 2010:  
20 For payment of federal aid to localities juvenile accountability  
21 incentive block grant moneys pursuant to an allocation plan devel-  
22 oped by the commissioner of the division of criminal justice  
23 services. A portion of these funds may be transferred to state oper-  
24 ations and may be suballocated to other state agencies .....  
25 2,100,000 ..... (re. \$2,065,000)  
26  
27 By chapter 50, section 1, of the laws of 2009:  
28 For payment of federal aid to localities juvenile accountability  
29 incentive block grant moneys pursuant to an allocation plan devel-  
30 oped by the commissioner of the division of criminal justice  
31 services. A portion of these funds may be transferred to state oper-  
32 ations and may be suballocated to other state agencies .....  
33 2,100,000 ..... (re. \$1,335,000)  
34  
35 By chapter 50, section 1, of the laws of 2008:  
36 For payment of federal aid to localities juvenile accountability  
37 incentive block grant moneys pursuant to an allocation plan devel-  
38 oped by the commissioner of the division of criminal justice  
39 services. A portion of these funds may be transferred to state oper-  
40 ations and may be suballocated to other state agencies .....  
41 1,850,000 ..... (re. \$555,000)  
42  
43 Special Revenue Funds - Federal  
44 Federal Operating Grants Fund  
45 Juvenile Justice and Delinquency Prevention Formula Account  
46  
47 By chapter 53, section 1, of the laws of 2011:  
48 For payment of federal aid to localities pursuant to the provisions of  
49 the federal juvenile justice and delinquency prevention act in  
50 accordance with a distribution plan determined by the juvenile  
51 justice advisory group and affirmed by the commissioner of the  
52 division of criminal justice services. A portion of these funds may  
53 be transferred to state operations and may be suballocated to other  
54 state agencies ... 3,000,000 ..... (re. \$3,000,000)  
55 For payment of federal aid to localities pursuant to the provisions of  
56 title V of the juvenile justice and delinquency prevention act of  
57 1974, as amended for local delinquency prevention programs,  
58 including sub-allocation to state operations for the administration  
59 of this grant in accordance with a distribution plan determined by  
60 the juvenile justice advisory group and affirmed by the commissioner  
61 of the division of criminal justice services.

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses associated with the juvenile justice and  
2 delinquency prevention formula account. A portion of these funds may  
3 be transferred to state operations and may be suballocated to other  
4 state agencies ... 100,000 ..... (re. \$100,000)  
5

6 By chapter 50, section 1, of the laws of 2010:

7 For payment of federal aid to localities pursuant to the provisions of  
8 the federal juvenile justice and delinquency prevention act in  
9 accordance with a distribution plan determined by the juvenile  
10 justice advisory group and affirmed by the commissioner of the divi-  
11 sion of criminal justice services. A portion of these funds may be  
12 transferred to state operations and may be suballocated to other  
13 state agencies ... 2,700,000 ..... (re. \$2,683,000)

14 For payment of federal aid to localities pursuant to the provisions of  
15 title V of the juvenile justice and delinquency prevention act of  
16 1974, as amended for local delinquency prevention programs, includ-  
17 ing sub-allocation to state operations for the administration of  
18 this grant in accordance with a distribution plan determined by the  
19 juvenile justice advisory group and affirmed by the commissioner of  
20 the division of criminal justice services.

21 For services and expenses associated with the juvenile justice and  
22 delinquency prevention formula account. A portion of these funds may  
23 be transferred to state operations and may be suballocated to other  
24 state agencies ... 100,000 ..... (re. \$100,000)  
25

26 By chapter 50, section 1, of the laws of 2009:

27 For payment of federal aid to localities pursuant to the provisions of  
28 the federal juvenile justice and delinquency prevention act in  
29 accordance with a distribution plan determined by the juvenile  
30 justice advisory group and affirmed by the commissioner of the divi-  
31 sion of criminal justice services. A portion of these funds may be  
32 transferred to state operations and may be suballocated to other  
33 state agencies ... 3,000,000 ..... (re. \$1,246,000)

34 For payment of federal aid to localities pursuant to the provisions of  
35 title V of the juvenile justice and delinquency prevention act of  
36 1974, as amended for local delinquency prevention programs, includ-  
37 ing sub-allocation to state operations for the administration of  
38 this grant in accordance with a distribution plan determined by the  
39 juvenile justice advisory group and affirmed by the commissioner of  
40 the division of criminal justice services.

41 For services and expenses associated with the juvenile justice and  
42 delinquency prevention formula account. A portion of these funds may  
43 be transferred to state operations and may be suballocated to other  
44 state agencies ... 100,000 ..... (re. \$100,000)  
45

46 By chapter 50, section 1, of the laws of 2008:

47 For payment of federal aid to localities pursuant to the provisions of  
48 title V of the juvenile justice and delinquency prevention act of  
49 1974, as amended for local delinquency prevention programs, includ-  
50 ing sub-allocation to state operations for the administration of  
51 this grant in accordance with a distribution plan determined by the  
52 juvenile justice advisory group and affirmed by the commissioner of  
53 the division of criminal justice services.

54 For services and expenses associated with the juvenile justice and  
55 delinquency prevention formula account. A portion of these funds may  
56 be transferred to state operations and may be suballocated to other  
57 state agencies ... 100,000 ..... (re. \$50,000)  
58  
59

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Special Revenue Funds - Federal  
2 Federal Operating Grants Fund  
3 Violence Against Women Account  
4

5 By chapter 53, section 1, of the laws of 2011:

6 For payment of federal aid to localities pursuant to an expenditure  
7 plan developed by the commissioner of the division of criminal  
8 justice services, provided however that up to 10 percent of the  
9 amount herein appropriated may be used for program administration. A  
10 portion of these funds may be transferred to state operations and  
11 may be suballocated to other state agencies .....  
12 6,500,000 ..... (re. \$6,500,000)  
13

14 By chapter 50, section 1, of the laws of 2010:

15 For payment of federal aid to localities pursuant to an expenditure  
16 plan developed by the commissioner of the division of criminal  
17 justice services, provided however that up to 10 percent of the  
18 amount herein appropriated may be used for program administration. A  
19 portion of these funds may be transferred to state operations and  
20 may be suballocated to other state agencies .....  
21 7,000,000 ..... (re. \$3,247,000)  
22

23 For services and expenses related to the federal violence against  
24 women program as funded by the American Recovery and Reinvestment  
25 Act of 2009. Funds appropriated herein shall be subject to all  
26 applicable reporting and accountability requirements contained in  
27 such act. A portion of these funds may be transferred to state oper-  
28 ations and may be suballocated to other state agencies .....  
29 3,250,000 ..... (re. \$454,000)

30 By chapter 50, section 1, of the laws of 2009:

31 For payment of federal aid to localities pursuant to an expenditure  
32 plan developed by the commissioner of the division of criminal  
33 justice services, provided however that up to 10 percent of the  
34 amount herein appropriated may be used for program administration. A  
35 portion of these funds may be transferred to state operations and  
36 may be suballocated to other state agencies .....  
37 5,500,000 ..... (re. \$215,000)  
38

39 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,  
40 section 1, of the laws of 2010:

41 For services and expenses related to the federal violence against  
42 women program as funded by the American Recovery and Reinvestment  
43 Act of 2009. Funds appropriated herein shall be subject to all  
44 applicable reporting and accountability requirements contained in  
45 such act. A portion of these funds may be transferred to state oper-  
46 ations and/or suballocated to other state agencies .....  
47 1,983,000 ..... (re. \$186,000)  
48

49 Special Revenue Funds - Other  
50 Miscellaneous Special Revenue Fund  
51 Crimes Against Revenue Program Account  
52

53 By chapter 53, section 1, of the laws of 2011:

54 For payment to district attorneys who participate in the crimes  
55 against revenue program to be distributed according to a plan  
56 developed by the commissioner of the division of criminal justice  
57 services, in consultation with the department of taxation and  
58 finance, and approved by the director of the budget .....  
59 16,000,000 ..... (re. \$16,000,000)  
60  
61

## DIVISION OF CRIMINAL JUSTICE SERVICES

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2010:  
2 For payment to district attorneys who participate in the crimes  
3 against revenue program to be distributed according to a plan devel-  
4 oped by the commissioner of the division of criminal justice  
5 services, in consultation with the department of tax and finance,  
6 and approved by the director of the budget ..... (re. \$5,458,000)  
7 16,000,000 ..... (re. \$5,458,000)  
8  
9 Special Revenue Funds - Other  
10 Miscellaneous Special Revenue Fund  
11 Criminal Justice Improvement Account  
12

13 By chapter 53, section 1, of the laws of 2011:  
14 For services and expenses of programs that prevent domestic violence  
15 or aid the victims of domestic violence in the manner set forth in  
16 subdivision 5 of section 24 of the state finance law .....  
17 609,000 ..... (re. \$609,000)  
18 For services and expenses of programs that prevent domestic violence  
19 or aid victims of domestic violence:  
20 For services and expenses of:  
21 Domestic Violence Law Project of Rockland County .....  
22 41,109 ..... (re. \$41,109)  
23 Empire Justice Center ... 47,638 ..... (re. \$47,638)  
24 Legal Aid Society of Mid-New York ... 41,109 ..... (re. \$41,109)  
25 Legal Aid Society of New York - Domestic Violence Services .....  
26 67,218 ..... (re. \$67,218)  
27 Legal Services for New York City - Brooklyn .....  
28 41,109 ..... (re. \$41,109)  
29 Legal Services for New York City - Queens ... 41,109 ... (re. \$41,109)  
30 Metropolitan New York Council on Jewish Poverty .....  
31 55,363 ..... (re. \$55,363)  
32 My Sisters' Place ... 41,109 ..... (re. \$41,109)  
33 Nassau Coalition Against Domestic Violence, Inc. ....  
34 41,109 ..... (re. \$41,109)  
35 Neighborhood Legal Services Inc. of Erie County .....  
36 41,109 ..... (re. \$41,109)  
37 Sanctuary for Families ... 55,363 ..... (re. \$55,363)  
38 Rochester Legal Aid Society ... 54,546 ..... (re. \$54,546)  
39 Volunteer Legal Services Project of Monroe County .....  
40 41,109 ..... (re. \$41,109)  
41

42 By chapter 50, section 1, of the laws of 2010:  
43 For services and expenses of programs that prevent domestic violence  
44 or aid the victims of domestic violence.  
45 For services and expenses of:  
46 Allen Women's Resource Center ... 100,000 ..... (re. \$100,000)  
47 The Legal Project of the Capital District Women's Bar Association ....  
48 70,000 ..... (re. \$19,000)  
49 Legal Services of Hudson Valley-Kingston ... 75,000 .... (re. \$15,000)  
50 Domestic Violence Law Project of Rockland County .....  
51 41,109 ..... (re. \$11,000)  
52 Legal Aid Society of Mid-New York ... 41,109 ..... (re. \$41,000)  
53 Legal Services for New York City - Brooklyn .....  
54 41,109 ..... (re. \$19,000)  
55 Metropolitan New York Council on Jewish Poverty .....  
56 55,363 ..... (re. \$23,000)  
57 My Sisters' Place ... 41,109 ..... (re. \$20,000)  
58 Nassau Coalition Against Domestic Violence ... 41,109 ... (re. \$9,000)  
59 Neighborhood Legal Services of Erie County ... 41,109 .. (re. \$41,000)  
60  
61

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2009, as amended by chapter 53,  
2 section 1, of the laws of 2011:  
3 For services and expenses of programs that prevent domestic violence  
4 or aid the victims of domestic violence in accordance with the  
5 following schedule:  
6 Allen Women's Resource Center ... 100,000 ..... (re. \$32,000)  
7  
8 Special Revenue Funds - Other  
9 Miscellaneous Special Revenue Fund  
10 Drug Enforcement Task Force Account  
11  
12 By chapter 50, section 1, of the laws of 2008:  
13 For distribution to the state's political subdivisions and for  
14 services and expenses of the drug enforcement task forces. Some of  
15 these funds may be transferred to state operations appropriations  
16 ... 392,000 ..... (re. \$392,000)  
17  
18 Special Revenue Funds - Other  
19 Miscellaneous Special Revenue Fund  
20 Legal Services Assistance Account  
21  
22 By chapter 53, section 1, of the laws of 2011:  
23 For prosecutorial services of counties, to be distributed in the same  
24 manner as the prior year or through a competitive process .....  
25 2,592,000 ..... (re. \$2,592,000)  
26 For defense services to be distributed in the same manner as the prior  
27 year or through a competitive process .....  
28 2,592,000 ..... (re. \$1,017,000)  
29 For services and expenses of the district attorney and indigent legal  
30 services attorney loan forgiveness program pursuant to section 679-e  
31 of the education law. These funds may be suballocated to the higher  
32 education services corporation ... 2,430,000 ..... (re. \$2,430,000)  
33 For services and expenses of civil or criminal domestic violence legal  
34 services in the manner set forth in subdivision 5 of section 24 of  
35 the state finance law ... 650,000 ..... (re. \$650,000)  
36 For services, expenses or reimbursement of expenses incurred by local  
37 government agencies and/or not-for-profit providers or their  
38 employees providing civil or criminal legal services in accordance  
39 with the following schedule:  
40 Albany County District Attorney ... 48,100 ..... (re. \$48,100)  
41 Brooklyn Bar Association ... 24,050 ..... (re. \$24,050)  
42 Caribbean Women's Health Association ... 24,050 ..... (re. \$24,050)  
43 Center for Family Representation ... 120,250 ..... (re. \$120,250)  
44 Chemung County Neighborhood Legal Services .....  
45 43,290 ..... (re. \$43,290)  
46 City Bar Fund ... 24,050 ..... (re. \$24,050)  
47 Day One New York ... 36,556 ..... (re. \$36,556)  
48 Empire Justice Center ... 186,147 ..... (re. \$186,147)  
49 Family and Children's Association ... 43,290 ..... (re. \$43,290)  
50 Frank H. Hiscock Legal Aid Society ... 24,050 ..... (re. \$24,050)  
51 Greenhope Services for Women ... 36,556 ..... (re. \$36,556)  
52 Harlem Legal Services ... 120,250 ..... (re. \$120,250)  
53 Legal Aid Bureau of Buffalo ... 38,480 ..... (re. \$38,480)  
54 Legal Aid Society of Mid New York ... 72,150 ..... (re. \$72,150)  
55 Legal Aid Society of Northeastern New York ... 52,910 .. (re. \$52,910)  
56 Legal Aid Society for Rockland County ... 24,050 ..... (re. \$24,050)  
57 Legal Information for Families Today (LIFT) .....  
58 43,290 ..... (re. \$43,290)  
59 Legal Project of the Cap. Dist. Women's Bar .....  
60 91,390 ..... (re. \$91,390)  
61 Legal Services for New York City (LSNY) ... 129,870 ... (re. \$129,870)  
62 Legal Services of Central New York ... 14,430 ..... (re. \$14,430)

## DIVISION OF CRIMINAL JUSTICE SERVICES

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Legal Services of the Hudson Valley ... 52,910 ..... (re. \$52,910)  
 2 Metropolitan Council on Jewish Poverty ... 240,500 .... (re. \$240,500)  
 3 Metropolitan Council on Jewish Poverty - Project New Leaf .....  
 4 73,112 ..... (re. \$73,112)  
 5 MFY Legal Services ... 48,100 ..... (re. \$48,100)  
 6 Monroe County Legal Assistance Center ... 38,480 ..... (re. \$38,480)  
 7 Nassau/Suffolk Law Services Committee, Inc. ....  
 8 52,910 ..... (re. \$52,910)  
 9 New York Legal Assistance Group (NYLAG) ... 24,050 ..... (re. \$24,050)  
 10 New York Legal Assistance Group (NYLAG) - Brooklyn Conflicts Office  
 11 ... 131,313 ..... (re. \$131,313)  
 12 New York City Legal Aid ... 48,100 ..... (re. \$48,100)  
 13 New York City Legal Aid ... 288,600 ..... (re. \$288,600)  
 14 New York County District Attorney - Identity Theft Prosecution .....  
 15 40,404 ..... (re. \$40,404)  
 16 Northern Manhattan Improvement Corporation ... 86,580 .. (re. \$86,580)  
 17 Osborne Association El Rio Program ... 39,442 ..... (re. \$39,442)  
 18 Rural Law Center of New York ... 24,050 ..... (re. \$24,050)  
 19 Sanctuary for Families ... 240,500 ..... (re. \$240,500)  
 20 Southern Tier Legal Services ... 67,340 ..... (re. \$67,340)  
 21 Vera Institute of Justice ... 67,340 ..... (re. \$67,340)  
 22 Volunteers of Legal Service (VOLS) ... 43,290 ..... (re. \$43,290)  
 23 Western New York Law Center ... 43,290 ..... (re. \$43,290)  
 24 Worker's Rights Law Center of New York, Inc. ....  
 25 38,480 ..... (re. \$38,480)  
 26 For services and expenses of statewide indigent legal services for  
 27 persons reentering communities from state facilities .....  
 28 1,000,000 ..... (re. \$487,000)  
 29  
 30 By chapter 50, section 1, of the laws of 2010:  
 31 For services and expenses of the district attorney and indigent legal  
 32 services attorney loan forgiveness program pursuant to section 679-e  
 33 of the education law. These funds may be suballocated to the higher  
 34 education services corporation ... 2,700,000 ..... (re. \$2,200,000)  
 35 For services and expenses of:  
 36 Chautauqua County Legal Services ... 645 ..... (re. \$600)  
 37 Frank H. Hiscock Legal Aid Society ... 10,593 ..... (re. \$2,000)  
 38 Legal Aid Society of Mid New York ... 4,606 ..... (re. \$1,000)  
 39 Legal Aid Society of Rockland County ... 6,070 ..... (re. \$6,000)  
 40 Legal Assistance of Western New York (LAWNY) .....  
 41 29,911 ..... (re. \$1,000)  
 42 Legal Services for the Elderly of Western New York .....  
 43 6,646 ..... (re. \$6,000)  
 44 Make the Road New York ... 12,966 ..... (re. \$12,000)  
 45 New York Center for Law and Justice - Legal Services of the Deaf .....  
 46 8,681 ..... (re. \$8,000)  
 47 The Legal Project Capital District Women's Bar Association .....  
 48 6,448 ..... (re. \$2,000)  
 49 CASA of Erie Co ... 1,107 ..... (re. \$1,000)  
 50 CASA of Rockland Co ... 603 ..... (re. \$600)  
 51 CASA of Westchester Mental Health ... 1,658 ..... (re. \$1,600)  
 52 Chautauqua County Legal services ... 7,212 ..... (re. \$7,200)  
 53 FOCUS ... 11,695 ..... (re. \$8,900)  
 54 Legal Aid of Rockland County ... 8,628 ..... (re. \$8,000)  
 55 Legal Aid Society of Northeastern NY ... 63,894 ..... (re. \$63,000)  
 56 Legal Services of Hudson Valley ... 54,353 ..... (re. \$54,000)  
 57 Medicare Rights Center ... 3,103 ..... (re. \$3,000)  
 58 Neighborhood Legal Services (Orleans, Genesee, Wyoming) .....  
 59 5,325 ..... (re. \$3,000)  
 60 Neighborhood Legal Services (Erie) ... 46,867 ..... (re. \$36,000)  
 61 Neighborhood Legal Services (Niagara) ... 8,937 ..... (re. \$4,300)  
 62



## DIVISION OF CRIMINAL JUSTICE SERVICES

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 New York Legal Assistance Group (NYLAG) ... 3,554 ..... (re. \$800)  
 2 Research Foundation CUNY-Brookdale ... 3,317 ..... (re. \$3,300)  
 3 Volunteer Legal Services of (NYC) ... 12,878 ..... (re. \$9,600)  
 4

5 The appropriation made by chapter 50, section 1, of the laws of 2010, as  
 6 amended by chapter 53, section 1, of the laws of 2011, is hereby  
 7 amended and reappropriated to read:

8 For services, expenses or reimbursement of expenses incurred by local  
 9 government agencies and/or not-for-profit providers or their employ-  
 10 ees providing civil or criminal legal services in accordance with  
 11 the following schedule:

12 Albany County District Attorney ... 45,000 ..... (re. \$45,000)  
 13 Brooklyn Bar Association ... 22,500 ..... (re. \$22,500)  
 14 New York Legal Assistance Group - Brooklyn Conflicts Office .....  
 15 122,850 ..... (re. \$122,800)  
 16 Caribbean Women's Health Association (CWAHA) .....  
 17 22,500 ..... (re. \$22,500)  
 18 Frank H. Hiscock Legal Aid Society ... 22,500 ..... (re. \$7,000)  
 19 Greenhope Services for Women ... 34,200 ..... (re. \$12,000)  
 20 Legal Aid Society of Mid New York ... 67,500 ..... (re. \$17,000)  
 21 Legal Aid Society of Northeastern New York ... 49,500 .. (re. \$32,000)  
 22 Legal Aid Society of Rockland County ... 22,500 ..... (re. \$22,500)  
 23 Legal Project of the Capital District Women's Bar .....  
 24 85,500 ..... (re. \$23,000)  
 25 Legal Services of the Hudson Valley ... 49,500 ..... (re. \$17,000)  
 26 Metropolitan Council on Jewish Poverty ... 225,000 .... (re. \$225,000)  
 27 Metropolitan Council on Jewish Poverty - Project New Leaf .....  
 28 68,400 ..... (re. \$68,400)  
 29 Monroe County Legal Assistance Center ... 36,000 ..... (re. \$9,000)  
 30 New York Legal Assistance Group (NYLAG) ... 22,500 ..... (re. \$5,000)  
 31 Southern Tier Legal Services ... 63,000 ..... (re. \$6,000)  
 32 Vera Institute of Justice ... 63,000 ..... (re. \$28,000)  
 33 Volunteers of Legal Service (VOLs) ... 40,500 ..... (re. \$30,000)  
 34 Western New York Law Center ... 40,500 ..... (re. \$9,000)  
 35

36 By chapter 50, section 1, of the laws of 2009:

37 For services, expenses or reimbursement of expenses incurred by local  
 38 government agencies and/or not-for-profit providers or their employ-  
 39 ees providing civil or criminal legal services.

40 Albany County District Attorney ... 50,000 ..... (re. \$18,000)  
 41 Frank H. Hiscock Legal Aid Society ... 25,000 ..... (re. \$1,000)  
 42 Metropolitan Coordinating Council on Jewish Poverty .....  
 43 250,000 ..... (re. \$2,000)  
 44

45 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,  
 46 section 1, of the laws of 2010:

47 Notwithstanding any law to the contrary, for payment of grants for the  
 48 provision of civil legal services. These funds shall not be avail-  
 49 able until a plan for their administration has been approved by the  
 50 director of the budget, which plan provides for the distribution of  
 51 these funds through existing contracts or through a competitive  
 52 process. Amounts appropriated herein may be transferred in full to  
 53 any other state department or agency .....  
 54 432,000 ..... (re. \$59,000)  
 55

56 Special Revenue Funds - Other  
 57 State Police and Motor Vehicle Law Enforcement Fund  
 58 [Local Agency Law Enforcement]  
 59 Motor Vehicle Theft and Insurance Fraud Account  
 60  
 61

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:  
2 For services and expenses associated with local anti-auto theft  
3 programs, in accordance with section 89-d of the state finance law,  
4 distributed through a competitive process .....  
5 3,749,000 ..... (re. \$3,749,000)  
6  
7 By chapter 50, section 1, of the laws of 2010:  
8 For services and expenses associated with local anti-auto theft  
9 programs, in accordance with section 89-d of the state finance law,  
10 distributed through a competitive process .....  
11 3,749,000 ..... (re. \$1,472,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	36,614,000	178,025,998
6	Special Revenue Funds - Federal ....	6,000,000	6,295,000
7	Special Revenue Funds - Other .....	0	55,351,534
8		-----	-----
9	All Funds .....	42,614,000	239,672,532
10		=====	=====

11 SCHEDULE

12

13

14 MARKETING AND ADVERTISING PROGRAM ..... 4,207,000

15 -----

16

17 General Fund

18 Local Assistance Account

19

20 For a local tourism promotion matching

21 grants program pursuant to article 5-A of

22 the economic development law ..... 3,815,000

23 For operation of a gateway information

24 center at Beekmantown, New York ..... 196,000

25 For operation of a gateway information

26 center at Binghamton, New York ..... 196,000

27 -----

28

29 HIGH TECHNOLOGY PROGRAM ..... 30,594,000

30 -----

31

32 General Fund

33 Local Assistance Account

34

35 For services and expenses related to the

36 operation of the centers of excellence

37 pursuant to a plan approved by the direc-

38 tor of the budget. All or portions of the

39 funds appropriated hereby may be suballo-

40 cated or transferred to any department,

41 agency, or public authority ..... 5,234,000

42

43 Project Schedule

44 PROJECT	AMOUNT
45 -----	-----
46 For services and expenses	
47 related to the operation of	
48 the Buffalo center of excel-	
49 lence in bioinformatics and	
50 life sciences .....	872,333
51 For services and expenses	
52 related to the operation of	
53 the Greater Rochester center	
54 of excellence in photonics	
55 and microsystems .....	872,333
56 For services and expenses	
57 related to the operation of	
58 the Syracuse center of	
59 excellence in environmental	
60 and energy systems .....	872,333

61

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1	For services and expenses	
2	related to the operation of	
3	the Albany center of excel-	
4	lence in nanoelectronics ...	872,333
5	For services and expenses	
6	related to the operation of	
7	the Stony Brook center of	
8	excellence in wireless and	
9	information technology .....	872,333
10	For services and expenses	
11	related to the operation of	
12	the Binghamton Center of	
13	Excellence in small scale	
14	systems integration and	
15	packaging .....	872,333
16		-----
17	Total .....	5,234,000
18		=====
19		
20	For services and expenses related to the	
21	following: centers for advanced technolo-	
22	gy, for matching grants to designated	
23	centers for advanced technology, pursuant	
24	to subdivision 3 of section 3102-b of the	
25	public authorities law. Notwithstanding	
26	any provision of law to the contrary,	
27	funds may also be used for initiatives	
28	related to the operation and development	
29	of the centers of excellence or other high	
30	technology centers. No funds shall be	
31	expended from this appropriation until the	
32	director of the budget has approved a	
33	spending plan .....	13,818,000
34	Technology development organization matching	
35	grants, to be awarded on a competitive	
36	basis in accordance with the provisions of	
37	section 3102-d of the public authorities	
38	law. Notwithstanding any inconsistent	
39	provision of law, the director of the	
40	budget may suballocate up to the full	
41	amount of this appropriation to any	
42	department, agency or authority. No funds	
43	shall be expended from this appropriation	
44	until the director of the budget has	
45	approved a spending plan .....	1,382,000
46	Industrial technology extension service.	
47	Notwithstanding any inconsistent provision	
48	of law, the director of the budget may	
49	suballocate up to the full amount of this	
50	appropriation to any department, agency or	
51	authority. No funds shall be expended from	
52	this appropriation until the director of	
53	the budget has approved a spending plan ..	921,000
54	Focus center - New York. No funds shall be	
55	expended from this appropriation until the	
56	director of the budget has approved a	
57	spending plan .....	3,006,000
58	High technology matching grants program,	
59	including the security through advanced	
60	research and technology (START) initiative	
61	to leverage resources from federal or	
62	private sources including but not limited	

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

1	to the national science foundation, busi-	
2	nesses, industry consortiums, foundations,	
3	and other organizations for efforts asso-	
4	ciated with high technology economic	
5	development, including the payment of	
6	liabilities incurred prior to April 1,	
7	2012. No funds shall be expended from this	
8	appropriation until the director of the	
9	budget has approved a spending plan .....	4,606,000
10	Cornell university/NSF materials research	
11	science and engineering center. No funds	
12	shall be expended from this appropriation	
13	until the director of the budget has	
14	approved a spending plan .....	392,000
15	Cornell university/NSF national nanotechnol-	
16	ogy infrastructure network. No funds shall	
17	be expended from this appropriation until	
18	the director of the budget has approved a	
19	spending plan .....	490,000
20	Columbia university/NSF materials research	
21	science and engineering center. No funds	
22	shall be expended from this appropriation	
23	until the director of the budget has	
24	approved a spending plan .....	245,000
25	Rensselaer Polytechnic Institute Smart	
26	Lighting Systems Engineering Research	
27	Center. No funds shall be expended from	
28	this appropriation until the director of	
29	the budget has approved a spending plan ..	500,000
30		-----
31		
32	RESEARCH DEVELOPMENT PROGRAM .....	343,000
33		-----
34		
35	General Fund	
36	Local Assistance Account	
37		
38	For the science and technology law center	
39	program .....	343,000
40		-----
41		
42	TRAINING AND BUSINESS ASSISTANCE PROGRAM .....	7,470,000
43		-----
44		
45	General Fund	
46	Local Assistance Account	
47		
48	For services and expenses of state matching	
49	funds for the federal manufacturing exten-	
50	sion partnership program.	
51	Notwithstanding any inconsistent provision	
52	of law, the director of the budget may	
53	suballocate up to the full amount of this	
54	appropriation to any department, agency or	
55	authority. No funds shall be expended from	
56	this appropriation until the director of	
57	the budget has approved a spending plan ..	1,470,000
58		-----
59	Program account subtotal .....	1,470,000
60		-----
61		
62		

## DEPARTMENT OF ECONOMIC DEVELOPMENT

## AID TO LOCALITIES 2012-13

1	Special Revenue Funds - Federal	
2	Federal Operating Grants Fund	
3	Manufacturing Extension Partnership Program Account	
4		
5	Notwithstanding any inconsistent provision	
6	of law, the director of the budget may	
7	suballocate up to the full amount of this	
8	appropriation to any department, agency or	
9	authority .....	6,000,000
10		-----
11	Program account subtotal .....	6,000,000
12		-----

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 MARKETING AND ADVERTISING PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For a local tourism promotion matching grants program pursuant to  
8 article 5-A of the economic development law .....  
9 3,815,000 ..... (re. \$3,815,000)  
10 For operation of a gateway information center at Beekmantown, New  
11 York ... 196,000 ..... (re. \$99,000)  
12 For operation of a gateway information center at Binghamton, New  
13 York ... 196,000 ..... (re. \$153,000)  
14  
15 By chapter 55, section 1, of the laws of 2010:  
16 For a local tourism promotion matching grants program pursuant to  
17 article 5-A of the economic development law .....  
18 3,815,000 ..... (re. \$3,787,000)  
19  
20 By chapter 55, section 1, of the laws of 2009:  
21 For a local tourism promotion matching grants program pursuant to  
22 article 5-A of the economic development law .....  
23 4,171,000 ..... (re. \$680,000)  
24  
25 By chapter 55, section 1, of the laws of 2008, as amended by chapter 55,  
26 section 1, of the laws of 2009:  
27 For services and expenses of the business marketing program pursuant  
28 to chapter 59 of the laws of 2008 ... 875,000 ..... (re. \$875,000)  
29  
30 HIGH TECHNOLOGY PROGRAM  
31  
32 General Fund  
33 Local Assistance Account  
34  
35 By chapter 53, section 1, of the laws of 2011:  
36 For services and expenses related to the operation of the centers of  
37 excellence pursuant to a plan approved by the director of the  
38 budget. All or portions of the funds appropriated hereby may be  
39 suballocated or transferred to any department, agency, or public  
40 authority ... 5,233,998 ..... (re. \$5,233,998)  
41  
42 Project Schedule  
43 PROJECT AMOUNT  
44 -----  
45 For services and expenses  
46 related to the operation of  
47 the Buffalo center of excel-  
48 lence in bioinformatics and  
49 life sciences ..... 872,333  
50 For services and expenses  
51 related to the operation of  
52 the Greater Rochester center  
53 of excellence in photonics  
54 and microsystems ..... 872,333  
55 For services and expenses  
56 related to the operation of  
57 the Syracuse center of  
58 excellence in environmental  
59 and energy systems ..... 872,333  
60

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1	For services and expenses	
2	related to the operation of	
3	the Albany center of excel-	
4	lence in nanoelectronics .....	872,333
5	For services and expenses	
6	related to the operation of	
7	the Stony Brook center of	
8	excellence in wireless and	
9	information technology .....	872,333
10	For services and expenses	
11	related to the operation of	
12	the Binghamton Center of	
13	Excellence in small scale	
14	systems integration and	
15	packaging .....	872,333
16		-----
17	Total .....	5,233,998
18		=====

19

20 For services and expenses related to the following: centers for

21 advanced technology, for matching grants to designated centers for

22 advanced technology, pursuant to subdivision 3 of section 3102-b of

23 the public authorities law. Notwithstanding any provision of law to

24 the contrary, funds may also be used for initiatives related to the

25 operation and development of the centers of excellence or other high

26 technology centers. No funds shall be expended from this

27 appropriation until the director of the budget has approved a

28 spending plan ... 13,818,000 ..... (re. \$13,818,000)

29 Technology development organization matching grants, to be awarded on

30 a competitive basis in accordance with the provisions of section

31 3102-d of the public authorities law. Notwithstanding any

32 inconsistent provision of law, the director of the budget may

33 suballocate up to the full amount of this appropriation to any

34 department, agency or authority. No funds shall be expended from

35 this appropriation until the director of the budget has approved a

36 spending plan ... 1,382,000 ..... (re. \$1,288,000)

37 Industrial technology extension service. Notwithstanding any

38 inconsistent provision of law, the director of the budget may

39 suballocate up to the full amount of this appropriation to any

40 department, agency or authority. No funds shall be expended from

41 this appropriation until the director of the budget has approved a

42 spending plan ... 921,000 ..... (re. \$701,000)

43 Focus center - New York. No funds shall be expended from this

44 appropriation until the director of the budget has approved a

45 spending plan ... 3,006,000 ..... (re. \$3,006,000)

46 High technology matching grants program, including the security

47 through advanced research and technology (START) initiative to

48 leverage resources from federal or private sources including but not

49 limited to the national science foundation, businesses, industry

50 consortiums, foundations, and other organizations for efforts

51 associated with high technology economic development, including the

52 payment of liabilities incurred prior to April 1, 2011. No funds

53 shall be expended from this appropriation until the director of the

54 budget has approved a spending plan .....

55 4,606,000 ..... (re. \$4,606,000)

56 Cornell university/NSF nanobiotechnology. No funds shall be expended

57 from this appropriation until the director of the budget has

58 approved a spending plan ... 294,000 ..... (re. \$294,000)

59 Cornell university/NSF materials research science and engineering

60 center. No funds shall be expended from this appropriation until the

61 director of the budget has approved a spending plan .....

62 392,000 ..... (re. \$392,000)



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1 Cornell university/NSF nanoscale science and engineering center. No  
2 funds shall be expended from this appropriation until the director  
3 of the budget has approved a spending plan .....  
4 490,000 ..... (re. \$490,000)  
5 Cornell university/NSF national nanotechnology infrastructure network.  
6 No funds shall be expended from this appropriation until the  
7 director of the budget has approved a spending plan .....  
8 490,000 ..... (re. \$490,000)  
9 Columbia university/NSF nanoscale science and engineering center. No  
10 funds shall be expended from this appropriation until the director  
11 of the budget has approved a spending plan .....  
12 490,000 ..... (re. \$490,000)  
13 Columbia university/NSF materials research science and engineering  
14 center. No funds shall be expended from this appropriation until the  
15 director of the budget has approved a spending plan .....  
16 245,000 ..... (re. \$245,000)  
17 RPI/NSF nanoscale science and engineering center. No funds shall be  
18 expended from this appropriation until the director of the budget  
19 has approved a spending plan ... 490,000 ..... (re. \$490,000)  
20 SUNY Albany semiconductor research corporation (SRC)center for  
21 advanced interconnect systems technologies (CAIST), including the  
22 payment of liabilities incurred prior to April 1, 2011. No funds  
23 shall be expended from this appropriation until the director of the  
24 budget has approved a spending plan ... 690,000 ..... (re. \$690,000)  
25 University at Albany Institute for Nanoelectronics Discovery and  
26 Exploration (INDEX). No funds shall be expended from this  
27 appropriation until the director of the budget has approved a  
28 spending plan ... 750,000 ..... (re. \$750,000)  
29 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering  
30 Research Center. No funds shall be expended from this appropriation  
31 until the director of the budget has approved a spending plan .....  
32 500,000 ..... (re. \$500,000)  
33 Stony Brook University Semiconductor High-Energy Radiation project. No  
34 funds shall be expended from this appropriation until the director  
35 of the budget has approved a spending plan .....  
36 250,000 ..... (re. \$250,000)  
37  
38 By chapter 55, section 1, of the laws of 2010, as transferred by chapter  
39 53, section 1, of the laws of 2011:  
40 Innovation economy matching grants program to be awarded on a compet-  
41 itive basis to leverage resources from federal or private sources,  
42 including but not limited to, the national science foundation, busi-  
43 nesses, industry consortiums, foundations, and other organizations  
44 for efforts associated with high technology research and economic  
45 development, including the payment of liabilities incurred prior to  
46 April 1, 2010. Notwithstanding any inconsistent provision of law,  
47 the director of the budget may suballocate up to the full amount of  
48 this appropriation to any department, agency or authority. No funds  
49 shall be expended from this appropriation until the director of the  
50 budget has approved a spending plan submitted by the foundation for  
51 science, technology and innovation in such detail as the director of  
52 the budget may require. Copies of the plan shall be provided to the  
53 Senate Finance and Assembly Ways and Means .....  
54 29,500,000 ..... (re. \$29,500,000)  
55 For services and expenses related to the operation of the centers of  
56 excellence pursuant to a plan approved by the director of the budg-  
57 et. All or portions of the funds appropriated hereby may be suballo-  
58 cated or transferred to any department, agency, or public authority  
59 ... 5,234,000 ..... (re. \$4,362,000)  
60  
61

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1	Project Schedule	
2	PROJECT	AMOUNT
3	-----	
4	For services and expenses	
5	related to the operation of	
6	the Buffalo center of excel-	
7	lence in bioinformatics and	
8	life sciences .....	872,333
9	For services and expenses	
10	related to the operation of	
11	the Greater Rochester center	
12	of excellence in photonics	
13	and microsystems .....	872,333
14	For services and expenses	
15	related to the operation of	
16	the Syracuse center of	
17	excellence in environmental	
18	and energy systems .....	872,333
19	For services and expenses	
20	related to the operation of	
21	the Albany center of excel-	
22	lence in nanoelectronics .....	872,333
23	For services and expenses	
24	related to the operation of	
25	the Stony Brook center of	
26	excellence in wireless and	
27	information technology .....	872,333
28	For services and expenses	
29	related to the operation of	
30	the Binghamton Center of	
31	Excellence in small scale	
32	systems integration and	
33	packaging .....	872,333
34		-----
35	Total .....	5,234,000
36		=====
37		
38	For services and expenses related to the following: centers for	
39	advanced technology, for matching grants to designated centers for	
40	advanced technology, pursuant to subdivision 3 of section 3102-b of	
41	the public authorities law. Notwithstanding any provision of law to	
42	the contrary, funds may also be used for initiatives related to the	
43	operation and development of the centers of excellence or other high	
44	technology centers. No funds shall be expended from this appropri-	
45	ation until the director of the budget has approved a spending plan	
46	submitted by the foundation for science, technology and innovation	
47	in such detail as the director of the budget may require ...	
48	13,818,000 .....	(re. \$13,818,000)
49	Industrial technology extension service. Notwithstanding any incon-	
50	sistent provision of law, the director of the budget may suballocate	
51	up to the full amount of this appropriation to any department, agen-	
52	cy or authority. No funds shall be expended from this appropriation	
53	until the director of the budget has approved a spending plan	
54	submitted by the foundation for science, technology and innovation	
55	in such detail as the director of the budget may require .....	
56	921,000 .....	(re. \$44,000)
57	Focus center - New York. No funds shall be expended from this appro-	
58	priation until the director of the budget has approved a spending	
59	plan submitted by the foundation for science, technology and inno-	
60	vation in such detail as the director of the budget may require ...	
61	3,006,000 .....	(re. \$3,006,000)
62		

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1	Project Schedule	
2	PROJECT	AMOUNT
3	-----	
4	For services and expenses	
5	related to the operation of	
6	the SUNY Albany Focus Center	
7	.....	2,503,000
8	For Services and expenses	
9	related to the operation of	
10	the PRI Focus Center .....	503,000
11		-----
12	Total .....	3,006,000
13		=====
14		
15	High technology matching grants program, including the security	
16	through advanced research and technology (START) initiative to	
17	leverage resources from federal or private sources including but not	
18	limited to the national science foundation, businesses, industry	
19	consortiums, foundations, and other organizations for efforts asso-	
20	ciated with high technology economic development, including the	
21	payment of liabilities incurred prior to April 1, 2010. No funds	
22	shall be expended from this appropriation until the director of the	
23	budget has approved a spending plan submitted by the foundation for	
24	science, technology and innovation in such detail as the director of	
25	the budget may require ... 4,606,000 .....	(re. \$4,606,000)
26	Cornell university/NSF nanobiotechnology. No funds shall be expended	
27	from this appropriation until the director of the budget has	
28	approved a spending plan submitted by the foundation for science,	
29	technology and innovation in such detail as the director of the	
30	budget may require ... 294,000 .....	(re. \$294,000)
31	Cornell university/NSF materials research science and engineering	
32	center. No funds shall be expended from this appropriation until the	
33	director of the budget has approved a spending plan submitted by the	
34	foundation for science, technology and innovation in such detail as	
35	the director of the budget may require ... 392,000 ..	(re. \$392,000)
36	Cornell university/NSF nanoscale science and engineering center. No	
37	funds shall be expended from this appropriation until the director	
38	of the budget has approved a spending plan submitted by the founda-	
39	tion for science, technology and innovation in such detail as the	
40	director of the budget may require ... 490,000 .....	(re. \$490,000)
41	Cornell university/NSF national nanotechnology infrastructure network.	
42	No funds shall be expended from this appropriation until the direc-	
43	tor of the budget has approved a spending plan submitted by the	
44	foundation for science, technology and innovation in such detail as	
45	the director of the budget may require ... 490,000 ..	(re. \$490,000)
46	Columbia university/NSF nanoscale science and engineering center. No	
47	funds shall be expended from this appropriation until the director	
48	of the budget has approved a spending plan submitted by the founda-	
49	tion for science, technology and innovation in such detail as the	
50	director of the budget may require ... 490,000 .....	(re. \$490,000)
51	Columbia university/NSF materials research science and engineering	
52	center. No funds shall be expended from this appropriation until the	
53	director of the budget has approved a spending plan submitted by the	
54	foundation for science, technology and innovation in such detail as	
55	the director of the budget may require ... 245,000 ..	(re. \$245,000)
56	RPI/NSF nanoscale science and engineering center. No funds shall be	
57	expended from this appropriation until the director of the budget	
58	has approved a spending plan submitted by the foundation for	
59	science, technology and innovation in such detail as the director of	
60	the budget may require ... 490,000 .....	(re. \$490,000)
61	SUNY Albany semiconductor research corporation (SRC)center for	
62	advanced interconnect systems technologies (CAIST), including the	

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1 payment of liabilities incurred prior to April 1, 2010. No funds  
2 shall be expended from this appropriation until the director of the  
3 budget has approved a spending plan submitted by the foundation for  
4 science, technology and innovation in such detail as the director of  
5 the budget may require ... 690,000 ..... (re. \$690,000)  
6 University at Albany Institute for Nanoelectronics Discovery and  
7 Exploration (INDEX). No funds shall be expended from this appropri-  
8 ation until the director of the budget has approved a spending plan  
9 submitted by the foundation for science, technology and innovation  
10 in such detail as the director of the budget may require .....  
11 750,000 ..... (re. \$750,000)  
12 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering  
13 Research Center. No funds shall be expended from this appropriation  
14 until the director of the budget has approved a spending plan  
15 submitted by the foundation for science, technology and innovation  
16 in such detail as the director of the budget may require .....  
17 500,000 ..... (re. \$500,000)  
18 Stony Brook University Semiconductor High-Energy Radiation project. No  
19 funds shall be expended from this appropriation until the director  
20 of the budget has approved a spending plan submitted by the founda-  
21 tion for science, technology and innovation in such detail as the  
22 director of the budget may require ... 250,000 ..... (re. \$250,000)  
23  
24 By chapter 55, section 1, of the laws of 2009, as transferred by chapter  
25 53, section 1, of the laws of 2011:  
26 For services and expenses related to the following: centers for  
27 advanced technology, for matching grants to designated centers for  
28 advanced technology, pursuant to subdivision 3 of section 3102-b of  
29 the public authorities law. Notwithstanding any provision of law to  
30 the contrary, funds may also be used for initiatives related to the  
31 operation and development of the centers of excellence or other high  
32 technology centers. No funds shall be expended from this appropri-  
33 ation until the director of the budget has approved a spending plan  
34 submitted by the foundation for science, technology and innovation  
35 in such detail as the director of the budget may require .....  
36 13,818,000 ..... (re. \$13,317,000)  
37 Focus center - New York. No funds shall be expended from this appro-  
38 priation until the director of the budget has approved a spending  
39 plan submitted by the foundation for science, technology and inno-  
40 vation in such detail as the director of the budget may require ....  
41 4,606,000 ..... (re. \$4,606,000)  
42 High technology matching grants program, including the security  
43 through advanced research and technology (START) initiative to  
44 leverage resources from federal or private sources including but not  
45 limited to the national science foundation, businesses, industry  
46 consortiums, foundations, and other organizations for efforts asso-  
47 ciated with high technology economic development, including the  
48 payment of liabilities incurred prior to April 1, 2009. No funds  
49 shall be expended from this appropriation until the director of the  
50 budget has approved a spending plan submitted by the foundation for  
51 science, technology and innovation in such detail as the director of  
52 the budget may require ... 4,606,000 ..... (re. \$4,606,000)  
53 Cornell university/NSF materials research science and engineering  
54 center. No funds shall be expended from this appropriation until the  
55 director of the budget has approved a spending plan submitted by the  
56 foundation for science, technology and innovation in such detail as  
57 the director of the budget may require ... 392,000 .. (re. \$392,000)  
58 Cornell university/NSF nanoscale science and engineering center. No  
59 funds shall be expended from this appropriation until the director  
60 of the budget has approved a spending plan submitted by the founda-  
61 tion for science, technology and innovation in such detail as the  
62 director of the budget may require ... 490,000 ..... (re. \$490,000)

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1 Cornell university/NSF national nanotechnology infrastructure network.  
2 No funds shall be expended from this appropriation until the direc-  
3 tor of the budget has approved a spending plan submitted by the  
4 foundation for science, technology and innovation in such detail as  
5 the director of the budget may require ... 490,000 .. (re. \$490,000)  
6 Columbia university/NSF nanoscale science and engineering center. No  
7 funds shall be expended from this appropriation until the director  
8 of the budget has approved a spending plan submitted by the founda-  
9 tion for science, technology and innovation in such detail as the  
10 director of the budget may require ... 490,000 ..... (re. \$490,000)  
11 Columbia university/NSF materials research science and engineering  
12 center. No funds shall be expended from this appropriation until the  
13 director of the budget has approved a spending plan submitted by the  
14 foundation for science, technology and innovation in such detail as  
15 the director of the budget may require ... 245,000 .. (re. \$245,000)  
16 RPI/NSF nanoscale science and engineering center. No funds shall be  
17 expended from this appropriation until the director of the budget  
18 has approved a spending plan submitted by the foundation for  
19 science, technology and innovation in such detail as the director of  
20 the budget may require ... 490,000 ..... (re. \$490,000)  
21 CUNY optical sensing and imaging center. No funds shall be expended  
22 from this appropriation until the director of the budget has  
23 approved a spending plan submitted by the foundation for science,  
24 technology and innovation in such detail as the director of the  
25 budget may require ... 69,000 ..... (re. \$69,000)  
26 SUNY Albany semiconductor research corporation (SRC)center for  
27 advanced interconnect systems technologies (CAIST), including the  
28 payment of liabilities incurred prior to April 1, 2007. No funds  
29 shall be expended from this appropriation until the director of the  
30 budget has approved a spending plan submitted by the foundation for  
31 science, technology and innovation in such detail as the director of  
32 the budget may require ... 690,000 ..... (re. \$690,000)  
33 University at Albany Institute for Nanoelectronics Discovery and  
34 Exploration (INDEX). No funds shall be expended from this appropri-  
35 ation until the director of the budget has approved a spending plan  
36 submitted by the foundation for science, technology and innovation  
37 in such detail as the director of the budget may require .....  
38 750,000 ..... (re. \$750,000)  
39 Rensselaer Polytechnic Institute Smart Lighting Systems Engineering  
40 Research Center. No funds shall be expended from this appropriation  
41 until the director of the budget has approved a spending plan  
42 submitted by the foundation for science, technology and innovation  
43 in such detail as the director of the budget may require .....  
44 500,000 ..... (re. \$500,000)  
45 Stony Brook University Semiconductor High-Energy Radiation project. No  
46 funds shall be expended from this appropriation until the director  
47 of the budget has approved a spending plan submitted by the founda-  
48 tion for science, technology and innovation in such detail as the  
49 director of the budget may require ... 250,000 ..... (re. \$250,000)  
50  
51 By chapter 55, section 1, of the laws of 2008, as transferred by chapter  
52 53, section 1, of the laws of 2011:  
53 Syracuse university sensing, analyzing, interpreting and deciding  
54 center - SAID. No funds shall be expended from this appropriation  
55 until the director of the budget has approved a spending plan  
56 submitted by the foundation for science, technology and innovation  
57 in such detail as the director of the budget may require .....  
58 314,000 ..... (re. \$314,000)  
59

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1 Cornell university/NSF nanoscale science and engineering center. No  
2 funds shall be expended from this appropriation until the director  
3 of the budget has approved a spending plan submitted by the founda-  
4 tion for science, technology and innovation in such detail as the  
5 director of the budget may require ... 490,000 ..... (re. \$490,000)  
6 Columbia university/NSF nanoscale science and engineering center. No  
7 funds shall be expended from this appropriation until the director  
8 of the budget has approved a spending plan submitted by the founda-  
9 tion for science, technology and innovation in such detail as the  
10 director of the budget may require ... 490,000 ..... (re. \$113,000)  
11 Columbia university/NSF materials research science and engineering  
12 center. No funds shall be expended from this appropriation until the  
13 director of the budget has approved a spending plan submitted by the  
14 foundation for science, technology and innovation in such detail as  
15 the director of the budget may require ... 245,000 .. (re. \$245,000)  
16 RPI/NSF nanoscale science and engineering center. No funds shall be  
17 expended from this appropriation until the director of the budget  
18 has approved a spending plan submitted by the foundation for  
19 science, technology and innovation in such detail as the director of  
20 the budget may require ... 490,000 ..... (re. \$490,000)  
21 CUNY optical sensing and imaging center. No funds shall be expended  
22 from this appropriation until the director of the budget has  
23 approved a spending plan submitted by the foundation for science,  
24 technology and innovation in such detail as the director of the  
25 budget may require ... 69,000 ..... (re. \$41,000)  
26 For services and expenses related to the following: centers for  
27 advanced technology, for matching grants to designated centers for  
28 advanced technology, pursuant to subdivision 3 of section 3102-b of  
29 the public authorities law. Notwithstanding any provision of law to  
30 the contrary, funds may also be used for initiatives related to the  
31 operation and development of the centers of excellence or other high  
32 technology centers. No funds shall be expended from this appropri-  
33 ation until the director of the budget has approved a spending plan  
34 submitted by the foundation for science, technology and innovation  
35 in such detail as the director of the budget may require, provided,  
36 however, that the amount of this appropriation available for expend-  
37 iture and disbursement on and after September 1, 2008 shall be  
38 reduced by six percent of the amount that was undisbursed as of  
39 August 15, 2008 ... 14,700,000 ..... (re. \$4,948,000)  
40 Focus center - New York. No funds shall be expended from this appro-  
41 priation until the director of the budget has approved a spending  
42 plan submitted by the foundation for science, technology and inno-  
43 vation in such detail as the director of the budget may require,  
44 provided, however, that the amount of this appropriation available  
45 for expenditure and disbursement on and after September 1, 2008  
46 shall be reduced by six percent of the amount that was undisbursed  
47 as of August 15, 2008 ... 4,900,000 ..... (re. \$3,648,000)  
48 High technology matching grants program, including the security  
49 through advanced research and technology (START) initiative to  
50 leverage resources from federal or private sources including but not  
51 limited to the national science foundation, businesses, industry  
52 consortiums, foundations, and other organizations for efforts asso-  
53 ciated with high technology economic development, including the  
54 payment of liabilities incurred prior to April 1, 2007. No funds  
55 shall be expended from this appropriation until the director of the  
56 budget has approved a spending plan submitted by the foundation for  
57 science, technology and innovation in such detail as the director of  
58 the budget may require, provided, however, that the amount of this  
59 appropriation available for expenditure and disbursement on and  
60 after September 1, 2008 shall be reduced by six percent of the  
61 amount that was undisbursed as of August 15, 2008 .....  
62 4,900,000 ..... (re. \$3,856,000)

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1 SUNY Albany semiconductor research corporation (SRC)center for  
2 advanced interconnect systems technologies (CAIST), including the  
3 payment of liabilities incurred prior to April 1, 2007. No funds  
4 shall be expended from this appropriation until the director of the  
5 budget has approved a spending plan submitted by the foundation for  
6 science, technology and innovation in such detail as the director of  
7 the budget may require, provided, however, that the amount of this  
8 appropriation available for expenditure and disbursement on and  
9 after September 1, 2008 shall be reduced by six percent of the  
10 amount that was undisbursed as of August 15, 2008 .....  
11 735,000 ..... (re. \$14,000)  
12 For services and expenses related to the following: college applied  
13 research centers, for matching grants to designated college applied  
14 research centers, pursuant to section 209-t of article 10-B of the  
15 executive law. No funds shall be expended from this appropriation  
16 until the director of the budget has approved a spending plan  
17 submitted by the foundation for science, technology and innovation  
18 in such detail as the director of the budget may require .....  
19 932,000 ..... (re. \$932,000)  
20 For services and expenses of:  
21 Center for Integrated Manufacturing ... 564,000 ..... (re. \$212,000)  
22 Center for Remanufacturing ... 301,000 ..... (re. \$58,000)  
23 New York Loves Bio ... 113,000 ..... (re. \$113,000)  
24  
25 By chapter 55, section 1, of the laws of 2007, as transferred by chapter  
26 53, section 1, of the laws of 2011:  
27 Syracuse university sensing, analyzing, interpreting and deciding  
28 center - SAID. No funds shall be expended from this appropriation  
29 until the director of the budget has approved a spending plan  
30 submitted by the foundation for science, technology and innovation  
31 in such detail as the director of the budget may require .....  
32 320,000 ..... (re. \$260,000)  
33 Columbia university/NSF materials research science and engineering  
34 center. No funds shall be expended from this appropriation until the  
35 director of the budget has approved a spending plan submitted by the  
36 foundation for science, technology and innovation in such detail as  
37 the director of the budget may require ... 250,000 ... (re. \$63,000)  
38 RPI/NSF nanoscale science and engineering center. No funds shall be  
39 expended from this appropriation until the director of the budget  
40 has approved a spending plan submitted by the foundation for  
41 science, technology and innovation in such detail as the director of  
42 the budget may require... 500,000 ..... (re. \$62,000)  
43 For services and expenses of:  
44 New York State Center for Engineering, Design and Industrial Inno-  
45 vation ... 250,000 ..... (re. \$250,000)  
46 Focus center - New York. No funds shall be expended from this appro-  
47 priation until the director of the budget has approved a spending  
48 plan submitted by the foundation for science, technology and inno-  
49 vation in such detail as the director of the budget may require,  
50 provided, however, that the amount of this appropriation available  
51 for expenditure and disbursement on and after September 1, 2008  
52 shall be reduced by six percent of the amount that was undisbursed  
53 as of August 15, 2008 ... 5,000,000 ..... (re. \$2,207,000)  
54 High technology matching grants program, including the security  
55 through advanced research and technology (START) initiative to  
56 leverage resources from federal or private sources including but not  
57 limited to the national science foundation, businesses, industry  
58 consortiums, foundations, and other organizations for efforts asso-  
59 ciated with high technology economic development, including the  
60 payment of liabilities incurred prior to April 1, 2007. No funds  
61 shall be expended from this appropriation until the director of the  
62 budget has approved a spending plan submitted by the foundation for

## DEPARTMENT OF ECONOMIC DEVELOPMENT

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 science, technology and innovation in such detail as the director of  
 2 the budget may require, provided, however, that the amount of this  
 3 appropriation available for expenditure and disbursement on and  
 4 after September 1, 2008 shall be reduced by six percent of the  
 5 amount that was undisbursed as of August 15, 2008 .....  
 6 5,000,000 ..... (re. \$4,700,000)  
 7 For services and expenses related to the following: college applied  
 8 research centers, for matching grants to designated college applied  
 9 research centers, pursuant to section 209-t of article 10-B of the  
 10 executive law. No funds shall be expended from this appropriation  
 11 until the director of the budget has approved a spending plan  
 12 submitted by the foundation for science, technology and innovation  
 13 in such detail as the director of the budget may require .....  
 14 960,000 ..... (re. \$960,000)  
 15  
 16 RESEARCH DEVELOPMENT PROGRAM  
 17  
 18 General Fund  
 19 Local Assistance Account  
 20  
 21 By chapter 53, section 1, of the laws of 2011:  
 22 For the science and technology law center program .....  
 23 343,000 ..... (re. \$343,000)  
 24  
 25 By chapter 55, section 1, of the laws of 2010, as transferred by chapter  
 26 53, section 1, of the laws of 2011:  
 27 For the science and technology law center program .....  
 28 343,000 ..... (re. \$343,000)  
 29  
 30 By chapter 55, section 1, of the laws of 2009, as transferred by chapter  
 31 53, section 1, of the laws of 2011:  
 32 Faculty development program ... 2,685,000 ..... (re. \$2,685,000)  
 33 Incentive program in accordance with the following:  
 34 For the science and technology law center program .....  
 35 343,000 ..... (re. \$343,000)  
 36 For expenses related to the incentive program .....  
 37 2,920,000 ..... (re. \$2,920,000)  
 38  
 39 By chapter 55, section 1, of the laws of 2008, as transferred by chapter  
 40 53, section 1, of the laws of 2011:  
 41 Incentive program in accordance with the following:  
 42 For the science and technology law center program .....  
 43 343,000 ..... (re. \$343,000)  
 44 For expenses related to the incentive program .....  
 45 2,920,000 ..... (re. \$2,920,000)  
 46 Faculty development program ... 2,685,000 ..... (re. \$2,450,000)  
 47  
 48 By chapter 55, section 1, of the laws of 2007, as transferred by chapter  
 49 53, section 1, of the laws of 2011:  
 50 Incentive program in accordance with the following:  
 51 For the science and technology law center program .....  
 52 350,000 ..... (re. \$150,000)  
 53 Faculty development program, provided, however, that the amount of  
 54 this appropriation available for expenditure and disbursement on and  
 55 after September 1, 2008 shall be reduced by six percent of the  
 56 amount that was undisbursed as of August 15, 2008 .....  
 57 4,000,000 ..... (re. \$3,760,000)  
 58 For services and expenses of the James D. Watson investigator program,  
 59 provided, however, that the amount of this appropriation available  
 60 for expenditure and disbursement on and after September 1, 2008  
 61 shall be reduced by six percent of the amount that was undisbursed  
 62 as of August 15, 2008 ... 1,000,000 ..... (re. \$640,000)



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1 For expenses related to the incentive program, provided, however, that  
 2 the amount of this appropriation available for expenditure and  
 3 disbursement on and after September 1, 2008 shall be reduced by six  
 4 percent of the amount that was undisbursed as of August 15, 2008 ...  
 5 4,000,000 ..... (re. \$3,760,000)  
 6

7 TRAINING AND BUSINESS ASSISTANCE PROGRAM

8  
 9 General Fund  
 10 Local Assistance Account  
 11

12 By chapter 53, section 1, of the laws of 2011:  
 13 For services and expenses of state matching funds for the federal  
 14 manufacturing extension partnership program.  
 15 Notwithstanding any inconsistent provision of law, the director of the  
 16 budget may suballocate up to the full amount of this appropriation  
 17 to any department, agency or authority. No funds shall be expended  
 18 from this appropriation until the director of the budget has  
 19 approved a spending plan ... 1,470,000 ..... (re. \$1,299,000)  
 20

21 By chapter 55, section 1, of the laws of 2010, as transferred by chapter  
 22 53, section 1, of the laws of 2011:  
 23 For services and expenses of state matching funds for the federal  
 24 manufacturing extension partnership program.  
 25 Notwithstanding any inconsistent provision of law, the director of the  
 26 budget may suballocate up to the full amount of this appropriation  
 27 to any department, agency or authority. No funds shall be expended  
 28 from this appropriation until the director of the budget has  
 29 approved a spending plan submitted by the foundation for science,  
 30 technology and innovation in such detail as the director of the  
 31 budget may require ... 1,470,000 ..... (re. \$96,000)  
 32

33 By chapter 55, section 1, of the laws of 2007, as transferred by chapter  
 34 53, section 1, of the laws of 2011:  
 35 For services and expenses related to development of emerging technolo-  
 36 gy workforce training programs at community colleges .....  
 37 2,100,000 ..... (re. \$1,053,000)  
 38

39 Project Schedule

40 PROJECT	41 AMOUNT
42 -----	
	43 (thousands)
44 For services and expenses related to emerg-	
45 ing technology workforce training at Onon-	
46 daga county community college .....	700,000
47 For services and expenses related to emerg-	
48 ing technology workforce training at	
49 Monroe county community college .....	700,000
50 For services and expenses related to emerg-	
51 ing technology workforce training at	
52 Hudson valley community college .....	700,000
	53 -----

54 Special Revenue Funds - Federal  
 55 Federal Operating Grants Fund  
 56 Manufacturing Extension Partnership Program Account  
 57

58 By chapter 53, section 1, of the laws of 2011:  
 59 Notwithstanding any inconsistent provision of law, the director of the  
 60 budget may suballocate up to the full amount of this appropriation  
 61 to any department, agency or authority .....  
 62 9,100,000 ..... (re. \$6,295,000)  
 63

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 SMALL BUSINESS CREDIT INITIATIVE PROGRAM

2

3 Special Revenue Funds - [Federal] Other  
4 [Federal Operating Grant Fund] Miscellaneous Special Revenue Fund  
5 Small Business Credit Initiative Account  
6

7 By chapter 103, section 3, of the laws of 2011:

8 For programs and activities authorized pursuant to section sixteen-f  
9 of the new york state urban development corporation act, including  
10 any services and costs associated with administration of such  
11 programs and activities, subject to the limitations imposed by  
12 federal funding requirements. Notwithstanding any provision of law  
13 to the contrary, such moneys shall be paid by the department of  
14 economic development to the new york state urban development  
15 corporation from federal operating grant moneys deposited in the  
16 state treasury for the federal state small business credit  
17 initiative. Provided further that, notwithstanding any inconsistent  
18 provision of law, subject to the approval of the director of the  
19 budget, funds appropriated herein may be interchanged with any other  
20 item of appropriation to be funded from the small business credit  
21 initiative account ... 10,405,173 ..... (re. \$10,405,173)

22 For programs and activities authorized pursuant to section sixteen-k  
23 of the new york state urban development corporation act, including  
24 any services and costs associated with administration of such  
25 programs and activities, subject to the limitations imposed by  
26 federal funding requirements. Notwithstanding any provision of law  
27 to the contrary, such moneys shall be paid by the department of  
28 economic development to the new york state urban development  
29 corporation from federal operating grant moneys deposited in the  
30 state treasury for the federal state small business credit  
31 initiative. Provided further that, notwithstanding any inconsistent  
32 provision of law, subject to the approval of the director of the  
33 budget, funds appropriated herein may be interchanged with any other  
34 item of appropriation to be funded from the small business credit  
35 initiative account ... 18,994,204 ..... (re. \$18,994,204)

36 For programs and activities authorized pursuant to section sixteen-u  
37 of the new york state urban development corporation act, including  
38 any services and costs associated with administration of such  
39 programs and activities, subject to the limitations imposed by  
40 federal funding requirements. Notwithstanding any provision of law  
41 to the contrary, such moneys shall be paid by the department of  
42 economic development to the new york state urban development  
43 corporation from federal operating grant moneys deposited in the  
44 state treasury for the federal state small business credit  
45 initiative. Provided further that, notwithstanding any inconsistent  
46 provision of law, subject to the approval of the director of the  
47 budget, funds appropriated herein may be inter changed with any  
48 other item of appropriation to be funded from the small business  
49 credit initiative account ... 25,952,157 ..... (re. \$25,952,157)



## EDUCATION DEPARTMENT

## AID TO LOCALITIES 2012-13

1	For the rehabilitation of social security	
2	disability beneficiaries .....	11,760,000
3		-----
4	Program account subtotal .....	11,760,000
5		-----
6		
7	Special Revenue Funds - Other	
8	Vocational Rehabilitation Fund	
9	Vocational Rehabilitation Account	
10		
11	For services and expenses of the special	
12	workers' compensation program .....	698,000
13		-----
14	Program account subtotal .....	698,000
15		-----
16		
17	CULTURAL EDUCATION PROGRAM .....	107,221,000
18		-----
19		
20	General Fund	
21	Local Assistance Account	
22		
23	Aid to public libraries including aid to New	
24	York public library (NYPL) and NYPL's	
25	science industry and business library.	
26	Provided that, notwithstanding any	
27	provision of law, rule or regulation to	
28	the contrary, such aid, and the state's	
29	liability therefor, shall represent	
30	fulfillment of the state's obligation for	
31	this program .....	79,012,000
32	Aid to educational television and radio.	
33	Notwithstanding any provision of law, rule	
34	or regulation to the contrary, the amount	
35	appropriated herein shall represent	
36	fulfillment of the state's obligation for	
37	this program .....	14,002,000
38		-----
39	Program account subtotal .....	93,014,000
40		-----
41		
42	Special Revenue Funds - Federal	
43	Federal Operating Grants Fund	
44	Federal Operating Grants Account	
45		
46	For aid to public libraries pursuant to	
47	various federal laws including the library	
48	services technology act .....	5,400,000
49		-----
50	Program account subtotal .....	5,400,000
51		-----
52		
53	Special Revenue Funds - Other	
54	New York State Local Government Records Management	
55	Improvement Fund	
56	Local Government Records Management Account	
57		
58	Grants to individual local governments or	
59	groups of cooperating local governments as	
60	provided in section 57.35 of the arts and	
61	cultural affairs law .....	8,346,000
62		

## EDUCATION DEPARTMENT

## AID TO LOCALITIES 2012-13

1	Aid for documentary heritage grants and aid	
2	to eligible archives, libraries, histor-	
3	ical societies, museums, and to certain	
4	organizations including the state educa-	
5	tion department that provide services to	
6	such programs .....	461,000
7		-----
8	Program account subtotal .....	8,807,000
9		-----
10		
11	OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM ...	85,693,000
12		-----
13		
14	General Fund	
15	Local Assistance Account	
16		
17	For liberty partnerships program awards as	
18	prescribed by section 612 of the education	
19	law as added by chapter 425 of the laws of	
20	1988. Notwithstanding any other section of	
21	law to the contrary, funding for such	
22	programs in the 2012-13 fiscal year shall	
23	be limited to the amount appropriated	
24	herein .....	10,842,000
25	Unrestricted aid to independent colleges and	
26	universities, notwithstanding any other	
27	section of law to the contrary, aid other-	
28	wise due and payable in the 2012-13 fiscal	
29	year shall be limited to the amount appro-	
30	priated herein .....	35,129,000
31	For higher education opportunity program	
32	awards. Funds appropriated herein shall be	
33	used by independent colleges to expand	
34	opportunities for the educationally and	
35	economically disadvantaged at independent	
36	institutions of higher learning .....	20,783,000
37	For science and technology entry program	
38	(STEP) awards .....	9,774,000
39	For collegiate science and technology entry	
40	program (CSTEP) awards .....	7,406,000
41	For teacher opportunity corps program awards	450,000
42	For state financial assistance to expand	
43	high needs nursing programs at private	
44	colleges and universities in accordance	
45	with section 6401-a of the education law .	941,000
46	For services and expenses of the national	
47	board for professional teaching standards	
48	certification grant program .....	368,000
49		-----
50		
51	OFFICE OF MANAGEMENT SERVICES PROGRAM .....	5,214,000
52		-----
53		
54	Special Revenue Funds - Other	
55	Combined Gifts, Grants and Bequests Fund	
56	Grants Account	
57		
58	For services and expenses related to the	
59	administration of funds, including grants	
60	to local recipients, paid to the education	
61	department from private foundations,	
62	corporations and individuals and from	

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1	public or private funds received as	
2	payment in lieu of honorarium for services	
3	rendered by employees which are related to	
4	such employees' official duties or respon-	
5	sibilities .....	5,214,000
6		-----
7		
8	OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION	
9	PROGRAM .....	46,411,350,000
10		-----
11	General Fund	
12	Local Assistance Account	

13

14 Notwithstanding any inconsistent provision  
15 of law, for general support for public  
16 schools and other specific purposes  
17 provided herein, for the 2012-13 and 2013-  
18 14 state fiscal years provided, however,  
19 that not more than 40.35 percent of this  
20 appropriation shall be available for  
21 remaining payments for the 2012-13 state  
22 fiscal year payments for general support  
23 for public schools and other specific  
24 purposes provided herein for the 2012-13  
25 school year, nor more that 17.89 percent  
26 of this appropriation shall be available  
27 for remaining payments for the 2012-13  
28 school year payable in the 2013-14 state  
29 fiscal year and provided further that that  
30 notwithstanding any inconsistent provision  
31 of law, the remaining amounts available  
32 for the 2013-14 school year shall be  
33 apportioned to school districts pursuant  
34 to the education law and subject to the  
35 limitations of this appropriation  
36 including the gap elimination adjustment  
37 as provided for herein.

38 Provided however that, notwithstanding any  
39 inconsistent provision of law, no school  
40 district shall be eligible for an  
41 apportionment from the funds appropriated  
42 herein for the 2012-13 and 2013-14 school  
43 years in excess of the amount apportioned  
44 to such district for the same time period  
45 during the base year unless such school  
46 district has submitted documentation that  
47 has been approved by the commissioner by  
48 January 17, 2013 demonstrating that it has  
49 fully implemented new standards and  
50 procedures for conducting annual pro-  
51 fessional performance reviews of classroom  
52 teachers and building principals to  
53 determine teacher and principal effective-  
54 ness; provided however that, if any such  
55 payments in excess of the amount  
56 apportioned to such district for the same  
57 time period during the base year were  
58 made, and the school district has not  
59 submitted documentation that it has fully  
60 implemented new standards and procedures  
61 as set forth above by January  
62

## EDUCATION DEPARTMENT

## AID TO LOCALITIES 2012-13

1 17, 2013, the total amount of such  
2 payments shall be deducted by the  
3 commissioner from future payments to the  
4 school district from funds appropriated  
5 herein; and provided further that, for the  
6 2012-13 school year if such deduction is  
7 greater than the sum of the amounts  
8 available for such deductions, the  
9 remainder of the deduction shall be  
10 withheld from payments scheduled to be  
11 made to the school district pursuant to  
12 section 3609-a of the education law for  
13 the 2013-14 school year in the 2013-14  
14 state fiscal year.

15 Provided further that, notwithstanding any  
16 inconsistent provision of law, the  
17 commissioner shall reduce payments due to  
18 each school district for the 2012-13  
19 school year pursuant to section 3609-a of  
20 the education law by an amount equal to  
21 the gap elimination adjustment for the  
22 2012-13 school year computed for such  
23 school district, and such amount shall be  
24 deducted from moneys apportioned for the  
25 purposes of payments made pursuant to such  
26 section 3609-a and if the reduction is  
27 greater than the sum of the amounts  
28 available for such deductions, the  
29 remainder of the reduction shall be  
30 withheld from payments scheduled to be  
31 made to the school district pursuant to  
32 section 3609-a for the 2013-14 school year  
33 in the 2013-14 state fiscal year, and the  
34 commissioner shall also reduce payments  
35 due to each school district for the 2013-  
36 14 school year pursuant to section 3609-a  
37 of the education law by an amount equal to  
38 the gap elimination adjustment for the  
39 2013-14 school year computed for such  
40 school district, and such amount shall be  
41 deducted from moneys apportioned for the  
42 purposes of payments made pursuant to such  
43 section 3609-a in the 2013-14 state fiscal  
44 year, and provided further that an amount  
45 equal to the amount of such deduction  
46 shall be deemed to have been paid to the  
47 school district pursuant to this section  
48 for the school year for which such  
49 deduction is made. The commissioner shall  
50 compute such gap elimination adjustment  
51 and shall provide a schedule of such  
52 reduction in payments to the state  
53 comptroller, the director of the budget,  
54 the chair of the senate finance committee  
55 and the chair of the assembly ways and  
56 means committee, and provided further that  
57 the gap elimination adjustment for the  
58 2012-13 school year shall be the sum of  
59 the gap elimination adjustment for the  
60 2011-12 school year and the gap  
61 elimination adjustment restoration amount  
62 for the 2012-13 school year, where the gap

## EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 elimination adjustment for the 2011-2012  
2 school year shall equal the amount set  
3 forth for each school district as "GAP  
4 ELIMINATION ADJUSTMENT" under the heading  
5 "2011-12 ESTIMATED AIDS" in the school aid  
6 computer listing produced by the  
7 commissioner in support of the enacted  
8 budget for the 2011-2012 school year and  
9 entitled "SA111-2", and the gap  
10 elimination adjustment restoration amount  
11 for the 2012-13 school year for a district  
12 shall be computed as follows, based on an  
13 electronic data file used to produce the  
14 school aid computer listing produced by  
15 the commissioner in support of the  
16 executive budget request submitted for the  
17 2012-13 state fiscal year and entitled  
18 "BT121-3". The gap elimination adjustment  
19 restoration amount for the 2012-13 school  
20 year for a school district shall equal the  
21 greater of

22 (1) the product of (a) the product of the  
23 extraordinary needs index multiplied by  
24 two hundred fourteen dollars and fifty  
25 cents, computed to two decimal places  
26 without rounding, multiplied by (b) the  
27 state sharing ratio computed pursuant to  
28 paragraph g of subdivision 3 of section  
29 3602 of the education law multiplied by  
30 (c) the public school district enrollment  
31 for the base year, calculated pursuant to  
32 subparagraph two of paragraph n of  
33 subdivision 1 of section 3602 of the  
34 education law, where the extraordinary  
35 needs index shall be the quotient of the  
36 extraordinary needs percent for the  
37 district computed pursuant to paragraph w  
38 of subdivision 1 of section 3602 of the  
39 education law divided by the statewide  
40 average extraordinary needs percent; or

41 (2) for any district with a GEA/TGFE ratio  
42 greater than one, where the GEA/TGFE ratio  
43 shall be the quotient of (a) the gap  
44 elimination adjustment for the 2011-12  
45 school year for the district divided by  
46 the total general fund expenditures of  
47 such district in the base year, divided by  
48 (b) the statewide total gap elimination  
49 adjustment for the 2011-12 school year  
50 divided by total general fund expenditures  
51 in the base year, the product of (a) the  
52 product of the GEA/TGFE ratio multiplied  
53 by ninety dollars, computed to two decimal  
54 places without rounding, multiplied by (b)  
55 the state sharing ratio computed pursuant  
56 to paragraph g of subdivision 3 of section  
57 3602 of the education law multiplied by  
58 (c) the public school district enrollment  
59 for the base year, calculated pursuant to  
60 subparagraph two of paragraph n of  
61 subdivision 1 of section 3602 of the  
62 education law; or



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## AID TO LOCALITIES 2012-13

1 (3) one percent of the gap elimination  
2 adjustment for the 2011-12 school year,  
3 But shall be no greater than the product of  
4 twenty-five percent and the gap  
5 elimination adjustment for the 2011-12  
6 school year for the district.  
7 Provided further that the gap elimination  
8 adjustment for the 2013-14 school year  
9 shall be equal to the gap elimination  
10 adjustment for the 2012-13 school year,  
11 plus, if the preliminary growth amount  
12 exceeds the allowable growth amount, the  
13 product of the gap elimination adjustment  
14 percentage for such school district and  
15 the positive difference, if any, between  
16 the preliminary growth amount less the  
17 allowable growth amount, and less the gap  
18 elimination adjustment restoration amount  
19 for the 2013-14 school year, if any,  
20 allocated pursuant to a chapter of the  
21 laws of New York.  
22 Provided further that notwithstanding any  
23 other provision of law to the contrary,  
24 the allowable growth amount for the 2013-  
25 14 school year shall equal the product of  
26 the positive difference of the personal  
27 income growth index minus one, multiplied  
28 by the statewide total of (i) the  
29 apportionments, including the gap  
30 elimination adjustment, due and owing  
31 during the base year, to school districts  
32 and boards of cooperative educational  
33 services from the general support for  
34 public schools as computed based on an  
35 electronic data file used to produce the  
36 school aid computer listing produced by  
37 the commissioner in support of the enacted  
38 budget for the base year plus (ii) the  
39 competitive awards amount for the base  
40 year computed pursuant to paragraph ee of  
41 subdivision 1 of section 3602 of the  
42 education law.  
43 Provided further that notwithstanding any  
44 provision of law to the contrary, the  
45 competitive awards amount shall be  
46 increased by an additional \$200 million  
47 for purposes of calculating the allocable  
48 growth amount for the 2012-13 school year  
49 and the allowable growth amount for the  
50 2013-14 school year; and funds  
51 appropriated herein shall be available for  
52 payment of such additional amount for  
53 grants awarded pursuant to subdivision 5  
54 and subdivision 6 of section 3641 of the  
55 education law.  
56 Provided further that notwithstanding any  
57 provision of law to the contrary, the  
58 competitive awards amount for purposes of  
59 calculating the allocable growth amount  
60 for the 2013-14 school year shall be one  
61 hundred million dollars.

## EDUCATION DEPARTMENT

## AID TO LOCALITIES 2012-13

1 Provided further that notwithstanding any  
2 provision of law to the contrary, for the  
3 2013-14 school year, the apportionments  
4 computed pursuant to subdivisions 5-a, 12  
5 and 16 of section 3602 of the education  
6 law shall equal the amounts set forth for  
7 such school district as "SUPPLEMENTAL PUB  
8 EXCESS COST", "ACADEMIC ENHANCEMENT" and  
9 "HIGH TAX AID" under the heading "2012-13  
10 ESTIMATED AIDS" in the school aid computer  
11 listing produced by the commissioner in  
12 support of the budget for the 2012-13  
13 school year and entitled "BT121-3".

14 Provided further that notwithstanding any  
15 provision of law to the contrary, in  
16 determining the final payment for the  
17 state fiscal year pursuant to section  
18 3609-a of the education law, the general  
19 support for public schools appropriations  
20 for the state fiscal year ending March 31,  
21 2013 shall be deemed to include the  
22 portion of this appropriation made  
23 available for 2012-13 state fiscal year  
24 payments for general support for public  
25 schools as provided for herein added to  
26 the sum of other such designated  
27 appropriated amounts, and the director of  
28 the budget, in approving the final payment  
29 for the state fiscal year pursuant to  
30 clause iii of subparagraph 3 of paragraph  
31 b of subdivision 1 of section 3609-a of  
32 the education law, may direct the  
33 commissioner of education to apportion an  
34 advance in an amount less than that  
35 reported by the commissioner of education  
36 pursuant to such clause iii of  
37 subparagraph 3 of paragraph b of  
38 subdivision 1 of section 3609-a of the  
39 education law, and provided further that  
40 such reduction shall not exceed the amount  
41 by which the 2011-12 state fiscal year  
42 need computed based on the electronic data  
43 file used to produce the school aid  
44 computer listing produced by the  
45 commissioner in support of the executive  
46 budget request for the 2012-13 state  
47 fiscal year and entitled "BT121-3" is less  
48 than the 2011-12 state fiscal year need  
49 computed based on the electronic data file  
50 used to produce the school aid computer  
51 listing produced by the commissioner in  
52 support of the enacted budget for the  
53 2011-12 state fiscal year and entitled  
54 "SA111-2".

55 Provided further that, notwithstanding any  
56 inconsistent provision of law, for any  
57 apportionments provided pursuant to  
58 sections 701, 711, 751, 753, 3602, 3602-b,  
59 3602-c, 3602-e, and 3612 of the education  
60 law for claims for which payment is first  
61 to be made in the 2012-13 and prior school  
62 years, the commissioner shall certify no

## EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 payment to a school district, other than  
2 payments pursuant to subdivisions six-a,  
3 eleven, thirteen and fifteen of section  
4 thirty-six hundred two of the education  
5 law, in excess of the payment computed  
6 based on an electronic data file used to  
7 produce the school aid computer listing  
8 produced by the commissioner in support of  
9 the executive budget request submitted for  
10 the 2012-13 state fiscal year and entitled  
11 "BT121-3", and for any apportionments  
12 provided pursuant to sections 701, 711,  
13 751, 753, 3602, 3602-b, 3602-c, 3602-e,  
14 and 3612 of the education law for claims  
15 for which payment is first to be made for  
16 the 2013-14 school year, the commissioner  
17 shall certify no payment to a school  
18 district, other than payments pursuant to  
19 subdivisions six-a, eleven, thirteen and  
20 fifteen of section thirty-six hundred two  
21 of the education law, in excess of the  
22 payment computed based on an electronic  
23 data file used to produce the school aid  
24 computer listing produced by the  
25 commissioner in support of the executive  
26 budget request submitted for the state  
27 fiscal year in which such school year  
28 begins. Provided, however, no payments  
29 shall be barred or reduced where such  
30 payment is required as a result of a final  
31 audit of the state.

32 Provided further that, notwithstanding any  
33 inconsistent provision of law, subject to  
34 the approval of the director of the  
35 budget, funds appropriated herein may be  
36 interchanged with any other item of  
37 appropriation for general support for  
38 public schools within the general fund  
39 local assistance account office of  
40 prekindergarten through grade twelve  
41 education program. Notwithstanding any  
42 provision of law to the contrary, funds  
43 appropriated herein shall be available for  
44 payment of liabilities heretofore accrued  
45 or hereafter to accrue.

46 Notwithstanding any other law, rule or  
47 regulation to the contrary, funds  
48 appropriated herein shall be available for  
49 payment of financial assistance net of any  
50 disallowances, refunds, reimbursement and  
51 credits, and may be suballocated to other  
52 departments and agencies to accomplish the  
53 intent of this appropriation subject to  
54 the approval of the director of the  
55 budget. Notwithstanding any provision of  
56 law to the contrary, the portion of this  
57 appropriation covering fiscal year 2012-13  
58 shall supersede and replace any (i)  
59 reappropriation for this item covering  
60 fiscal year 2012-13, and (ii)  
61 appropriation for this item covering  
62 fiscal year 2012-13 set forth in chapter

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 53 of the laws of 2011. Notwithstanding  
 2 section 40 of the state finance law or any  
 3 provision of law to the contrary, this  
 4 appropriation shall lapse on March 31,  
 5 2014 ..... 27,457,258,000

6 For remaining 2011-12 and prior school year  
 7 obligations, provided that notwithstanding  
 8 any provision of law to the contrary, the  
 9 commissioner shall reduce payments due to  
 10 each district for the 2012-13 state fiscal  
 11 year pursuant to section 3609-a of the  
 12 education law by an amount based on the  
 13 gap elimination adjustment for 2011-2012  
 14 school year for such district, where such  
 15 amount shall be deducted from moneys  
 16 apportioned for the purposes of payments  
 17 made for the 2011-12 school year pursuant  
 18 to section 3609-a of the education law,  
 19 and provided further that the gap  
 20 elimination adjustment for 2011-12 school  
 21 year shall equal the amount set forth for  
 22 each school district as "GAP ELIMINATION  
 23 ADJUSTMENT" under the heading "2011-12  
 24 ESTIMATED AIDS" in the school aid computer  
 25 listing produced by the commissioner in  
 26 support of the enacted budget for the  
 27 2011-12 school year and entitled "SA111-  
 28 2", and provided further, that  
 29 notwithstanding any inconsistent provision  
 30 of law, subject to the approval of the  
 31 director of the budget, funds appropriated  
 32 herein may be interchanged with any other  
 33 item of appropriation for general support  
 34 for public schools within the general fund  
 35 local assistance account office of  
 36 prekindergarten through grade twelve  
 37 education program.

38 Provided further that notwithstanding any  
 39 provision of law to the contrary, in  
 40 determining the final payment for the  
 41 state fiscal year pursuant to section  
 42 3609-a of the education law, the general  
 43 support for public schools appropriations  
 44 for the state fiscal year ending March 31,  
 45 2013 shall be deemed to include the  
 46 portion of this appropriation made  
 47 available for 2012-13 state fiscal year  
 48 payments for general support for public  
 49 schools as provided for herein added to  
 50 the sum of other such designated  
 51 appropriated amounts.

52 Provided further that, notwithstanding any  
 53 inconsistent provision of law, for any  
 54 apportionments provided pursuant to  
 55 sections 701, 711, 751, 753, 3602, 3602-b,  
 56 3602-c, 3602-e, and 3612 of the education  
 57 law for claims for which payment is first  
 58 to be made in the 2011-12 and prior school  
 59 years, the commissioner shall certify no  
 60 payment to a school district, other than  
 61 payments pursuant to subdivisions six-a,  
 62 eleven, thirteen and fifteen of section

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 thirty-six hundred two of the education  
 2 law, in excess of the payment computed  
 3 based on an electronic data file used to  
 4 produce the school aid computer listing  
 5 produced by the commissioner in support of  
 6 the executive budget request submitted for  
 7 the 2012-13 state fiscal year and entitled  
 8 "BT121-3". Provided, however, no payments  
 9 shall be barred or reduced where such  
 10 payment is required as a result of a final  
 11 audit of the state.

12 Notwithstanding any other law, rule or  
 13 regulation to the contrary, funds  
 14 appropriated herein shall be available for  
 15 payment of financial assistance net of any  
 16 disallowances, refunds, reimbursement and  
 17 credits, and may be suballocated to other  
 18 departments and agencies to accomplish the  
 19 intent of this appropriation subject to  
 20 the approval of the director of the  
 21 budget. Notwithstanding any provision of  
 22 law to the contrary, funds appropriated  
 23 herein shall be available for payment of  
 24 liabilities heretofore accrued or  
 25 hereafter to accrue. Notwithstanding any  
 26 provision of law to the contrary, the  
 27 portion of this appropriation covering  
 28 fiscal year 2012-13 shall supersede and  
 29 replace any (i) reappropriation for this  
 30 item covering fiscal year 2012-13, and  
 31 (ii) appropriation for this item covering  
 32 fiscal year 2012-13 set forth in chapter  
 33 53 of the laws of 2011 ..... 5,016,058,000

34 Funds appropriated herein shall be available  
 35 for reimbursement for the education of  
 36 homeless children and youth for the 2012-  
 37 13 and 2013-14 school years pursuant to  
 38 section 3209 of the education law,  
 39 including reimbursement for expenditures  
 40 for the transportation of homeless  
 41 children pursuant to paragraph b of  
 42 subdivision 4 of section 3209 of the  
 43 education law, up to the amount of the  
 44 approved costs of the most cost-effective  
 45 mode of transportation, in accordance with  
 46 a plan prepared by the commissioner of  
 47 education and approved by the director of  
 48 the budget provided that no more than  
 49 \$12,058,000 shall be available for 2012-13  
 50 state fiscal year payments for general  
 51 support for public schools for the 2012-13  
 52 school year, and further provided that in  
 53 each of the 2012-13 and 2013-14 state  
 54 fiscal years the sum of \$30,000 may be  
 55 transferred to the credit of the state  
 56 purposes account of the state education  
 57 department to carry out the purposes of  
 58 such section relating to reimbursement of  
 59 youth shelters transporting such pupils  
 60 and provided further that, notwithstanding  
 61 any inconsistent provision of law, subject  
 62 to the approval of the director of the

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 budget, funds appropriated herein may be  
2 interchanged with any other item of  
3 appropriation for general support for  
4 public schools within the general fund  
5 local assistance account office of  
6 prekindergarten through grade twelve  
7 education program.

8 Provided further that notwithstanding any  
9 provision of law to the contrary, in  
10 determining the final payment for the  
11 state fiscal year pursuant to section  
12 3609-a of the education law, the general  
13 support for public schools appropriations  
14 for the state fiscal year ending March 31,  
15 2013 shall be deemed to include the  
16 portion of this appropriation made  
17 available for 2012-13 state fiscal year  
18 payments for general support for public  
19 schools as provided for herein added to  
20 the sum of other such designated  
21 appropriated amounts.

22 Notwithstanding any other law, rule or  
23 regulation to the contrary, funds  
24 appropriated herein shall be available for  
25 payment of financial assistance net of any  
26 disallowances, refunds, reimbursement and  
27 credits, and may be suballocated to other  
28 departments and agencies to accomplish the  
29 intent of this appropriation subject to  
30 the approval of the director of the  
31 budget. Notwithstanding any provision of  
32 law to the contrary, funds appropriated  
33 herein shall be available for payment of  
34 liabilities heretofore accrued or  
35 hereafter to accrue. Notwithstanding any  
36 provision of law to the contrary, the  
37 portion of this appropriation covering  
38 fiscal year 2012-13 shall supersede and  
39 replace any (i) reappropriation for this  
40 item covering fiscal year 2012-13, and  
41 (ii) appropriation for this item covering  
42 fiscal year 2012-13 set forth in chapter  
43 53 of the laws of 2011. Notwithstanding  
44 section 40 of the state finance law or any  
45 provision of law to the contrary, this  
46 appropriation shall lapse on March 31,  
47 2014 .....

30,283,000

48 Funds appropriated herein shall be available  
49 during the 2012-13 and 2013-14 school  
50 years for bilingual education grants to  
51 school districts, boards of cooperative  
52 educational services, colleges and  
53 universities, and an entity, chosen  
54 through a competitive procurement process,  
55 to assist schools and districts to conduct  
56 self assessments to identify areas that  
57 need to be strengthened and to ensure  
58 compliance with the various federal, state  
59 and local laws that govern limited English  
60 proficiency and English language learning  
61 education, provided, however, that the sum  
62 of such grants shall not exceed

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 \$12,500,000 for each such school year, and  
 2 provided further that no more than  
 3 \$8,750,000 shall be available for 2012-13  
 4 state fiscal year payments for general  
 5 support for public schools for the 2012-13  
 6 school year, and provided further that,  
 7 notwithstanding any inconsistent provision  
 8 of law, subject to the approval of the  
 9 director of the budget, funds appropriated  
 10 herein may be interchanged with any other  
 11 item of appropriation for general support  
 12 for public schools within the general fund  
 13 local assistance account office of  
 14 prekindergarten through grade twelve  
 15 education program.

16 Provided further that notwithstanding any  
 17 provision of law to the contrary, in  
 18 determining the final payment for the  
 19 state fiscal year pursuant to section  
 20 3609-a of the education law, the general  
 21 support for public schools appropriations  
 22 for the state fiscal year ending March 31,  
 23 2013 shall be deemed to include the  
 24 portion of this appropriation made  
 25 available for 2012-13 state fiscal year  
 26 payments for general support for public  
 27 schools as provided for herein added to  
 28 the sum of other such designated  
 29 appropriated amounts.

30 Notwithstanding any other law, rule or  
 31 regulation to the contrary, funds  
 32 appropriated herein shall be available for  
 33 payment of financial assistance net of any  
 34 disallowances, refunds, reimbursement and  
 35 credits, and may be suballocated to other  
 36 departments and agencies to accomplish the  
 37 intent of this appropriation subject to  
 38 the approval of the director of the  
 39 budget. Notwithstanding any provision of  
 40 law to the contrary, funds appropriated  
 41 herein shall be available for payment of  
 42 liabilities heretofore accrued or  
 43 hereafter to accrue. Notwithstanding any  
 44 provision of law to the contrary, the  
 45 portion of this appropriation covering  
 46 fiscal year 2012-13 shall supersede and  
 47 replace any (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011. Notwithstanding  
 52 section 40 of the state finance law or any  
 53 provision of law to the contrary, this  
 54 appropriation shall lapse on March 31,  
 55 2014 .....

21,250,000

56 Funds appropriated herein shall be available  
 57 in the 2012-13 and 2013-14 school years  
 58 for school districts and boards of  
 59 cooperative educational services  
 60 applications for funding of approved  
 61 learning technology programs approved by  
 62 the commissioner of education, including

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 services benefiting nonpublic school  
 2 students, pursuant to regulations  
 3 promulgated by the commissioner of  
 4 education and approved by the director of  
 5 the budget. Provided, however, that the  
 6 sum of such grants shall not exceed  
 7 \$3,285,000 for each such school year, and  
 8 provided further that no more than  
 9 \$2,300,000 shall be available for 2012-13  
 10 state fiscal year payments for general  
 11 support for public schools for the 2012-13  
 12 school year, and provided further that,  
 13 notwithstanding any inconsistent provision  
 14 of law, subject to the approval of the  
 15 director of the budget, funds appropriated  
 16 herein may be interchanged with any other  
 17 item of appropriation for general support  
 18 for public schools within the general fund  
 19 local assistance account office of  
 20 prekindergarten through grade twelve  
 21 education program.

22 Provided further that notwithstanding any  
 23 provision of law to the contrary, in  
 24 determining the final payment for the  
 25 state fiscal year pursuant to section  
 26 3609-a of the education law, the general  
 27 support for public schools appropriations  
 28 for the state fiscal year ending March 31,  
 29 2013 shall be deemed to include the  
 30 portion of this appropriation made  
 31 available for 2012-13 state fiscal year  
 32 payments for general support for public  
 33 schools as provided for herein added to  
 34 the sum of other such designated  
 35 appropriated amounts.

36 Notwithstanding any other law, rule or  
 37 regulation to the contrary, funds  
 38 appropriated herein shall be available for  
 39 payment of financial assistance net of any  
 40 disallowances, refunds, reimbursement and  
 41 credits, and may be suballocated to other  
 42 departments and agencies to accomplish the  
 43 intent of this appropriation subject to  
 44 the approval of the director of the  
 45 budget. Notwithstanding any provision of  
 46 law to the contrary, funds appropriated  
 47 herein shall be available for payment of  
 48 liabilities heretofore accrued or  
 49 hereafter to accrue. Notwithstanding any  
 50 provision of law to the contrary, the  
 51 portion of this appropriation covering  
 52 fiscal year 2012-13 shall supersede and  
 53 replace any (i) reappropriation for this  
 54 item covering fiscal year 2012-13, and  
 55 (ii) appropriation for this item covering  
 56 fiscal year 2012-13 set forth in chapter  
 57 53 of the laws of 2011. Notwithstanding  
 58 section 40 of the state finance law or any  
 59 provision of law to the contrary, this  
 60 appropriation shall lapse on March 31,  
 61 2014 .....

5,585,000



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AID TO LOCALITIES 2012-13

1 Funds appropriated herein shall be available  
 2 for the voluntary interdistrict urban-  
 3 suburban transfer program aid pursuant to  
 4 subdivision 15 of section 3602 of the  
 5 education law for the 2012-13 and 2013-14  
 6 school years, provided that no more than  
 7 \$1,911,000 shall be available for 2012-13  
 8 state fiscal year payments for general  
 9 support for public schools for the 2012-13  
 10 school year, and provided further that,  
 11 notwithstanding any inconsistent provision  
 12 of law, subject to the approval of the  
 13 director of the budget, funds appropriated  
 14 herein may be interchanged with any other  
 15 item of appropriation for general support  
 16 for public schools within the general fund  
 17 local assistance account office of  
 18 prekindergarten through grade twelve  
 19 education program.

20 Provided further that notwithstanding any  
 21 provision of law to the contrary, in  
 22 determining the final payment for the  
 23 state fiscal year pursuant to section  
 24 3609-a of the education law, the general  
 25 support for public schools appropriations  
 26 for the state fiscal year ending March 31,  
 27 2013 shall be deemed to include the  
 28 portion of this appropriation made  
 29 available for 2012-13 state fiscal year  
 30 payments for general support for public  
 31 schools as provided for herein added to  
 32 the sum of other such designated  
 33 appropriated amounts.

34 Notwithstanding any other law, rule or  
 35 regulation to the contrary, funds  
 36 appropriated herein shall be available for  
 37 payment of financial assistance net of any  
 38 disallowances, refunds, reimbursement and  
 39 credits, and may be suballocated to other  
 40 departments and agencies to accomplish the  
 41 intent of this appropriation subject to  
 42 the approval of the director of the  
 43 budget. Notwithstanding any provision of  
 44 law to the contrary, funds appropriated  
 45 herein shall be available for payment of  
 46 liabilities heretofore accrued or  
 47 hereafter to accrue. Notwithstanding any  
 48 provision of law to the contrary, the  
 49 portion of this appropriation covering  
 50 fiscal year 2012-13 shall supersede and  
 51 replace any (i) reappropriation for this  
 52 item covering fiscal year 2012-13, and  
 53 (ii) appropriation for this item covering  
 54 fiscal year 2012-13 set forth in chapter  
 55 53 of the laws of 2011. Notwithstanding  
 56 section 40 of the state finance law or any  
 57 provision of law to the contrary, this  
 58 appropriation shall lapse on March 31,  
 59 2014 .....

4,641,000

60 Funds appropriated herein shall be available  
 61 for additional apportionments of building  
 62 aid for school districts educating pupils

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AID TO LOCALITIES 2012-13

1 residing on Indian reservations calculated  
 2 pursuant to subdivision 6-a of section  
 3 3602 of the education law for the 2012-13  
 4 and 2013-14 school years provided that,  
 5 notwithstanding any inconsistent provision  
 6 of law, subject to the approval of the  
 7 director of the budget, funds appropriated  
 8 herein may be interchanged with any other  
 9 item of appropriation for general support  
 10 for public schools within the general fund  
 11 local assistance account office of  
 12 prekindergarten through grade twelve  
 13 education program, provided that no more  
 14 than \$3,500,000 shall be available for  
 15 2012-13 state fiscal year payments for  
 16 general support for public schools for the  
 17 2012-13 school year.

18 Provided further that notwithstanding any  
 19 provision of law to the contrary, in  
 20 determining the final payment for the  
 21 state fiscal year pursuant to section  
 22 3609-a of the education law, the general  
 23 support for public schools appropriations  
 24 for the state fiscal year ending March 31,  
 25 2013 shall be deemed to include the  
 26 portion of this appropriation made  
 27 available for 2012-13 state fiscal year  
 28 payments for general support for public  
 29 schools as provided for herein added to  
 30 the sum of other such designated  
 31 appropriated amounts.

32 Notwithstanding any other law, rule or  
 33 regulation to the contrary, funds  
 34 appropriated herein shall be available for  
 35 payment of financial assistance net of any  
 36 disallowances, refunds, reimbursement and  
 37 credits, and may be suballocated to other  
 38 departments and agencies to accomplish the  
 39 intent of this appropriation subject to  
 40 the approval of the director of the  
 41 budget. Notwithstanding any provision of  
 42 law to the contrary, funds appropriated  
 43 herein shall be available for payment of  
 44 liabilities heretofore accrued or  
 45 hereafter to accrue. Notwithstanding any  
 46 provision of law to the contrary, the  
 47 portion of this appropriation covering  
 48 fiscal year 2012-13 shall supersede and  
 49 replace any (i) reappropriation for this  
 50 item covering fiscal year 2012-13, and  
 51 (ii) appropriation for this item covering  
 52 fiscal year 2012-13 set forth in chapter  
 53 53 of the laws of 2011. Notwithstanding  
 54 section 40 of the state finance law or any  
 55 provision of law to the contrary, this  
 56 appropriation shall lapse on March 31,  
 57 2014 .....

8,500,000

58 Funds appropriated herein shall be available  
 59 during the 2012-13 and 2013-14 school  
 60 years for the education of youth  
 61 incarcerated in county correctional  
 62 facilities pursuant to subdivision 13 of

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 section 3602 of the education law,  
 2 provided that no more than \$13,650,000  
 3 shall be available for 2012-13 state  
 4 fiscal year payments for general support  
 5 for public schools for the 2012-13 school  
 6 year, and further provided that,  
 7 notwithstanding any inconsistent provision  
 8 of law, subject to the approval of the  
 9 director of the budget, funds appropriated  
 10 herein may be interchanged with any other  
 11 item of appropriation for general support  
 12 for public schools within the general fund  
 13 local assistance account office of  
 14 prekindergarten through grade twelve  
 15 education program.

16 Provided further that notwithstanding any  
 17 provision of law to the contrary, in  
 18 determining the final payment for the  
 19 state fiscal year pursuant to section  
 20 3609-a of the education law, the general  
 21 support for public schools appropriations  
 22 for the state fiscal year ending March 31,  
 23 2013 shall be deemed to include the  
 24 portion of this appropriation made  
 25 available for 2012-13 state fiscal year  
 26 payments for general support for public  
 27 schools as provided for herein added to  
 28 the sum of other such designated  
 29 appropriated amounts.

30 Notwithstanding any other law, rule or  
 31 regulation to the contrary, funds  
 32 appropriated herein shall be available for  
 33 payment of financial assistance net of any  
 34 disallowances, refunds, reimbursement and  
 35 credits, and may be suballocated to other  
 36 departments and agencies to accomplish the  
 37 intent of this appropriation subject to  
 38 the approval of the director of the  
 39 budget. Notwithstanding any provision of  
 40 law to the contrary, funds appropriated  
 41 herein shall be available for payment of  
 42 liabilities heretofore accrued or  
 43 hereafter to accrue. Notwithstanding any  
 44 provision of law to the contrary, the  
 45 portion of this appropriation covering  
 46 fiscal year 2012-13 shall supersede and  
 47 replace any (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011. Notwithstanding  
 52 section 40 of the state finance law or any  
 53 provision of law to the contrary, this  
 54 appropriation shall lapse on March 31,  
 55 2014 .....

34,150,000

56 Funds appropriated herein shall be available  
 57 for the 2012-13 and 2013-14 school years  
 58 for the education of students who reside  
 59 in a school operated by the office of  
 60 mental health or the office of people with  
 61 developmental disabilities pursuant to  
 62 subdivision 5 of section 3202 of the

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 education law, provided that no more than  
 2 \$53,200,000 shall be available for 2012-13  
 3 state fiscal year payments for general  
 4 support for public schools for the 2012-13  
 5 school year, provided that, notwith-  
 6 standing any inconsistent provision of  
 7 law, subject to the approval of the  
 8 director of the budget, funds appropriated  
 9 herein may be interchanged with any other  
 10 item of appropriation for general support  
 11 for public schools within the general fund  
 12 local assistance account office of  
 13 prekindergarten through grade twelve  
 14 education program.

15 Provided further that notwithstanding any  
 16 provision of law to the contrary, in  
 17 determining the final payment for the  
 18 state fiscal year pursuant to section  
 19 3609-a of the education law, the general  
 20 support for public schools appropriations  
 21 for the state fiscal year ending March 31,  
 22 2013 shall be deemed to include the  
 23 portion of this appropriation made  
 24 available for 2012-13 state fiscal year  
 25 payments for general support for public  
 26 schools as provided for herein added to  
 27 the sum of other such designated  
 28 appropriated amounts.

29 Notwithstanding any other law, rule or  
 30 regulation to the contrary, funds  
 31 appropriated herein shall be available for  
 32 payment of financial assistance net of any  
 33 disallowances, refunds, reimbursement and  
 34 credits, and may be suballocated to other  
 35 departments and agencies to accomplish the  
 36 intent of this appropriation subject to  
 37 the approval of the director of the  
 38 budget. Notwithstanding any provision of  
 39 law to the contrary, funds appropriated  
 40 herein shall be available for payment of  
 41 liabilities heretofore accrued or  
 42 hereafter to accrue. Notwithstanding any  
 43 provision of law to the contrary, the  
 44 portion of this appropriation covering  
 45 fiscal year 2012-13 shall supersede and  
 46 replace any (i) reappropriation for this  
 47 item covering fiscal year 2012-13, and  
 48 (ii) appropriation for this item covering  
 49 fiscal year 2012-13 set forth in chapter  
 50 53 of the laws of 2011. Notwithstanding  
 51 section 40 of the state finance law or any  
 52 provision of law to the contrary, this  
 53 appropriation shall lapse on March 31,  
 54 2014 .....

133,200,000

55 Funds appropriated herein shall be available  
 56 for building aid payable in the 2012-13  
 57 and 2013-14 school years to special act  
 58 school districts, provided that no more  
 59 than \$1,890,000 shall be available for  
 60 2012-13 state fiscal year payments for  
 61 general support for public schools for the  
 62 2012-13 school year, and further provided

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AID TO LOCALITIES 2012-13

1 that, subject to the approval of the  
 2 director of the budget, such funds may be  
 3 used for payments to the dormitory  
 4 authority on behalf of eligible special  
 5 act school districts pursuant to chapter  
 6 737 of the laws of 1988 provided that,  
 7 notwithstanding any inconsistent provision  
 8 of law, subject to the approval of the  
 9 director of the budget, funds appropriated  
 10 herein may be interchanged with any other  
 11 item of appropriation for general support  
 12 for public schools within the general fund  
 13 local assistance account office of  
 14 prekindergarten through grade twelve  
 15 education program.

16 Provided further that notwithstanding any  
 17 provision of law to the contrary, in  
 18 determining the final payment for the  
 19 state fiscal year pursuant to section  
 20 3609-a of the education law, the general  
 21 support for public schools appropriations  
 22 for the state fiscal year ending March 31,  
 23 2013 shall be deemed to include the  
 24 portion of this appropriation made  
 25 available for 2012-13 state fiscal year  
 26 payments for general support for public  
 27 schools as provided for herein added to  
 28 the sum of other such designated  
 29 appropriated amounts.

30 Notwithstanding any other law, rule or  
 31 regulation to the contrary, funds  
 32 appropriated herein shall be available for  
 33 payment of financial assistance net of any  
 34 disallowances, refunds, reimbursement and  
 35 credits, and may be suballocated to other  
 36 departments and agencies to accomplish the  
 37 intent of this appropriation subject to  
 38 the approval of the director of the  
 39 budget. Notwithstanding any provision of  
 40 law to the contrary, funds appropriated  
 41 herein shall be available for payment of  
 42 liabilities heretofore accrued or  
 43 hereafter to accrue. Notwithstanding any  
 44 provision of law to the contrary, the  
 45 portion of this appropriation covering  
 46 fiscal year 2012-13 shall supersede and  
 47 replace any (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011. Notwithstanding  
 52 section 40 of the state finance law or any  
 53 provision of law to the contrary, this  
 54 appropriation shall lapse on March 31,  
 55 2014 .....

4,590,000

56 Funds appropriated herein shall be available  
 57 for school bus driver training grants,  
 58 provided that for aid payable in the 2012-  
 59 13 and 2013-14 school years, the  
 60 commissioner of education shall allocate  
 61 school bus driver training grants, not to  
 62 exceed \$400,000 in each such year, to

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1 school districts and boards of cooperative  
 2 educational services pursuant to sections  
 3 3650-a, 3650-b and 3650-c of the education  
 4 law, or for contracts directly with not-  
 5 for-profit educational organizations for  
 6 the purposes of this appropriation,  
 7 provided that no more than \$280,000 shall  
 8 be available for 2012-13 state fiscal year  
 9 payments for general support for public  
 10 schools for the 2012-13 school year, and  
 11 further provided that, notwithstanding any  
 12 inconsistent provision of law, subject to  
 13 the approval of the director of the  
 14 budget, funds appropriated herein may be  
 15 interchanged with any other item of  
 16 appropriation for general support for  
 17 public schools within the general fund  
 18 local assistance account office of  
 19 prekindergarten through grade twelve  
 20 education program.

21 Provided further that notwithstanding any  
 22 provision of law to the contrary, in  
 23 determining the final payment for the  
 24 state fiscal year pursuant to section  
 25 3609-a of the education law, the general  
 26 support for public schools appropriations  
 27 for the state fiscal year ending March 31,  
 28 2013 shall be deemed to include the  
 29 portion of this appropriation made  
 30 available for 2012-13 state fiscal year  
 31 payments for general support for public  
 32 schools as provided for herein added to  
 33 the sum of other such designated  
 34 appropriated amounts.

35 Notwithstanding any other law, rule or  
 36 regulation to the contrary, funds  
 37 appropriated herein shall be available for  
 38 payment of financial assistance net of any  
 39 disallowances, refunds, reimbursement and  
 40 credits, and may be suballocated to other  
 41 departments and agencies to accomplish the  
 42 intent of this appropriation subject to  
 43 the approval of the director of the  
 44 budget. Notwithstanding any provision of  
 45 law to the contrary, funds appropriated  
 46 herein shall be available for payment of  
 47 liabilities heretofore accrued or  
 48 hereafter to accrue. Notwithstanding any  
 49 provision of law to the contrary, the  
 50 portion of this appropriation covering  
 51 fiscal year 2012-13 shall supersede and  
 52 replace any (i) reappropriation for this  
 53 item covering fiscal year 2012-13, and  
 54 (ii) appropriation for this item covering  
 55 fiscal year 2012-13 set forth in chapter  
 56 53 of the laws of 2011. Notwithstanding  
 57 section 40 of the state finance law or any  
 58 provision of law to the contrary, this  
 59 appropriation shall lapse on March 31,  
 60 2014 .....

680,000

61

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 Funds appropriated herein shall be available  
 2 for services and expenses of a \$2,000,000  
 3 teacher mentor intern program in each  
 4 school year for the 2012-13 and 2013-14  
 5 school years, provided that no more than  
 6 \$1,400,000 shall be available for 2012-13  
 7 state fiscal year payments for general  
 8 support for public schools for the 2012-13  
 9 school year, and further provided that,  
 10 notwithstanding any inconsistent provision  
 11 of law, subject to the approval of the  
 12 director of the budget, funds appropriated  
 13 herein may be interchanged with any other  
 14 item of appropriation for general support  
 15 for public schools within the general fund  
 16 local assistance account office of  
 17 prekindergarten through grade twelve  
 18 education program.

19 Provided further that notwithstanding any  
 20 provision of law to the contrary, in  
 21 determining the final payment for the  
 22 state fiscal year pursuant to section  
 23 3609-a of the education law, the general  
 24 support for public schools appropriations  
 25 for the state fiscal year ending March 31,  
 26 2013 shall be deemed to include the  
 27 portion of this appropriation made  
 28 available for 2012-13 state fiscal year  
 29 payments for general support for public  
 30 schools as provided for herein added to  
 31 the sum of other such designated  
 32 appropriated amounts.

33 Notwithstanding any other law, rule or  
 34 regulation to the contrary, funds  
 35 appropriated herein shall be available for  
 36 payment of financial assistance net of any  
 37 disallowances, refunds, reimbursement and  
 38 credits, and may be suballocated to other  
 39 departments and agencies to accomplish the  
 40 intent of this appropriation subject to  
 41 the approval of the director of the  
 42 budget. Notwithstanding any provision of  
 43 law to the contrary, funds appropriated  
 44 herein shall be available for payment of  
 45 liabilities heretofore accrued or  
 46 hereafter to accrue. Notwithstanding any  
 47 provision of law to the contrary, the  
 48 portion of this appropriation covering  
 49 fiscal year 2012-13 shall supersede and  
 50 replace any (i) reappropriation for this  
 51 item covering fiscal year 2012-13, and  
 52 (ii) appropriation for this item covering  
 53 fiscal year 2012-13 set forth in chapter  
 54 53 of the laws of 2011. Notwithstanding  
 55 section 40 of the state finance law or any  
 56 provision of law to the contrary, this  
 57 appropriation shall lapse on March 31,  
 58 2014 .....

3,400,000

59 Funds appropriated herein shall be available  
 60 for services and expenses of a \$12,000,000  
 61 special academic improvement grants  
 62 program in each school year for the 2012-

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 13 and 2013-14 school years payable  
 2 pursuant to subdivision 11 of section 3641  
 3 of the education law, provided that no  
 4 more than \$8,400,000 shall be available  
 5 for 2012-13 state fiscal year payments for  
 6 general support for public schools for the  
 7 2012-13 school year, and further provided  
 8 that, notwithstanding any provisions of  
 9 law to the contrary, such funds shall be  
 10 paid in accordance with a schedule  
 11 developed by the commissioner of education  
 12 and approved by the director of the budget  
 13 provided that, notwithstanding any  
 14 inconsistent provision of law, subject to  
 15 the approval of the director of the  
 16 budget, funds appropriated herein may be  
 17 interchanged with any other item of  
 18 appropriation for general support for  
 19 public schools within the general fund  
 20 local assistance account office of  
 21 prekindergarten through grade twelve  
 22 education program.

23 Provided further that notwithstanding any  
 24 provision of law to the contrary, in  
 25 determining the final payment for the  
 26 state fiscal year pursuant to section  
 27 3609-a of the education law, the general  
 28 support for public schools appropriations  
 29 for the state fiscal year ending March 31,  
 30 2013 shall be deemed to include the  
 31 portion of this appropriation made  
 32 available for 2012-13 state fiscal year  
 33 payments for general support for public  
 34 schools as provided for herein added to  
 35 the sum of other such designated  
 36 appropriated amounts.

37 Notwithstanding any other law, rule or  
 38 regulation to the contrary, funds  
 39 appropriated herein shall be available for  
 40 payment of financial assistance net of any  
 41 disallowances, refunds, reimbursement and  
 42 credits, and may be suballocated to other  
 43 departments and agencies to accomplish the  
 44 intent of this appropriation subject to  
 45 the approval of the director of the  
 46 budget. Notwithstanding any provision of  
 47 law to the contrary, funds appropriated  
 48 herein shall be available for payment of  
 49 liabilities heretofore accrued or  
 50 hereafter to accrue. Notwithstanding any  
 51 provision of law to the contrary, the  
 52 portion of this appropriation covering  
 53 fiscal year 2012-13 shall supersede and  
 54 replace any (i) reappropriation for this  
 55 item covering fiscal year 2012-13, and  
 56 (ii) appropriation for this item covering  
 57 fiscal year 2012-13 set forth in chapter  
 58 53 of the laws of 2011. Notwithstanding  
 59 section 40 of the state finance law or any  
 60 provision of law to the contrary, this  
 61 appropriation shall lapse on March 31,  
 62 2014 .....

20,400,000



EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 For the education of Native Americans in the  
 2 2013-14 or prior school years, provided  
 3 that no more than \$22,400,000 shall be  
 4 available for 2012-13 state fiscal year  
 5 payments for general support for public  
 6 schools for the 2012-13 or prior school  
 7 years. Funds appropriated herein shall be  
 8 considered general support for public  
 9 schools and shall be paid in accordance  
 10 with a schedule developed by the  
 11 commissioner of education and approved by  
 12 the director of the budget.  
 13 Notwithstanding any provision of law to  
 14 the contrary, subject to the approval of  
 15 the director of the budget, funds  
 16 appropriated herein may be interchanged  
 17 with any other item of appropriation for  
 18 general support for public schools within  
 19 the general fund local assistance account  
 20 office of prekindergarten through grade  
 21 twelve education program.

22 Provided further that notwithstanding any  
 23 provision of law to the contrary, in  
 24 determining the final payment for the  
 25 state fiscal year pursuant to section  
 26 3609-a of the education law, the general  
 27 support for public schools appropriations  
 28 for the state fiscal year ending March 31,  
 29 2013 shall be deemed to include the  
 30 portion of this appropriation made  
 31 available for 2012-13 state fiscal year  
 32 payments for general support for public  
 33 schools as provided for herein added to  
 34 the sum of other such designated  
 35 appropriated amounts.

36 Notwithstanding any other law, rule or  
 37 regulation to the contrary, funds  
 38 appropriated herein shall be available for  
 39 payment of financial assistance, net of  
 40 any disallowances, refunds, reimbursements  
 41 and credits, and may be suballocated to  
 42 other departments and agencies to  
 43 accomplish the intent of this  
 44 appropriation subject to approval of the  
 45 director of the budget. Notwithstanding  
 46 any provision of law to the contrary,  
 47 funds appropriated herein shall be  
 48 available for payment of liabilities  
 49 heretofore accrued or hereafter to accrue.  
 50 Notwithstanding any provision of law to  
 51 the contrary, the portion of this  
 52 appropriation covering fiscal year 2012-13  
 53 shall supersede and replace any (i)  
 54 reappropriation for this item covering  
 55 fiscal year 2012-13, and (ii)  
 56 appropriation for this item covering  
 57 fiscal year 2012-13 set forth in chapter  
 58 53 of the laws of 2011. Notwithstanding  
 59 section 40 of the state finance law or any  
 60 provision of law to the contrary, this  
 61 appropriation shall lapse on March 31,  
 62 2014 .....

54,400,000

## EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 For school health services grants to public  
2 schools totaling \$13,840,000 in each  
3 school year for the 2012-13 and 2013-14  
4 school years; provided that,  
5 notwithstanding any provisions of law to  
6 the contrary, in addition to any other  
7 apportionment, such grants shall only be  
8 payable to any city school district in a  
9 city having a population in excess of  
10 125,000, and less than 1,000,000  
11 inhabitants, and such district shall be  
12 eligible to receive the same amount it was  
13 eligible to receive for the 2010-11 school  
14 year, provided that no more than  
15 \$9,688,000 shall be available for 2012-13  
16 state fiscal year payments for general  
17 support for public schools for the 2012-13  
18 school year. Funds appropriated herein  
19 shall be considered general support for  
20 public schools and shall be paid in  
21 accordance with a schedule developed by  
22 the commissioner of education and approved  
23 by the director of the budget.

24 Provided further that notwithstanding any  
25 provision of law to the contrary, in  
26 determining the final payment for the  
27 state fiscal year pursuant to section  
28 3609-a of the education law, the general  
29 support for public schools appropriations  
30 for the state fiscal year ending March 31,  
31 2013 shall be deemed to include the  
32 portion of this appropriation made  
33 available for 2012-13 state fiscal year  
34 payments for general support for public  
35 schools as provided for herein added to  
36 the sum of other such designated  
37 appropriated amounts.

38 Notwithstanding any provision of law to the  
39 contrary, subject to the approval of the  
40 director of the budget, funds appropriated  
41 herein may be interchanged with any other  
42 item of appropriation for general support  
43 for public schools within the general fund  
44 local assistance account office of  
45 prekindergarten through grade twelve  
46 education program. Notwithstanding any  
47 other law, rule or regulation to the  
48 contrary, funds appropriated herein shall  
49 be available for payment of financial  
50 assistance, net of any disallowances,  
51 refunds, reimbursements and credits, and  
52 may be suballocated to other departments  
53 and agencies to accomplish the intent of  
54 this appropriation subject to the approval  
55 of the director of the budget.  
56 Notwithstanding any provision of law to  
57 the contrary, funds appropriated herein  
58 shall be available for payment of  
59 liabilities heretofore accrued or  
60 hereafter to accrue. Notwithstanding any  
61 provision of law to the contrary, the  
62 portion of this appropriation covering

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 fiscal year 2012-13 shall supersede and  
 2 replace any (i) reappropriation for this  
 3 item covering fiscal year 2012-13, and  
 4 (ii) appropriation for this item covering  
 5 fiscal year 2012-13 set forth in chapter  
 6 53 of the laws of 2011. Notwithstanding  
 7 section 40 of the state finance law or any  
 8 provision of law to the contrary, this  
 9 appropriation shall lapse on March 31,  
 10 2014 ..... 23,528,000

11 For remaining obligations for the 2011-12  
 12 school year or prior school years for  
 13 support for boards of cooperative  
 14 educational services and for aid payable  
 15 in the 2012-13 and 2013-14 state fiscal  
 16 years, for support for boards of  
 17 cooperative educational services, provided  
 18 further that no more than \$525,034,000  
 19 shall be available for the 2012-13 state  
 20 fiscal year payments for general support  
 21 for public schools for the 2011-12 and  
 22 prior school years and no more than  
 23 \$206,528,000 shall be available for 2012-  
 24 13 state fiscal year payments for general  
 25 support for public schools for the 2012-13  
 26 school year, provided that,  
 27 notwithstanding any inconsistent provision  
 28 of law in no event shall such amounts paid  
 29 in the 2012-13 state fiscal year exceed  
 30 50.16 percent of the amount appropriated  
 31 herein, and provided further that to the  
 32 extent required by federal law, each board  
 33 of cooperative educational services  
 34 receiving a payment pursuant to section  
 35 3609-d of the education law in the 2012-13  
 36 and 2013-14 school years shall be required  
 37 to set aside from such payment an amount  
 38 not less than the amount of state aid  
 39 received pursuant to subdivision 5 of  
 40 section 1950 of the education law in the  
 41 base year that was attributable to  
 42 cooperative services agreements (CO-SERs)  
 43 for career education, as determined by the  
 44 commissioner of education, and shall be  
 45 required to use such amount to support  
 46 career education programs in the current  
 47 year.

48 Provided further that, notwithstanding any  
 49 inconsistent provision of law, for any  
 50 apportionments provided pursuant to  
 51 section 1950 of the education law for the  
 52 2012-13 and prior school years, the  
 53 commissioner shall certify no payment to a  
 54 school district in excess of the payment  
 55 computed based on an electronic data file  
 56 used to produce the school aid computer  
 57 listing produced by the commissioner in  
 58 support of the executive budget request  
 59 submitted for the 2012-13 state fiscal  
 60 year and entitled "BT121-3", and for any  
 61 apportionments provided pursuant to  
 62 section 1950 of the education law for

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 claims for which payment is first to be  
 2 made for the 2013-14 school year, the  
 3 commissioner shall certify no payment to a  
 4 school district in excess of the payment  
 5 computed based on an electronic data file  
 6 used to produce the school aid computer  
 7 listing produced by the commissioner in  
 8 support of the executive budget request  
 9 submitted for the state fiscal year in  
 10 which such school year begins. Provided,  
 11 however, no payments shall be barred or  
 12 reduced where such payment is required as  
 13 a result of a final audit of the state.

14 Provided further that notwithstanding any  
 15 provision of law to the contrary, in  
 16 determining the final payment for the  
 17 state fiscal year pursuant to section  
 18 3609-a of the education law, the general  
 19 support for public schools appropriations  
 20 for the state fiscal year ending March 31,  
 21 2013 shall be deemed to include the  
 22 portion of this appropriation made  
 23 available for 2012-13 state fiscal year  
 24 payments for general support for public  
 25 schools as provided for herein added to  
 26 the sum of other such designated  
 27 appropriated amounts.

28 Notwithstanding any other law, rule or  
 29 regulation to the contrary, funds  
 30 appropriated herein shall be available for  
 31 payment of financial assistance, net of  
 32 any disallowances, refunds, reimbursements  
 33 and credits, and may be suballocated to  
 34 other departments and agencies to  
 35 accomplish the intent of this appro-  
 36 priation subject to the approval of the  
 37 director of the budget. Notwithstanding  
 38 any provision of law to the contrary,  
 39 funds appropriated herein may be  
 40 interchanged with any other item of  
 41 appropriation for general support for  
 42 public schools within the general fund  
 43 local assistance account office of  
 44 prekindergarten through grade twelve  
 45 education program. Notwithstanding any  
 46 provision of law to the contrary, funds  
 47 appropriated herein shall be available for  
 48 payment of liabilities heretofore accrued  
 49 or hereafter to accrue. Notwithstanding  
 50 any provision of law to the contrary, the  
 51 portion of this appropriation covering  
 52 fiscal year 2012-13 shall supersede and  
 53 replace any (i) reappropriation for this  
 54 item covering fiscal year 2012-13, and  
 55 (ii) appropriation for this item covering  
 56 fiscal year 2012-13 set forth in chapter  
 57 53 of the laws of 2011. Notwithstanding  
 58 section 40 of the state finance law or any  
 59 provision of law to the contrary, this  
 60 appropriation shall lapse on March 31,

61 2014 ..... 1,458,543,000

## EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 For the teachers of tomorrow awards to  
2 school districts for the 2012-13 and 2013-  
3 14 school years in the amount of  
4 \$25,000,000 for each school year, provided  
5 that \$5,000,000 of this total amount in  
6 such school year shall be made available  
7 for a program to be developed by the  
8 commissioner of education to attract  
9 qualified teachers that have received or  
10 will receive a transitional certificate  
11 and agree to teach mathematics or science  
12 in a low performing school, further  
13 provided that of this \$5,000,000, a total  
14 of up to \$500,000 in each such school year  
15 shall be made available for demonstration  
16 programs in the Yonkers and Syracuse city  
17 school districts to increase the number of  
18 teachers in such districts who teach math,  
19 science and related areas and who have  
20 such a transitional certificate, and  
21 provided that no more than \$17,500,000  
22 shall be available for 2012-13 state  
23 fiscal year payments for general support  
24 for public schools for the 2012-13 school  
25 year.

26 Provided further that notwithstanding any  
27 provision of law to the contrary, in  
28 determining the final payment for the  
29 state fiscal year pursuant to section  
30 3609-a of the education law, the general  
31 support for public schools appropriations  
32 for the state fiscal year ending March 31,  
33 2013 shall be deemed to include the  
34 portion of this appropriation made  
35 available for 2012-13 state fiscal year  
36 payments for general support for public  
37 schools as provided for herein added to  
38 the sum of other such designated  
39 appropriated amounts.

40 Funds appropriated herein shall be  
41 considered general support for public  
42 schools. Notwithstanding any provision of  
43 law to the contrary, funds appropriated  
44 herein may be interchanged with any other  
45 item of appropriation for general support  
46 for public schools within the general fund  
47 local assistance account office of  
48 prekindergarten through grade twelve  
49 education program.

50 Notwithstanding any other law, rule or  
51 regulation to the contrary, funds  
52 appropriated herein shall be available for  
53 payment of financial assistance, net of  
54 any disallowances, refunds, reimbursements  
55 and credits, may be suballocated to other  
56 departments and agencies to accomplish the  
57 intent of this appropriation subject to  
58 approval of the director of the budget.  
59 Notwithstanding any provision of law to  
60 the contrary, funds appropriated herein  
61 shall be available for payment of  
62 liabilities heretofore accrued or

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 hereafter to accrue. Notwithstanding any  
2 provision of law to the contrary, the  
3 portion of this appropriation covering  
4 fiscal year 2012-13 shall supersede and  
5 replace any (i) reappropriation for this  
6 item covering fiscal year 2012-13, and  
7 (ii) appropriation for this item covering  
8 fiscal year 2012-13 set forth in chapter  
9 53 of the laws of 2011. Notwithstanding  
10 section 40 of the state finance law or any  
11 provision of law to the contrary, this  
12 appropriation shall lapse on March 31,  
13 2014 ..... 42,500,000

14 For payment of employment preparation  
15 education aid for the 2011-12 and 2012-13  
16 school years pursuant to paragraph e of  
17 subdivision 11 of section 3602 of the  
18 education law, provided that no more than  
19 \$96,000,000 shall be available for 2012-13  
20 state fiscal year payments for general  
21 support for public schools for the 2011-12  
22 and prior school years.

23 Notwithstanding any provision of law to the  
24 contrary, funds appropriated herein may be  
25 suballocated, subject to the approval of  
26 the director of the budget, to other  
27 departments and agencies to accomplish the  
28 intent of this appropriation and subject  
29 to the approval of the director of the  
30 budget, such funds shall be available to  
31 the department net of disallowances,  
32 refunds, reimbursements and credits.

33 Provided further that notwithstanding any  
34 provision of law to the contrary, in  
35 determining the final payment for the  
36 state fiscal year pursuant to section  
37 3609-a of the education law, the general  
38 support for public schools appropriations  
39 for the state fiscal year ending March 31,  
40 2013 shall be deemed to include the  
41 portion of this appropriation made  
42 available for 2012-13 state fiscal year  
43 payments for general support for public  
44 schools as provided for herein added to  
45 the sum of other such designated  
46 appropriated amounts.

47 Funds appropriated herein shall be  
48 considered general support for public  
49 schools. Notwithstanding any provision of  
50 law to the contrary, funds appropriated  
51 herein may be interchanged with any other  
52 item of appropriation for general support  
53 for public schools within the general fund  
54 local assistance account office of  
55 prekindergarten through grade twelve  
56 education program. Notwithstanding any  
57 provision of law to the contrary, funds  
58 appropriated herein shall be available for  
59 payment of liabilities heretofore accrued  
60 or hereafter to accrue. Notwithstanding  
61 any provision of law to the contrary, the  
62 portion of this appropriation covering

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 fiscal year 2012-13 shall supersede and  
2 replace any (i) reappropriation for this  
3 item covering fiscal year 2012-13, and  
4 (ii) appropriation for this item covering  
5 fiscal year 2012-13 set forth in chapter  
6 53 of the laws of 2011. Notwithstanding  
7 section 40 of the state finance law or any  
8 provision of law to the contrary, this  
9 appropriation shall lapse on March 31,  
10 2014 ..... 192,000,000

11 For payments to school districts required  
12 pursuant to section 3609-g of the educa-  
13 tion law to reimburse school districts for  
14 costs associated with the payment of the  
15 metropolitan commuter transportation  
16 mobility tax. Pursuant to part B of  
17 chapter 56 of the laws of 2011, such  
18 reimbursement will be made for tax  
19 payments made by school districts for  
20 periods prior to April 1, 2012 ..... 60,000,000

21 For services and expenses of remaining obli-  
22 gations for the 2011-12 school year for  
23 support for the operation of targeted  
24 prekindergarten for those providers not  
25 eligible to receive funding pursuant to  
26 section 3602-e of the education law and  
27 for support for providers continuing to  
28 operate such programs in the 2012-13  
29 school year. Such funds shall be expended  
30 pursuant to a plan developed by the  
31 commissioner of education and approved by  
32 the director of the budget ..... 1,303,000

33 For education of children of migrant workers  
34 for the 2012-13 school year ..... 89,000

35 For grants to schools for programs involving  
36 literacy and basic education for public  
37 assistance recipients for the 2012-13  
38 school year for those programs adminis-  
39 tered by the state education department .. 1,843,000

40 For competitive grants for adult literacy/  
41 education aid to public and private not-  
42 for-profit agencies, including but not  
43 limited to, 2 and 4 year colleges, commu-  
44 nity based organizations, libraries, and  
45 volunteer literacy organizations and  
46 institutions which meet quality standards  
47 promulgated by the commissioner of educa-  
48 tion to provide programs of basic litera-  
49 cy, high school equivalency, and English  
50 as a second language to persons 16 years  
51 of age or older for the 2012-13 school  
52 year ..... 4,293,000

53 For the school lunch and breakfast program.  
54 Funds for the school lunch and breakfast  
55 program shall be expended subject to the  
56 limitation of funds available and may be  
57 used to reimburse sponsors of non-profit  
58 school lunch, breakfast, or other school  
59 child feeding programs based upon the  
60 number of federally reimbursable break-  
61 fasts and lunches served to students under  
62 such program agreements entered into by

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 the state education department and such  
2 sponsors, in accordance with an act of  
3 Congress entitled the "National School  
4 Lunch Act," P.L. 79-396, as amended, or  
5 the provisions of the "Child Nutrition Act  
6 of 1966," P.L. 89-642, as amended, in the  
7 case of school breakfast programs to reim-  
8 burse sponsors in excess of the federal  
9 rates of reimbursement. Notwithstanding  
10 any provision of law to the contrary, the  
11 moneys hereby appropriated, or so much  
12 thereof as may be necessary, are to be  
13 available for the purposes herein speci-  
14 fied for obligations heretofore accrued or  
15 hereafter to accrue for the school years  
16 beginning July 1, 2010, July 1, 2011 and  
17 July 1, 2012.

18 Notwithstanding any law, rule or regulation  
19 to the contrary, the amount appropriated  
20 herein represents the maximum amount paya-  
21 ble during the 2012-13 state fiscal year  
22 for state reimbursement for school lunch  
23 and breakfast programs ..... 33,700,000

24 For nonpublic school aid payable in the  
25 2012-13 state fiscal year. Notwithstanding  
26 any provision of law, rule or regulation  
27 to the contrary, the amount appropriated  
28 herein represents the maximum amount paya-  
29 ble during the 2012-13 state fiscal year.. 90,400,000

30 For aid payable for additional nonpublic  
31 school aid. Notwithstanding any inconsis-  
32 tent provision of law, funds appropriated  
33 herein shall be available for payment of  
34 aid heretofore accrued and hereafter to  
35 accrue provided that, notwithstanding any  
36 provision of law, rule or regulation to  
37 the contrary, the amount appropriated  
38 herein represents the maximum amount paya-  
39 ble during the 2012-13 state fiscal year.. 26,220,000

40 For academic intervention for nonpublic  
41 schools based on a plan to be developed by  
42 the commissioner of education and approved  
43 by the director of the budget ..... 922,000

44 For costs associated with schools for the  
45 blind and deaf and other students with  
46 disabilities subject to article 85 of the  
47 education law, including state aid for  
48 blind and deaf pupils in certain  
49 institutions to be paid for the purposes  
50 provided under section 4204-a of the  
51 education law for the education of deaf  
52 children under 3 years of age, including  
53 transfers to the miscellaneous special  
54 revenue fund Rome school for the deaf  
55 account pursuant to a plan to be developed  
56 by the commissioner and approved by the  
57 director of the budget.

58 Of the amounts appropriated herein, up to  
59 \$84,700,000 shall be available for  
60 reimbursement to school districts for the  
61 tuition costs of students attending  
62 schools for the blind and deaf during the



EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 2011-12 school year pursuant to  
 2 subdivision 2 of section 4204 of education  
 3 law and subdivision 2 of section 4207 of  
 4 education law, up to \$5,600,000 shall be  
 5 available for debt service on capital  
 6 construction projects financed through the  
 7 state dormitory authority, and up to  
 8 \$9,000,000 shall be available for  
 9 remaining allowable purposes.

10 Provided further that, notwithstanding any  
 11 inconsistent provision of law, upon  
 12 disbursement of funds appropriated for  
 13 allowances to schools for the blind and  
 14 deaf in the individuals with disabilities  
 15 program special revenue funds-federal/aid  
 16 to localities for purposes of this appro-  
 17 priation, funds appropriated herein shall  
 18 be reduced in an amount equivalent to such  
 19 disbursement and the portion of this  
 20 appropriation so affected shall have no  
 21 further force or effect.

22 Notwithstanding any provision of the law to  
 23 the contrary, funds appropriated herein  
 24 shall be available for payment of liabil-  
 25 ities heretofore accrued or hereafter to  
 26 accrue and, subject to the approval of the  
 27 director of the budget, such funds shall  
 28 be available to the department net of  
 29 disallowances, refunds, reimbursements and  
 30 credits .....

99,300,000

31 For July and August programs for school-aged  
 32 children with handicapping conditions  
 33 pursuant to section 4408 of the education  
 34 law. Moneys appropriated herein shall be  
 35 used as follows: (i) for remaining base  
 36 year and prior school years obligations,  
 37 (ii) for the purposes of subdivision 4 of  
 38 section 3602 of the education law for  
 39 schools operated under articles 87 and 88  
 40 of the education law, and (iii) notwith-  
 41 standing any inconsistent provision of  
 42 law, for payments made pursuant to this  
 43 appropriation for current school year  
 44 obligations, provided, however, that such  
 45 payments shall not exceed 70 percent of  
 46 the state aid due for the sum of the  
 47 approved tuition and maintenance rates and  
 48 transportation expense provided for here-  
 49 in; provided, however, that payment of  
 50 eligible claims shall be payable in the  
 51 order that such claims have been approved  
 52 for payment by the commissioner of educa-  
 53 tion, but in no case shall a single payee  
 54 draw down more than 45 percent of this  
 55 appropriation, and provided further that  
 56 no claim shall be set aside for  
 57 insufficiency of funds to make a complete  
 58 payment, but shall be eligible for a  
 59 partial payment in one year and shall  
 60 retain its priority date status for  
 61 subsequent appropriations designated for  
 62 such purposes. Notwithstanding any

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 inconsistent provision of law to the  
 2 contrary, funds appropriated herein shall  
 3 only be available for liabilities incurred  
 4 prior to July 1, 2013, shall be used to  
 5 pay 2011-12 school year claims in the  
 6 first instance, and represent the maximum  
 7 amount payable during the 2012-13 state  
 8 fiscal year. Notwithstanding any provision  
 9 of law to the contrary, funds appropriated  
 10 herein shall be available for payment of  
 11 liabilities heretofore accrued or  
 12 hereafter to accrue and, subject to the  
 13 approval of the director of the budget,  
 14 such funds shall be available to the  
 15 department net of disallowances, refunds,  
 16 reimbursements and credits ..... 321,700,000

17 For the state's share of the costs of the  
 18 education of preschool children with disa-  
 19 bilities pursuant to section 4410 of the  
 20 education law. Notwithstanding any incon-  
 21 sistent provision of law to the contrary,  
 22 the amount appropriated herein shall  
 23 support a state share of preschool hand-  
 24 icapped education costs for the 2011-12  
 25 school year limited to 59.5 percent of  
 26 such total approved expenditures, and  
 27 furthermore, notwithstanding any other  
 28 provision of law, local claims for  
 29 reimbursement of costs incurred prior to  
 30 the 2010-11 school year and during the  
 31 2010-11 school year that have been  
 32 approved for payment by the education  
 33 department as of March 31, 2012 shall be  
 34 the first claims paid from this appropri-  
 35 ation. Notwithstanding any provision of  
 36 law to the contrary, funds appropriated  
 37 herein shall be available for payment of  
 38 liabilities heretofore accrued or hereaft-  
 39 er to accrue and, subject to the approval  
 40 of the director of the budget, such funds  
 41 shall be available to the department net  
 42 of disallowances, refunds, reimbursements  
 43 and credits ..... 936,700,000

44 Notwithstanding any provision of law to the  
 45 contrary, the funds appropriated herein,  
 46 subject to an allocation plan developed by  
 47 the commissioner of education and approved  
 48 by the director of the budget, shall be  
 49 available for the payment of prior year  
 50 claims and/or fiscal stabilization grants  
 51 for remaining payments for the 2011-12  
 52 school year and for payments prior to  
 53 March 31, 2013 for the 2012-13 school  
 54 year, provided, however, notwithstanding  
 55 any provisions of law to the contrary, the  
 56 Ballston Spa central school district shall  
 57 be eligible for a fiscal stabilization  
 58 grant in the amount of \$162,000, the  
 59 Buffalo city school district shall be  
 60 eligible for a fiscal stabilization grant  
 61 in the amount of \$1,025,000, the Delhi  
 62 central school district shall be eligible

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

1 for a fiscal stabilization grant in the  
2 amount of \$129,000, the New York city  
3 school district shall be eligible for a  
4 fiscal stabilization grant in the amount  
5 of \$26,404,000, the Niagara Falls city  
6 school district shall be eligible for a  
7 fiscal stabilization grant in the amount  
8 of \$379,000, the Rochester city school  
9 district shall be eligible for a fiscal  
10 stabilization grant in the amount of  
11 \$990,000, the Troy city school district  
12 shall be eligible for a fiscal  
13 stabilization grant in the amount of  
14 \$207,000 and the Utica city school  
15 district shall be eligible for a fiscal  
16 stabilization grant in the amount of  
17 \$276,000 ..... 45,068,000

18 For services and expenses of the New York  
19 state center for school safety for the  
20 2012-13 school year. Funds appropriated  
21 herein shall be used to operate a state-  
22 wide center and shall be subject to an  
23 expenditure plan approved by the director  
24 of the budget ..... 466,000

25 For services and expenses of the health  
26 education program for the 2012-13 school  
27 year. Funds appropriated herein shall be  
28 available for health-related programs  
29 including, but not limited to, those  
30 providing instruction and supportive  
31 services in comprehensive health education  
32 and/or acquired immune deficiency syndrome  
33 (AIDS) education. Of the amounts appropri-  
34 ated herein, \$86,000 shall be available  
35 for the program previously operated as the  
36 school health demonstration program.  
37 Notwithstanding any other provision of law  
38 to the contrary, funds appropriated herein  
39 may be suballocated, subject to the  
40 approval of the director of the budget, to  
41 any state agency or department to accom-  
42 plish the purpose of this appropriation .. 691,000

43 For competitive grants for the 2012-13  
44 school year for extended day programs and  
45 school violence prevention programs pursu-  
46 ant to section 2814 of the education law  
47 provided, however, notwithstanding any  
48 inconsistent provisions of law, eligible  
49 entities receiving funds for extended day  
50 programs may include not-for-profit organ-  
51 izations working in collaboration with a  
52 public school or school district ..... 24,344,000

53 For aid payable for the 2012-13 school year  
54 for support of county vocational education  
55 and extension boards pursuant to section  
56 1104 of the education law, provided,  
57 however, that notwithstanding any incon-  
58 sistent provision of law, rule, or regu-  
59 lation, any apportionment of aid shall be  
60 based on a quota amounting to one-half of  
61 the salary paid each teacher, director,  
62 assistant, and supervisor, where such

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1 salary is attributable to a course of  
2 study first submitted to the commissioner  
3 for approval pursuant to section 1103 of  
4 the education law on or before July 1,  
5 2010, but not to exceed the amount  
6 computed by the commissioner based upon an  
7 assumed annualized salary equal to ten  
8 thousand five hundred dollars per school  
9 year on account of the employment of such  
10 teacher, director, assistant or supervisor 932,000  
11 For services and expenses of the primary  
12 mental health project at the children's  
13 institute for the 2012-13 school year .... 894,000  
14 For services and expenses associated with  
15 the math and science high schools for the  
16 2012-13 school year in the amount of  
17 \$1,382,000, provided that such funds shall  
18 be allocated equally among those entities  
19 that received program funding for the  
20 2007-08 school year ..... 1,382,000  
21 Funds appropriated herein shall be available  
22 for educational services and expenses of  
23 the Syracuse city school district for the  
24 say yes to education program ..... 350,000  
25 For services and expenses of the center for  
26 autism and related disabilities at the  
27 state university of New York at Albany ... 490,000  
28 For services and expenses of the summer food  
29 program for the 2012-13 school year ..... 3,049,000  
30 Work Force Education. For partial reimburse-  
31 ment of services and expenses per contact  
32 hour of work force education conducted by  
33 the consortium for worker education (CWE),  
34 a private not-for-profit corporation  
35 located in the city of New York, offering  
36 programs approved by the commissioner of  
37 education that enable adults who are 21  
38 years of age or older to obtain or retain  
39 employment or improve their work skills  
40 capacity to enhance their opportunities  
41 for increased earnings and advancement.  
42 Reimbursement from funds appropriated  
43 herein for the 2012-13 school year shall  
44 not exceed 63.2 percent of the lesser of  
45 such approvable costs per contact hour or  
46 \$12.40 per contact hour, where a contact  
47 hour represents 60 minutes of instruction  
48 services provided to an eligible adult,  
49 and further provided that for the 2012-13  
50 school year such contact hours shall not  
51 exceed 1,468,710 hours. Notwithstanding  
52 any provision of law to the contrary,  
53 funds appropriated herein shall be  
54 available for payment of liabilities  
55 heretofore accrued or hereafter to accrue  
56 and, subject to the approval of the  
57 director of the budget, such funds shall  
58 be available to the department net of  
59 disallowances, refunds, reimbursement and  
60 credits ..... 11,500,000  
61

EDUCATION DEPARTMENT

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1 For services and expenses related to the  
 2 development, implementation and operation  
 3 of charter schools for the 2012-13 school  
 4 year including \$1,733,375 for  
 5 administrative/technical support services  
 6 provided by the charter school institute  
 7 of the state university of New York. This  
 8 appropriation shall only be available for  
 9 expenditure upon the approval of an  
 10 expenditure plan by the director of the  
 11 budget and funds appropriated herein shall  
 12 be transferred to the miscellaneous  
 13 special revenue fund - charter schools  
 14 stimulus account ..... 4,837,000

15 For services and expenses of a \$490,000  
 16 2012-13 school year program for mentoring  
 17 and tutoring based on model programs prov-  
 18 en to be effective in producing outcomes  
 19 that include, but are not limited to,  
 20 improved graduation rates, provided that  
 21 such services shall be provided to  
 22 students in one or more city school  
 23 districts located in a city having a popu-  
 24 lation in excess of 125,000 and less than  
 25 1,000,000 inhabitants provided further  
 26 that such program will be operated by a  
 27 community based organization ..... 490,000

28 For postsecondary aid to Native Americans to  
 29 fund awards to eligible students.  
 30 Notwithstanding any other provision of law  
 31 to the contrary, the amount herein made  
 32 available shall constitute the state's  
 33 entire obligation for all costs incurred  
 34 under section 4118 of the education law in  
 35 state fiscal year 2012-13 ..... 598,000

36 For payment of small government assistance  
 37 to school districts pursuant to subdivi-  
 38 sion 7 of section 3641 of the education  
 39 law on or before March 31, 2013 upon audit  
 40 and warrant of the comptroller in the  
 41 amount that small government assistance  
 42 was paid to school districts in state  
 43 fiscal year 2010-11 ..... 1,868,000

44 Less expenditure savings due to the with-  
 45 holding of a portion of employment prepa-  
 46 ration education aid due to the city of  
 47 New York equal to the reimbursement costs  
 48 of the work force education program from  
 49 aid payable to such city school district  
 50 payable on or after April 1, 2012; such  
 51 moneys shall be credited to the office of  
 52 prekindergarten through grade twelve  
 53 education general fund-local assistance  
 54 account and which shall not exceed the  
 55 amount appropriated herein ..... (11,500,000)

56 Less federal funding in support of special  
 57 education programs or other special needs  
 58 programs. Such savings shall be appor-  
 59 tioned to the office of prekindergarten  
 60 through grade twelve education program  
 61 general fund - local assistance account  
 62 appropriations within the various agency

EDUCATION DEPARTMENT

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1 special education programs or other  
 2 special needs programs to reduce appropri-  
 3 ations based upon an allocation plan  
 4 submitted by the commissioner of education  
 5 and approved by the director of the budget  
 6 ..... (4,400,000)  
 7 -----  
 8 Program account subtotal ..... 36,168,495,000  
 9 -----

10  
 11 Special Revenue Funds - Federal  
 12 Federal Department of Education Fund  
 13 Federal Department of Education Account  
 14

15 For grants to schools and other eligible  
 16 entities for specific programs in the, but  
 17 not limited to, amounts indicated for  
 18 such programs, including \$1,776,819,000  
 19 for purposes under title I of the  
 20 elementary and secondary education act,  
 21 \$247,841,000 for improving teacher  
 22 quality and mathematics and science  
 23 partnerships pursuant to title II of the  
 24 elementary and secondary education act,  
 25 \$57,519,000 for English language  
 26 acquisition pursuant to title III of the  
 27 elementary and secondary education act,  
 28 \$96,526,000 for 21st century community  
 29 learning centers pursuant to title IV of  
 30 the elementary and secondary education  
 31 act, \$23,000,000 for charter schools  
 32 programs pursuant to title V of the  
 33 elementary and secondary education act,  
 34 \$42,425,000 for other purposes pursuant to  
 35 the elementary and secondary education act  
 36 and \$68,578,000 for grants to schools and  
 37 other eligible entities for vocational  
 38 and technical preparation programs  
 39 pursuant to the perkins career and  
 40 technical improvement act.  
 41 Notwithstanding any other provision of law  
 42 to the contrary, funds appropriated herein  
 43 may be suballocated, subject to the  
 44 approval of the director of the budget, to  
 45 any state agency or department to accom-  
 46 plish the purpose of this appropriation .. 2,312,708,000

47 For the education of individuals with  
 48 disabilities including up to \$3,000,000  
 49 for services and expenses of early  
 50 childhood direction centers and \$500,000  
 51 for services and expenses of the center  
 52 for autism and related disabilities at the  
 53 state university of New York at Albany.  
 54 Notwithstanding any inconsistent provision  
 55 of law, a portion of the funds appropri-  
 56 ated herein shall be available, subject to  
 57 a plan developed by the commissioner of  
 58 education and approved by the director of  
 59 the budget, for grants to ensure appropri-  
 60 ately certified teachers in schools  
 61 providing special services or programs as  
 62 defined in paragraphs e, g, i and l of

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1 subdivision 2 of section 4401 of the  
2 education law to children placed by school  
3 districts and in approved preschool  
4 programs that provide full and half-day  
5 educational programs in accordance with  
6 section 4410 of the education law for  
7 children placed by school district.  
8 Provided further that, in the allocation  
9 of funds, priority shall be given to those  
10 programs with a demonstrated need to  
11 increase the number of certified teachers  
12 to comply with state and federal require-  
13 ments. Such funds shall be made available  
14 for such activities as certification prep-  
15 aration, training, assisting schools with  
16 personnel shortages and supporting activ-  
17 ities that improve the delivery of  
18 services to improve results for children  
19 with disabilities. Provided further that  
20 notwithstanding any inconsistent provision  
21 of law, of the funds appropriated herein:  
22 (i) \$2,000,000 shall be available for  
23 payments to schools providing special  
24 services or programs as defined in para-  
25 graphs e, g, i, and l of subdivision 2 of  
26 section 4401 of the education law to help  
27 prevent excessive instructional staff  
28 turnover through a targeted adjustment of  
29 compensation for teachers providing direct  
30 instructional services to students at such  
31 schools. The commissioner of education  
32 shall develop an allocation plan, subject  
33 to the approval of the director of the  
34 budget, that distributes funds appropri-  
35 ated herein among eligible schools, as  
36 defined herein, that qualify based on the  
37 following criteria: eligible schools are  
38 those that have complied with all applica-  
39 ble requirements for previous grants for  
40 this purpose and whose average teacher  
41 salary are below the salary provided for  
42 similarly qualified teachers in public  
43 schools in the region in which such eligi-  
44 ble school is located. The allocation to  
45 each qualifying school shall be calculated  
46 based on the number of weighted full time  
47 equivalent (FTE) staff, as defined herein,  
48 in the per FTE award amount. The total  
49 number of weighted FTE shall be determined  
50 by multiplying the actual number of FTE  
51 teachers providing classroom instruction  
52 at each school, as determined by the  
53 commissioner, by: 1) a factor of 2.0 for  
54 those schools where average salaries that  
55 are 50 percent or less of those in public  
56 school located in the same geographic  
57 region; 2) a factor of 1.5 for those  
58 schools where average salaries that are 50  
59 percent and 75 percent of public schools  
60 located in the same geographic region; or  
61 3) a factor of 1.0 for those schools where  
62 the average salaries that are 75-100

EDUCATION DEPARTMENT

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1 percent of public schools located in the  
2 same geographic region. The per FTE teach-  
3 er award amount shall be calculated by  
4 dividing the \$2,000,000 by the total  
5 number of weighted FTE staff; (ii)  
6 \$2,000,000 shall be available for payments  
7 to schools providing special services or  
8 programs as defined in paragraphs e, g, i,  
9 and l of subdivision 2 of section 4401 of  
10 the education law and approved preschool  
11 programs in accordance with section 4410  
12 of the education law to help prevent  
13 excessive instructional staff turnover  
14 through a targeted adjustment of compen-  
15 sation for teachers providing direct  
16 instructional services to students at such  
17 schools. The commissioner of education  
18 shall develop an allocation plan, subject  
19 to the approval of the director of the  
20 budget, that distributes funds appropri-  
21 ated herein among eligible schools; (iii)  
22 up to \$10,000,000 shall be available for  
23 allowances to schools for the blind and  
24 deaf to support services to students  
25 attending these schools for costs which  
26 otherwise would be payable through the  
27 department's general fund aid to locali-  
28 ties appropriation, provided further that  
29 notwithstanding any inconsistent provision  
30 of law, any disbursements against this  
31 \$10,000,000 shall immediately reduce the  
32 amounts appropriated in the education  
33 department's general fund aid to locali-  
34 ties for allowances to private schools for  
35 the blind and deaf by an equivalent  
36 amount, and the portion of such general  
37 fund appropriation so affected shall have  
38 no further force or effect. Notwithstand-  
39 ing any provision of the law to the  
40 contrary, funds appropriated herein shall  
41 be available for payment of liabilities  
42 heretofore accrued or hereafter to accrue  
43 and, subject to the approval of the direc-  
44 tor of the budget, such funds shall be  
45 available to the department net of disal-  
46 lowances, refunds, reimbursements and  
47 credits ..... 815,347,000

48 For support of elementary, and secondary  
49 education from the education jobs fund as  
50 funded by the federal education jobs fund  
51 program as authorized by public law number  
52 111-226. Notwithstanding any other  
53 provision of law to the contrary, funds  
54 shall be available to each school district  
55 eligible for an apportionment pursuant to  
56 subdivision 4 of section 3602 of the  
57 education law in an amount equal to the  
58 product of the amount appropriated herein  
59 multiplied by the quotient of the  
60 apportionment for such federal education  
61 jobs fund program computed pursuant to  
62 chapter 559 of the laws of 2010 divided by



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## AID TO LOCALITIES 2012-13

1	the statewide total for all such	
2	apportionments computed pursuant to such	
3	chapter 559 of the laws of 2010. Funds	
4	appropriated herein shall be subject to	
5	all applicable reporting and	
6	accountability requirements imposed by	
7	such act .....	9,000,000
8		-----
9	Program account subtotal .....	3,137,055,000
10		-----
11		
12	Special Revenue Funds - Federal	
13	Federal Health and Human Services Fund	
14	Federal Health and Human Services Account	
15		
16	For grants to schools for specific programs.	5,000,000
17		-----
18	Program account subtotal .....	5,000,000
19		-----
20		
21	Special Revenue Funds - Federal	
22	Federal Operating Grants Fund	
23	Federal Operating Grants Account	
24		
25	For grants to schools for specific programs.	5,000,000
26		-----
27	Program account subtotal .....	5,000,000
28		-----
29		
30	Special Revenue Funds - Federal	
31	Federal USDA-Food and Nutrition Services Fund	
32	Federal USDA-Food and Nutrition Services Account	
33		
34	For grants to schools and other eligible	
35	entities for programs funded through the	
36	national school lunch act .....	966,000,000
37		-----
38	Program account subtotal .....	966,000,000
39		-----
40		
41	Special Revenue Funds - Other	
42	Charter School Stimulus Fund	
43	Charter School Stimulus Account	
44		
45	For services and expenses related to devel-	
46	opment, implementation and operation of	
47	charter schools, including facility costs	
48	and loans to authorized schools, and	
49	including funds available for transfer for	
50	the administrative/technical support	
51	services provided by the charter school	
52	institute of the state university of New	
53	York. This appropriation shall only be	
54	available for expenditure upon the	
55	approval of an expenditure plan by the	
56	director of the budget .....	20,000,000
57		-----
58	Program account subtotal .....	20,000,000
59		-----
60		
61		

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1 Special Revenue Funds - Other  
2 State Lottery Fund  
3 State Lottery Account  
4  
5 For general support for public schools for  
6 the 2012-13 and 2013-14 school years,  
7 provided that, notwithstanding any other  
8 provision of law to the contrary, in  
9 computing the additional lottery grant  
10 pursuant to subparagraph (4) of paragraph  
11 (b) of subdivision 4 of section 92-c of  
12 the state finance law for the 2012-13  
13 school year, the base grant shall not  
14 exceed \$1,976,980,000. Notwithstanding any  
15 provision of law to the contrary, the  
16 portion of this appropriation covering  
17 fiscal year 2012-13 shall supersede and  
18 replace any (i) reappropriation for this  
19 item covering fiscal year 2012-13, and  
20 (ii) appropriation for this item covering  
21 fiscal year 2012-13 set forth in chapter  
22 53 of the laws of 2011. Notwithstanding  
23 section 40 of the state finance law or any  
24 provision of law to the contrary, this  
25 appropriation shall lapse on March 31,  
26 2014 ..... 3,914,960,000  
27 For allowances to private schools for the  
28 blind and deaf for the 2012-13 and 2013-14  
29 school years, provided that no more than  
30 \$20,000 shall be available for the 2012-13  
31 state fiscal year payment. Notwithstanding  
32 any provision of law to the contrary, the  
33 portion of this appropriation covering  
34 fiscal year 2012-13 shall supersede and  
35 replace any (i) reappropriation for this  
36 item covering fiscal year 2012-13, and  
37 (ii) appropriation for this item covering  
38 fiscal year 2012-13 set forth in chapter  
39 53 of the laws of 2011. Notwithstanding  
40 section 40 of the state finance law or any  
41 provision of law to the contrary, this  
42 appropriation shall lapse on March 31,  
43 2014 ..... 40,000  
44 For general support for public schools, for  
45 the June 2011-12 and June 2012-13 school  
46 year payments, provided that no more than  
47 \$240,000,000 shall be available for the  
48 2012-13 state fiscal year payments for  
49 general support for public schools.  
50 Notwithstanding any provision of law to  
51 the contrary, the portion of this  
52 appropriation covering fiscal year 2012-13  
53 shall supersede and replace any (i)  
54 reappropriation for this item covering  
55 fiscal year 2012-13, and (ii)  
56 appropriation for this item covering  
57 fiscal year 2012-13 set forth in chapter  
58 53 of the laws of 2011. Notwithstanding  
59 section 40 of the state finance law or any  
60 provision of law to the contrary, this  
61 appropriation shall lapse on March 31,  
62 2014 ..... 480,000,000

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1 For general support for public schools for  
2 the 2012-13 and 2013-14 school years, for  
3 grants awarded pursuant to subparagraph 2-  
4 a of paragraph b of subdivision 4 of  
5 section 92-c of the state finance law,  
6 provided that no more than \$836,000,000  
7 shall be available for the 2012-13 state  
8 fiscal year payments for general support  
9 for public schools for the 2012-13 school  
10 year. Notwithstanding any provision of law  
11 to the contrary, the portion of this  
12 appropriation covering fiscal year 2012-13  
13 shall supersede and replace any (i)  
14 reappropriation for this item covering  
15 fiscal year 2012-13, and (ii)  
16 appropriation for this item covering  
17 fiscal year 2012-13 set forth in chapter  
18 53 of the laws of 2011. Notwithstanding  
19 section 40 of the state finance law or any  
20 provision of law to the contrary, this  
21 appropriation shall lapse on March 31,  
22 2014 ..... 1,714,800,000  
23 -----  
24 Program account subtotal ..... 6,109,800,000  
25 -----  
26  
27 SCHOOL TAX RELIEF PROGRAM ..... 3,322,100,000  
28 -----  
29  
30 Special Revenue Funds - Other  
31 School Tax Relief Fund  
32 School Tax Relief Account  
33  
34 For payments to local governments and New  
35 York city relating to the school tax  
36 relief (STAR) program including state aid  
37 pursuant to sections 1306-a of the real  
38 property tax law and section 54-f of the  
39 state finance law ..... 3,322,100,000  
40 -----

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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADULT CAREER AND CONTINUING EDUCATION SERVICES PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For case services provided on or after October 1, 2009 to disabled  
8 individuals in accordance with economic eligibility criteria  
9 developed by the department ... 54,000,000 ..... (re. \$11,630,000)  
10 For services and expenses of independent living centers .....  
11 12,361,000 ..... (re. \$4,407,000)  
12 For college readers aid payments ... 294,000 ..... (re. \$294,000)  
13 For services and expenses of supported employment and integrated  
14 employment opportunities provided on or after October 1, 2009:  
15 For services and expenses of programs providing or leading to the  
16 provision of time-limited services or long-term support services ...  
17 15,160,000 ..... (re. \$8,509,000)  
18  
19 By chapter 53, section 1, of the laws of 2010:  
20 For college readers aid payments ... 294,000 ..... (re. \$117,000)  
21  
22 Special Revenue Funds - Federal  
23 Federal Department of Education Fund  
24 Federal Department of Education Account  
25  
26 By chapter 53, section 1, of the laws of 2011:  
27 For case services provided to individuals with disabilities .....  
28 65,000,000 ..... (re. \$65,000,000)  
29 For the independent living program ... 2,572,000 .... (re. \$2,572,000)  
30 For the supported employment program ... 2,500,000 .. (re. \$2,500,000)  
31 For grants to schools and other eligible entities for adult basic  
32 education, literacy, and civics education pursuant to the workforce  
33 investment act ... 48,704,000 ..... (re. \$48,704,000)  
34  
35 By chapter 53, section 1, of the laws of 2010:  
36 For education of individuals with disabilities including up to  
37 \$3,000,000 for services and expenses of early childhood direction  
38 centers and \$500,000 for services and expenses of the center for  
39 autism and related disabilities at the state university of New York  
40 at Albany. Notwithstanding any inconsistent provision of law, a  
41 portion of the funds appropriated herein shall be available, subject  
42 to a plan developed by the commissioner of education and approved by  
43 the director of the budget, for grants to ensure appropriately  
44 certified teachers in schools providing special services or programs  
45 as defined in paragraphs e, g, i and l of subdivision 2 of section  
46 4401 of the education law to children placed by school districts and  
47 in approved preschool programs that provide full and half-day educa-  
48 tional programs in accordance with section 4410 of the education law  
49 for children placed by school district. Provided further that, in  
50 the allocation of funds, priority shall be given to those programs  
51 with a demonstrated need to increase the number of certified teach-  
52 ers to comply with state and federal requirements. Such funds shall  
53 be made available for such activities as certification preparation,  
54 training, assisting schools with personnel shortages and supporting  
55 activities that improve the delivery of services to improve results  
56 for children with disabilities. Provided further that notwithstanding  
57 any inconsistent provision of law, of the funds appropriated  
58 herein: (i) \$2,000,000 shall be available for payments to schools  
59 providing special services or programs as defined in paragraphs e,  
60 g, i, and l of subdivision 2 of section 4401 of the education law to  
61 help prevent excessive instructional staff turnover through a  
62 targeted adjustment of compensation for teachers providing direct

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1 instructional services to students at such schools. The commissioner  
2 of education shall develop an allocation plan, subject to the  
3 approval of the director of the budget, that distributes funds  
4 appropriated herein among eligible schools, as defined herein, that  
5 qualify based on the following criteria: eligible schools are those  
6 that have complied with all applicable requirements for previous  
7 grants for this purpose and whose average teacher salary are below  
8 the salary provided for similarly qualified teachers in public  
9 schools in the region in which such eligible school is located. The  
10 allocation to each qualifying school shall be calculated based on  
11 the number of weighted full time equivalent (FTE) staff, as defined  
12 herein, in the per FTE award amount. The total number of weighted  
13 FTE shall be determined by multiplying the actual number of FTE  
14 teachers providing classroom instruction at each school, as deter-  
15 mined by the commissioner, by: 1) a factor of 2.0 for those schools  
16 where average salaries that are 50 percent or less of those in  
17 public school located in the same geographic region; 2) a factor of  
18 1.5 for those schools where average salaries that are 50 percent and  
19 75 percent of public schools located in the same geographic region;  
20 or 3) a factor of 1.0 for those schools where the average salaries  
21 that are 75-100 percent of public schools located in the same  
22 geographic region. The per FTE teacher award amount shall be calcu-  
23 lated by dividing the \$2,000,000 by the total number of weighted FTE  
24 staff; (ii) \$2,000,000 shall be available for payments to schools  
25 providing special services or programs as defined in paragraphs e,  
26 g, i, and l of subdivision 2 of section 4401 of the education law  
27 and approved preschool programs in accordance with section 4410 of  
28 the education law to help prevent excessive instructional staff  
29 turnover through a targeted adjustment of compensation for teachers  
30 providing direct instructional services to students at such schools.  
31 The commissioner of education shall develop an allocation plan,  
32 subject to the approval of the director of the budget, that distrib-  
33 utes funds appropriated herein among eligible schools. Such funds  
34 shall be distributed among eligible schools, in the same manner and  
35 amounts as they received in the 2009-10 school year; (iii)  
36 \$4,730,000 shall be available for allowances to private schools for  
37 the blind and deaf; and (iv) \$5,270,000 shall be available for addi-  
38 tional allowances to private schools for the blind and deaf to  
39 support services to students attending these schools which otherwise  
40 would be payable through the department's general fund aid to local-  
41 ities appropriation and provided further that, notwithstanding any  
42 inconsistent provision of law, any disbursements against this  
43 \$5,270,000 shall immediately reduce the amounts appropriated in the  
44 education department's general fund aid to localities for allowances  
45 to private schools for the blind and deaf by an equivalent amount,  
46 and the portion of such general fund appropriation so affected shall  
47 have no further force or effect. Notwithstanding any provision of  
48 the law to the contrary, funds appropriated herein shall be avail-  
49 able for payment of liabilities heretofore accrued or hereafter to  
50 accrue and, subject to the approval of the director of the budget,  
51 such funds shall be available to the department net of disallow-  
52 ances, refunds, reimbursements and credits .....

53	786,000,000 .....	(re. \$183,700,000)
54	For case services provided to individuals with disabilities .....	
55	55,000,000 .....	(re. \$51,700,000)
56	For the independent living program ...	2,572,000 .... (re. \$400,000)
57	For the supported employment program ...	2,500,000 .. (re. \$1,300,000)

58  
59 By chapter 53, section 1, of the laws of 2009:  
60 For education of individuals with disabilities including \$1,477,000  
61 for services and expenses of early childhood direction centers and  
62 \$500,000 for services and expenses of the center for autism and

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1 related disabilities at the state university of New York at Albany.  
2 Notwithstanding any inconsistent provision of law, a portion of the  
3 funds appropriated herein shall be available, subject to a plan  
4 developed by the commissioner of education and approved by the  
5 director of the budget, for grants to ensure appropriately certified  
6 teachers in schools providing special services or programs as  
7 defined in paragraphs e, g, i and l of subdivision 2 of section 4401  
8 of the education law to children placed by school districts and in  
9 approved preschool programs that provide full and half-day educa-  
10 tional programs in accordance with section 4410 of the education law  
11 for children placed by school district. Provided further that, in  
12 the allocation of funds, priority shall be given to those programs  
13 with a demonstrated need to increase the number of certified teach-  
14 ers to comply with state and federal requirements. Such funds shall  
15 be made available for such activities as certification preparation,  
16 training, assisting schools with personnel shortages and supporting  
17 activities that improve the delivery of services to improve results  
18 for children with disabilities. Provided further that notwithstand-  
19 ing any inconsistent provision of law, of the funds appropriated  
20 herein: (i) \$2,000,000 shall be available for payments to schools  
21 providing special services or programs as defined in paragraphs e,  
22 g, i, and l of subdivision 2 of section 4401 of the education law to  
23 help prevent excessive instructional staff turnover through a  
24 targeted adjustment of compensation for teachers providing direct  
25 instructional services to students at such schools. The commissioner  
26 of education shall develop an allocation plan, subject to the  
27 approval of the director of the budget, that distributes funds  
28 appropriated herein among eligible schools, such funds shall be  
29 distributed among eligible schools, in the same manner and amounts  
30 as they received in the 2008-09 school year; (ii) \$2,000,000 shall  
31 be available for payments to schools providing special services or  
32 programs as defined in paragraphs e, g, i, and l of subdivision 2 of  
33 section 4401 of the education law and approved preschool programs in  
34 accordance with section 4410 of the education law to help prevent  
35 excessive instructional staff turnover through a targeted adjustment  
36 of compensation for teachers providing direct instructional services  
37 to students at such schools. The commissioner of education shall  
38 develop an allocation plan, subject to the approval of the director  
39 of the budget, that distributes funds appropriated herein among  
40 eligible schools; (iii) \$4,730,000 shall be available for allowances  
41 to private schools for the blind and deaf; and (iv) \$5,270,000 shall  
42 be available for additional allowances to private schools for the  
43 blind and deaf to support services to students attending these  
44 schools which otherwise would be payable through the department's  
45 general fund aid to localities appropriation and provided further  
46 that, notwithstanding any inconsistent provision of law, any  
47 disbursements against this \$5,270,000 shall immediately reduce the  
48 amounts appropriated in the education department's general fund aid  
49 to localities for allowances to private schools for the blind and  
50 deaf by an equivalent amount, and the portion of such general fund  
51 appropriation so affected shall have no further force or effect.  
52 Notwithstanding any provision of the law to the contrary, funds  
53 appropriated herein shall be available for payment of liabilities  
54 heretofore accrued or hereafter to accrue and, subject to the  
55 approval of the director of the budget, such funds shall be avail-  
56 able to the department net of disallowances, refunds, reimbursements  
57 and credits ... 759,000,000 ..... (re. \$1,464,000)  
58 For case services provided to individuals with disabilities .....  
59 49,500,000 ..... (re. \$94,000)  
60  
61

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1 By chapter 53, section 1, of the laws of 2008:  
2 For education of individuals with disabilities including \$873,000 for  
3 services and expenses of early childhood direction centers and  
4 \$500,000 for services and expenses of the center for autism and  
5 related disabilities at the state university of New York at Albany.  
6 Notwithstanding any inconsistent provision of law, a portion of the  
7 funds appropriated herein shall be available, subject to a plan  
8 developed by the commissioner of education and approved by the  
9 director of the budget, for grants to ensure appropriately certified  
10 teachers in schools providing special services or programs as  
11 defined in paragraphs e, g, i and l of subdivision 2 of section 4401  
12 of the education law to children placed by school districts and in  
13 approved preschool programs that provide full and half-day educa-  
14 tional programs in accordance with section 4410 the education law  
15 for children placed by a school district. Provided further that, in  
16 the allocation of funds, priority shall be given to those programs  
17 with a demonstrated need to increase the number of certified teach-  
18 ers to comply with state and federal requirements. Such funds shall  
19 be made available for such activities as certification preparation,  
20 training, assisting schools with personnel shortages and supporting  
21 activities that improve the delivery of services to improve results  
22 for children with disabilities. Provided further that notwithstand-  
23 ing any inconsistent provision of law, of the funds appropriated  
24 herein: (i) \$2,000,000 shall be available for payments to schools  
25 providing special services or programs as defined in paragraphs e,  
26 g, i, and l of subdivision 2 of section 4401 of the education law to  
27 help prevent excessive instructional staff turnover through a  
28 targeted adjustment of compensation for teachers providing direct  
29 instructional services to students at such schools. The commissioner  
30 of education shall develop an allocation plan, subject to the  
31 approval of the director of the budget, that distributes funds  
32 appropriated herein among eligible schools, such funds shall be  
33 distributed among eligible schools, in the same manner and amounts  
34 as they received in 2007-08 school year; (ii) \$2,000,000 shall be  
35 available for payments to schools providing special services or  
36 programs as defined in paragraphs e, g, i, and l of subdivision 2 of  
37 section 4401 of the education law and approved preschool programs in  
38 accordance with section 4410 of the education law to help prevent  
39 excessive instructional staff turnover through a targeted adjustment  
40 of compensation for teachers providing direct instructional services  
41 to students at such schools. The commissioner of education shall  
42 develop an allocation plan, subject to the approval of the director  
43 of the budget, that distributes funds appropriated herein among  
44 eligible schools; and (iii) \$4,730,000 shall be available for allow-  
45 ances to private schools for the blind and deaf. Notwithstanding any  
46 provision of the law to the contrary, funds appropriated herein  
47 shall be available for payment of liabilities heretofore accrued or  
48 hereafter to accrue and, subject to the approval of the director of  
49 the budget, such funds shall be available to the department net of  
50 disallowances, refunds, reimbursements and credits.....  
51 759,000,000 ..... (re. \$261,000)

52  
53 By chapter 53, section 1, of the laws of 2007:  
54 For education of individuals with disabilities including \$873,000 for  
55 services and expenses of early childhood direction centers and  
56 \$500,000 for services and expenses of the center for autism and  
57 related disabilities at the state university of New York at Albany.  
58 Notwithstanding any inconsistent provision of law, a portion of the  
59 funds appropriated herein shall be available, subject to a plan  
60 developed by the commissioner of education and approved by the  
61 director of the budget, for grants to ensure appropriately certified  
62 teachers in schools providing special services or programs as

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1 defined in paragraphs e, g, i and l of subdivision 2 of section 4401  
 2 of the education law to children placed by school districts and in  
 3 approved preschool programs that provide full and half-day educa-  
 4 tional programs in accordance with section 4410 the education law  
 5 for children placed by a school district. Provided further that, in  
 6 the allocation of funds, priority shall be given to those programs  
 7 with a demonstrated need to increase the number of certified teach-  
 8 ers to comply with state and federal requirements. Such funds shall  
 9 be made available for such activities as certification preparation,  
 10 training, assisting schools with personnel shortages and supporting  
 11 activities that improve the delivery of services to improve results  
 12 for children with disabilities.

13 For the grant period July 1, 2007 to June 30, 2008 .....  
 14 758,000,000 ..... (re. \$120,000)  
 15

16 Special Revenue Funds - Other  
 17 Miscellaneous Special Revenue Fund  
 18 VESID Social Security Account  
 19

20 By chapter 53, section 1, of the laws of 2011:  
 21 For the rehabilitation of social security disability beneficiaries ...  
 22 11,760,000 ..... (re. \$11,760,000)  
 23

24 By chapter 53, section 1, of the laws of 2010:  
 25 For the rehabilitation of social security disability beneficiaries ...  
 26 11,760,000 ..... (re. \$760,000)  
 27

28 CULTURAL EDUCATION PROGRAM

29  
 30 General Fund  
 31 Local Assistance Account  
 32

33 By chapter 53, section 1, of the laws of 2011:  
 34 Aid to public libraries including aid to New York public library  
 35 (NYPL) and NYPL's science industry and business library. Provided  
 36 that, notwithstanding any provision of law, rule or regulation to  
 37 the contrary, such aid, and the state's liability therefor, shall  
 38 represent fulfillment of the state's obligation for this program ...  
 39 76,012,000 ..... (re. \$5,000,000)

40 Aid to educational television and radio. Notwithstanding any provision  
 41 of law, rule or regulation to the contrary, the amount appropriated  
 42 herein shall represent fulfillment of the state's obligation for  
 43 this program ... 13,502,000 ..... (re. \$1,401,000)  
 44

45 Special Revenue Fund - Federal  
 46 Federal Operating Grants Fund  
 47 Federal Operating Grants Account  
 48

49 By chapter 53, section 1, of the laws of 2011:  
 50 For aid to public libraries pursuant to various federal laws including  
 51 the library services technology act .....  
 52 5,400,000 ..... (re. \$5,400,000)  
 53

54 By chapter 53, section 1, of the laws of 2010:  
 55 For federal grants include Broadband Technology Opportunities Program  
 56 (BTOP) funded by American Recovery and Reinvestment Act PCC. Funds  
 57 appropriated herein shall be subject all applicable reporting and  
 58 accountability requirements contained in such act .....  
 59 15,407,000 .....(re. \$5,000,000)  
 60  
 61



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1 Special Revenue Funds - Federal  
2 Federal Operating Grants Fund  
3 National Endowment for the Humanities Account  
4  
5 By chapter 53, section 1, of the laws of 2010:  
6 For aid to public libraries pursuant to various federal laws including  
7 the library services technology act .....  
8 5,400,000 ..... (re. \$2,500,000)  
9  
10 By chapter 53, section 1, of the laws of 2009:  
11 For aid to public libraries pursuant to various federal laws including  
12 the library services technology act .....  
13 5,400,000 ..... (re. \$200,000)  
14  
15 By chapter 53, section 1, of the laws of 2008:  
16 For aid to public libraries pursuant to various federal laws including  
17 the library services technology act .....  
18 5,400,000 ..... (re. \$50,000)  
19  
20 Special Revenue Funds - Other  
21 New York State Local Government Records Management Improvement Fund  
22 Local Government Records Management Account  
23  
24 By chapter 53, section 1, of the laws of 2011:  
25 Grants to individual local governments or groups of cooperating local  
26 governments as provided in section 57.35 of the arts and cultural  
27 affairs law ... 8,346,000 ..... (re. \$6,000,000)  
28 Aid for documentary heritage grants and aid to eligible archives,  
29 libraries, historical societies, museums, and to certain  
30 organizations including the state education department that provide  
31 services to such programs ... 461,000 ..... (re. \$300,000)  
32  
33 By chapter 53, section 1, of the laws of 2010:  
34 Grants to individual local governments or groups of cooperating local  
35 governments as provided in section 57.35 of the arts and cultural  
36 affairs law ... 8,346,000 ..... (re. \$5,000,000)  
37 Aid for documentary heritage grants and aid to eligible archives,  
38 libraries, historical societies, museums, and to certain organiza-  
39 tions including the state education department that provide services  
40 to such programs ... 461,000 ..... (re. \$50,000)  
41  
42 By chapter 53, section 1, of the laws of 2009, as amended by chapter  
43 502, section 2, of the laws of 2009:  
44 Grants to individual local governments or groups of cooperating local  
45 governments as provided in section 57.35 of the arts and cultural  
46 affairs law; provided, however, that the amount of this appropri-  
47 ation available for expenditure and disbursement on and after Novem-  
48 ber 1, 2009 shall be reduced by 12.5 percent of the amount that was  
49 undisbursed as of November 1, 2009 ... 9,539,000 ..... (re. \$50,000)  
50  
51 OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM  
52  
53 General Fund  
54 Local Assistance Account  
55  
56 By chapter 53, section 1, of the laws of 2011:  
57 The moneys herein appropriated shall be available for higher and  
58 continuing education programs provided by independent colleges,  
59 universities and other organizations approved by the state education  
60 department.  
61

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1 For liberty partnerships program awards as prescribed by section 612  
2 of the education law as added by chapter 425 of the laws of 1988.  
3 Notwithstanding any other section of law to the contrary, funding  
4 for such programs in the 2011-12 fiscal year shall be limited to the  
5 amount appropriated herein ... 10,842,000 ..... (re. \$10,787,000)  
6 For higher education opportunity program awards. Funds appropriated  
7 herein shall be used by independent colleges to expand opportunities  
8 for the educationally and economically disadvantaged at independent  
9 institutions of higher learning ... 20,783,000 ... (re. \$16,561,000)  
10 For science and technology entry program (STEP) awards .....  
11 9,774,000 ..... (re. \$7,560,000)  
12 For collegiate science and technology entry program (CSTEP) awards ...  
13 7,406,000 ..... (re. \$5,343,000)  
14 For teacher opportunity corps program awards .....  
15 450,000 ..... (re. \$450,000)  
16 For state financial assistance to expand high needs nursing programs  
17 at private colleges and universities in accordance with section  
18 6401-a of the education law ... 941,000 ..... (re. \$941,000)  
19 For services and expenses of the national board for professional  
20 teaching standards certification grant program .....  
21 368,000 ..... (re. \$368,000)  
22  
23 By chapter 53, section 1, of the laws of 2010:  
24 The moneys herein appropriated shall be available for higher and  
25 continuing education programs provided by independent colleges,  
26 universities and other organizations approved by the state education  
27 department.  
28 For liberty partnerships program awards as prescribed by section 612  
29 of the education law as added by chapter 425 of the laws of 1988.  
30 Notwithstanding any other section of law to the contrary, funding  
31 for such programs in the 2010-11 fiscal year shall be limited to the  
32 amount appropriated herein ... 10,842,000 ..... (re. \$2,117,000)  
33 For higher education opportunity program awards. Funds appropriated  
34 herein shall be used by independent colleges to expand opportunities  
35 for the educationally and economically disadvantaged at independent  
36 institutions of higher learning ... 20,783,000 .... (re. \$4,925,000)  
37 For teacher opportunity corps program awards .....  
38 671,000 ..... (re. \$197,000)  
39  
40 By chapter 53, section 1, of the laws of 2010, as transferred by chapter  
41 53, section 1, of the laws of 2011:  
42 For services and expenses of the national board for professional  
43 teaching standards certification grant program for the 2010-11  
44 school year ... 490,000 ..... (re. \$399,000)  
45  
46 By chapter 53, section 1, of the laws of 2009, as transferred by chapter  
47 53, section 1, of the laws of 2011:  
48 For services and expenses of the national board for professional  
49 teaching standards certification grant program for the 2009-10  
50 school year ... 490,000 ..... (re. \$391,000)  
51  
52 By chapter 53, section 1, of the laws of 2009, as amended by chapter  
53 502, section 2, of the laws of 2009:  
54 For higher education opportunity program awards. Funds appropriated  
55 herein shall be used by independent colleges to expand opportunities  
56 for the educationally and economically disadvantaged at independent  
57 institutions of higher learning; provided, however, that the amount  
58 of this appropriation available for expenditure and disbursement on  
59 and after November 1, 2009 shall be reduced by 12.5 percent of the  
60 amount that was undisbursed as of November 1, 2009 .....  
61 23,752,000 ..... (re. \$3,839,000)  
62

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1 By chapter 53, section 1, of the laws of 2008:  
 2 For additional services and expenses of the higher education opportu-  
 3 nity program. Funds appropriated herein shall be used by independent  
 4 colleges to expand opportunities for the educationally and econom-  
 5 ically disadvantaged at independent institutions of higher learning  
 6 ... 484,000 ..... (re. \$118,000)  
 7

8 By chapter 53, section 1, of the laws of 2008, as transferred by chapter  
 9 53, section 1, of the laws of 2011:  
 10 For services and expenses of the national board for professional  
 11 teaching standards certification grant program for the 2008-09  
 12 school year ... 490,000 ..... (re. \$10,000)  
 13

14 By chapter 53, section 1, of the laws of 2008, as amended by chapter  
 15 496, section 3, of the laws of 2008:  
 16 For higher education opportunity program awards. Funds appropriated  
 17 herein shall be used by independent colleges to expand opportunities  
 18 for the educationally and economically disadvantaged at independent  
 19 institutions of higher learning, provided, however, that the amount  
 20 of this appropriation available for expenditure and disbursement on  
 21 and after September 1, 2008 shall be reduced by six percent of the  
 22 amount that was undisbursed as of August 15, 2008 .....  
 23 23,716,000 ..... (re. \$2,112,000)

24 For additional services and expenses of the higher education opportu-  
 25 nity program for the 2008-09 academic year, provided, however, that  
 26 the amount of this appropriation available for expenditure and  
 27 disbursement on and after September 1, 2008 shall be reduced by six  
 28 percent of the amount that was undisbursed as of August 15, 2008 ...  
 29 1,037,000 ..... (re. \$322,000)  
 30

31 By chapter 53, section 1, of the laws of 2007:  
 32 For services and expenses of the higher education opportunity program.  
 33 Funds appropriated herein shall be used by independent colleges to  
 34 expand opportunities for the educationally and economically disad-  
 35 vantaged at independent institutions of higher learning .....  
 36 24,200,000 ..... (re. \$2,983,000)  
 37

38 By chapter 53, section 1, of the laws of 2007, as transferred by chapter  
 39 53, section 1, of the laws of 2011:  
 40 For services and expenses of the national board for professional  
 41 teaching standards certification grant program for the 2007-08  
 42 school year ... 500,000 ..... (re. \$116,000)  
 43

44 OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION PROGRAM

45 General Fund  
 46 Local Assistance Account  
 47  
 48

49 By chapter 53, section 1, of the laws of 2011:  
 50 For a school district performance improvement awards grant.  
 51 Funds appropriated herein shall be used to provide competitive grants  
 52 pursuant to a request for proposals, developed by the commissioner  
 53 and approved by the director of budget to those school districts  
 54 that are participating in the race to the top program and/or which  
 55 demonstrate satisfactory progress, as determined by the  
 56 commissioner, towards implementation of elements such as high  
 57 quality student assessments; use of data to improve instruction and  
 58 student performance and provision of professional development to  
 59 improve teacher performance; and that those eligible districts also  
 60 demonstrate the most improved academic achievement gains and student  
 61 outcomes such as establishing or expanding participation in college  
 62 level or early college programs; and other appropriate measures of

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1 student performance; provided further that in determining the amount  
 2 of the award to be made from the funds appropriated herein for those  
 3 school districts identified as making the greatest achievement gains  
 4 and eligible for such award, the maximum grant award available to  
 5 each school district shall be based upon the size of the district  
 6 measured by public school enrollment of the district; and provided  
 7 further that such amount shall be adjusted based upon measures of  
 8 district need and provided further that no district receiving a  
 9 grant may be awarded more than forty percent of the total amount  
 10 awarded; and provided further that any such funds awarded to a  
 11 school district shall be used to increase student performance,  
 12 narrow the achievement gap, and increase academic performance in  
 13 traditionally underserved student groups .....  
 14 250,000,000 ..... (re. \$250,000,000)

15 For a school district management efficiency awards program. Funds  
 16 appropriated herein shall be used to provide competitive awards to  
 17 school districts based on a plan developed by the commissioner in  
 18 consultation with the secretary of state and approved by the  
 19 director of the budget. Provided that such funds may only be awarded  
 20 to a school district which demonstrates that it has implemented one  
 21 or more long term efficiencies within two years prior to a response  
 22 to a request for proposal or during the current school year in  
 23 school district management, operations, procurement practices or  
 24 other cost savings measures and will not result in an increase in  
 25 cost to the state or the locality and: (i) have resulted or will  
 26 result in a significant reduction in total operating expenses  
 27 compared to the prior year and/or significant reductions in the  
 28 administrative component, or the equivalent, of the school district  
 29 budget and/or transportation operating expenses and/or  
 30 transportation capital expenses and/or other non-personal service  
 31 costs included in the program component of the school district  
 32 budget compared to the prior year; and (ii) are expected to result  
 33 in substantial and recurring cost savings in total operating  
 34 expenses and/or recurring significant reductions in administrative  
 35 expenditures, or the equivalent, and/or transportation operating  
 36 expenses and/or transportation capital expenses and/or other non-  
 37 personal service costs included in the program component of the  
 38 school district budget in future years .....  
 39 250,000,000 ..... (re. \$250,000,000)

40 Funds appropriated herein shall be available for services and expenses  
 41 of a \$20,440,000 teacher resources and computer training centers  
 42 program for the 2011-12 school year provided that, notwithstanding  
 43 any inconsistent provision of law, subject to the approval of the  
 44 director of the budget, funds appropriated herein may be  
 45 interchanged with any other item of appropriation for general  
 46 support for public schools within the general fund local assistance  
 47 account elementary, middle, secondary and continuing education  
 48 program.

49 Notwithstanding any other law, rule or regulation to the contrary,  
 50 funds appropriated herein shall be available for payment of  
 51 financial assistance net of any disallowances, refunds,  
 52 reimbursement and credits, and may be suballocated to other  
 53 departments and agencies to accomplish the intent of this  
 54 appropriation subject to the approval of the director of the budget.  
 55 Notwithstanding any provision of law to the contrary, funds  
 56 appropriated herein shall be available for payment of liabilities  
 57 hereafter to accrue ... 14,308,000 ..... (re. \$9,250,000)

58 For services and expenses of remaining obligations for the 2010-11  
 59 school year for support for the operation of targeted  
 60 prekindergarten for those providers not eligible to receive funding  
 61 pursuant to section 3602-e of the education law and for support for  
 62 providers continuing to operate such programs in the 2011-12 school

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1 year. Such funds shall be expended pursuant to a plan developed by  
2 the commissioner of education and approved by the director of the  
3 budget ... 1,303,000 ..... (re. \$1,303,000)  
4 For education of children of migrant workers for the 2011-12 school  
5 year ... 89,000 ..... (re. \$89,000)  
6 For grants to schools for programs involving literacy and basic  
7 education for public assistance recipients for the 2011-12 school  
8 year for those programs administered by the state education  
9 department ... 1,843,000 ..... (re. \$1,843,000)  
10 For competitive grants for adult literacy/education aid to public and  
11 private not-for-profit agencies, including but not limited to, 2 and  
12 4 year colleges, community based organizations, libraries, and  
13 volunteer literacy organizations and institutions which meet quality  
14 standards promulgated by the commissioner of education to provide  
15 programs of basic literacy, high school equivalency, and English as  
16 a second language to persons 16 years of age or older for the 2011-  
17 12 school year ... 4,293,000 ..... (re. \$3,901,000)  
18 For the school lunch and breakfast program. Funds for the school lunch  
19 and breakfast program shall be expended subject to the limitation of  
20 funds available and may be used to reimburse sponsors of non-profit  
21 school lunch, breakfast, or other school child feeding programs  
22 based upon the number of federally reimbursable breakfasts and  
23 lunches served to students under such program agreements entered  
24 into by the state education department and such sponsors, in  
25 accordance with an act of Congress entitled the "National School  
26 Lunch Act," P.L. 79-396, as amended, or the provisions of the "Child  
27 Nutrition Act of 1966," P.L. 89-642, as amended, in the case of  
28 school breakfast programs to reimburse sponsors in excess of the  
29 federal rates of reimbursement. Notwithstanding any provision of law  
30 to the contrary, the moneys hereby appropriated, or so much thereof  
31 as may be necessary, are to be available for the purposes herein  
32 specified for obligations heretofore accrued or hereafter to accrue  
33 for the school years beginning July 1, 2009, July 1, 2010 and July  
34 1, 2011.  
35 Notwithstanding any law, rule or regulation to the contrary, the  
36 amount appropriated herein represents the maximum amount payable  
37 during the 2011-12 state fiscal year for state reimbursement for  
38 school lunch and breakfast programs .....  
39 33,100,000 ..... (re. \$19,381,000)  
40 For nonpublic school aid payable in the 2011-12 state fiscal year.  
41 Notwithstanding any provision of law, rule or regulation to the  
42 contrary, the amount appropriated herein represents the maximum  
43 amount payable during the 2011-12 state fiscal year .....  
44 74,157,000 ..... (re. \$10,000,000)  
45 For additional nonpublic school aid payable in the 2011-12 state  
46 fiscal year ... 3,000,000 ..... (re. \$3,000,000)  
47 For aid payable for additional nonpublic school aid. Notwithstanding  
48 any inconsistent provision of law, funds appropriated herein shall  
49 be available for payment of aid heretofore accrued and hereafter to  
50 accrue provided that, notwithstanding any provision of law, rule or  
51 regulation to the contrary, the amount appropriated herein  
52 represents the maximum amount payable during the 2011-12 state  
53 fiscal year ... 26,220,000 ..... (re. \$2,215,000)  
54 For academic intervention for nonpublic schools based on a plan to be  
55 developed by the commissioner of education and approved by the  
56 director of the budget ... 922,000 ..... (re. \$922,000)  
57 For services and expenses of the New York state center for school  
58 safety for the 2011-12 school year. Funds appropriated herein shall  
59 be used to operate a statewide center and shall be subject to an  
60 expenditure plan approved by the director of the budget .....  
61 466,000 ..... (re. \$466,000)

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1 For services and expenses of the health education program for the  
2 2011-12 school year. Funds appropriated herein shall be available  
3 for health-related programs including, but not limited to, those  
4 providing instruction and supportive services in comprehensive  
5 health education and/or acquired immune deficiency syndrome (AIDS)  
6 education. Of the amounts appropriated herein, \$86,000 shall be  
7 available for the program previously operated as the school health  
8 demonstration program. Notwithstanding any other provision of law to  
9 the contrary, funds appropriated herein may be suballocated, subject  
10 to the approval of the director of the budget, to any state agency  
11 or department to accomplish the purpose of this appropriation .....  
12 691,000 ..... (re. \$691,000)  
13 For competitive grants for the 2011-12 school year for extended day  
14 programs and school violence prevention programs pursuant to section  
15 2814 of the education law provided, however, notwithstanding any  
16 inconsistent provisions of law, eligible entities receiving funds  
17 for extended day programs may include not-for-profit organizations  
18 working in collaboration with a public school or school district ...  
19 24,344,000 ..... (re. \$24,344,000)  
20 For aid payable for the 2011-12 school year for support of county  
21 vocational education and extension boards pursuant to section 1104  
22 of the education law, provided, however, that notwithstanding any  
23 inconsistent provision of law, rule, or regulation, any  
24 apportionment of aid shall be based on a quota amounting to one-half  
25 of the salary paid each teacher, director, assistant, and  
26 supervisor, where such salary is attributable to a course of study  
27 first submitted to the commissioner for approval pursuant to section  
28 1103 of the education law on or before July 1, 2010, but not to  
29 exceed the amount computed by the commissioner based upon an assumed  
30 annualized salary equal to ten thousand five hundred dollars per  
31 school year on account of the employment of such teacher, director,  
32 assistant or supervisor ... 932,000 ..... (re. \$730,000)  
33 For services and expenses of the primary mental health project at the  
34 children's institute for the 2011-12 school year .....  
35 894,000 ..... (re. \$894,000)  
36 For services and expenses associated with the math and science high  
37 schools for the 2011-12 school year in the amount of \$1,382,000,  
38 provided that such funds shall be allocated equally among those  
39 entities that received program funding for the 2007-08 school year  
40 ... 1,382,000 ..... (re. \$1,382,000)  
41 For services and expenses of the center for autism and related  
42 disabilities at the state university of New York at Albany .....  
43 490,000 ..... (re. \$490,000)  
44 For services and expenses of the summer food program for the 2011-12  
45 school year ... 3,049,000 ..... (re. \$1,769,000)  
46 Work Force Education. For partial reimbursement of services and  
47 expenses per contact hour of work force education conducted by the  
48 consortium for worker education (CWE), a private not-for-profit  
49 corporation located in the city of New York, offering programs  
50 approved by the commissioner of education that enable adults who are  
51 21 years of age or older to obtain or retain employment or improve  
52 their work skills capacity to enhance their opportunities for  
53 increased earnings and advancement .....  
54 13,000,000 ..... (re. \$5,310,000)  
55 For the smart scholars early college high school program, provided,  
56 however that expenditure of funds herein shall be subject to a  
57 payment schedule developed by the commissioner and approved by the  
58 director of budget ... 6,000,000 ..... (re. \$5,420,000)  
59 For services and expenses of a \$490,000 2011-12 school year program  
60 for mentoring and tutoring based on model programs proven to be  
61 effective in producing outcomes that include, but are not limited  
62 to, improved graduation rates, provided that such services shall be

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1 provided to students in one or more city school districts located in  
 2 a city having a population in excess of 125,000 and less than  
 3 1,000,000 inhabitants provided further that such program will be  
 4 operated by a community based organization .....  
 5 490,000 ..... (re. \$490,000)  
 6 For postsecondary aid to Native Americans to fund awards to eligible  
 7 students. Notwithstanding any other provision of law to the  
 8 contrary, the amount herein made available shall constitute the  
 9 state's entire obligation for all costs incurred under section 4118  
 10 of the education law in state fiscal year 2011-12 .....  
 11 598,000 ..... (re. \$423,000)  
 12 For grants in aid to school districts for the 2011-12 school year for  
 13 purposes of mitigating the 2011-12 gap elimination adjustment. In  
 14 order to be eligible, a school district must have a need resource  
 15 index of greater than 2; and a gap elimination adjustment that  
 16 represents 11 percent or less of a school district's total general  
 17 fund expenditures. The determination of the amount of the grant  
 18 shall be based on factors including, but not limited to, enrollment;  
 19 size of the gap elimination adjustment; and the percentage that the  
 20 gap elimination adjustment represents of a school district's total  
 21 general fund expenditures. Such grants shall not be payable until  
 22 approved consistent with provisions of subdivision 5 of section 24  
 23 of state finance law ... 16,226,000 ..... (re. \$16,226,000)  
 24

25 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 26 hereby amended and reappropriated to read:

27 Notwithstanding any inconsistent provision of law, for general support  
 28 for public schools and other specific purposes provided herein, for  
 29 the 2011-2012 and 2012-13 state fiscal years provided, however, that  
 30 not more than 40.16 percent of this appropriation shall be available  
 31 for 2011-12 state fiscal year payments for general support for  
 32 public schools for the 2011-12 school year, nor more than 18.48  
 33 percent of this appropriation shall be available for remaining  
 34 payments for the 2011-12 school year payable in the 2012-13 state  
 35 fiscal year and provided further that notwithstanding any  
 36 inconsistent provision of law, the remaining amounts available for  
 37 the 2012-13 school year shall be apportioned to school districts  
 38 pursuant to the education law and subject to the limitations of this  
 39 appropriation including the gap elimination adjustment as provided  
 40 for herein.

41 Provided however that, notwithstanding any inconsistent provision of  
 42 law, no school district shall be eligible for an apportionment from  
 43 the funds appropriated herein for the 2012-13 school year in excess  
 44 of the amount apportioned to such district for the same time period  
 45 during the base year unless such school district has submitted  
 46 documentation that has been approved by the commissioner by January  
 47 17, 2013 demonstrating that it has fully implemented new standards  
 48 and procedures for conducting annual professional performance  
 49 reviews of classroom teachers and building principals to determine  
 50 teacher and principal effectiveness; provided however that, if any  
 51 such payments in excess of the amount apportioned to such district  
 52 for the same time period during the base year were made, and the  
 53 school district has not submitted documentation that it has fully  
 54 implemented new standards and procedures as set forth above by  
 55 January 17, 2013, the total amount of such payments shall be  
 56 deducted by the commissioner from future payments to the school  
 57 district from funds appropriated herein.

58 Provided further that, notwithstanding any inconsistent provision of  
 59 law, the commissioner shall reduce payments due to each school  
 60 district for the 2011-12 school year pursuant to section 3609-a of  
 61 the education law by an amount equal to the gap elimination  
 62 adjustment for the 2011-12 school year computed for such school

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1 district, and such amount shall be deducted from moneys apportioned  
2 for the purposes of payments made pursuant to such section 3609-a  
3 and if the reduction is greater than the sum of the amounts  
4 available for such deductions, the remainder of the reduction shall  
5 be withheld from payments scheduled to be made to the school  
6 district pursuant to section 3609-a for the 2012-13 school year in  
7 the 2012-13 state fiscal year, and the commissioner shall also  
8 reduce payments due to each school district for the 2012-13 school  
9 year pursuant to section 3609-a of the education law by an amount  
10 equal to the gap elimination adjustment for the 2012-13 school year  
11 computed for such school district, and such amount shall be deducted  
12 from moneys apportioned for the purposes of payments made pursuant  
13 to such section 3609-a in the 2012-13 state fiscal year, and  
14 provided further that an amount equal to the amount of such  
15 deduction shall be deemed to have been paid to the school district  
16 pursuant to this section for the school year for which such  
17 deduction is made. The commissioner shall compute such gap  
18 elimination adjustment and shall provide a schedule of such  
19 reduction in payments to the state comptroller, the director of the  
20 budget, the chair of the senate finance committee and the chair of  
21 the assembly ways and means committee, and provided further that the  
22 gap elimination adjustment for the 2011-12 school year shall be  
23 computed as follows, based on an updated electronic data file  
24 containing actual and estimated data relating to apportionments due  
25 and owing during the current school year and projections of such  
26 apportionments for the following school year to school districts and  
27 boards of cooperative educational services from the general support  
28 for public schools and boards of cooperative educational services  
29 appropriations produced pursuant to paragraph b of subdivision  
30 twenty-one of section three hundred five of the education law on  
31 February fifteenth of the base year. The gap elimination adjustment  
32 for a school district shall equal the lesser of the school  
33 district's percentage reduction and its TGFE check, provided,  
34 however, that in the case of a school district with a tax effort  
35 ratio computed pursuant to subparagraph three of paragraph a of  
36 subdivision sixteen of section 3602 of the education law greater  
37 than four percent (0.04) and a combined wealth ratio for total  
38 foundation aid computed pursuant to subparagraph two of paragraph c  
39 of subdivision three of section 3602 of the education law that is  
40 less than one and five-tenths (1.5), the gap elimination adjustment  
41 for a school district shall equal the lesser of the percentage  
42 reduction, the TGFE check and the tax effort reduction, and further  
43 provided that in the case of a school district, other than a city  
44 school district of a city having a population in excess of one  
45 hundred twenty-five thousand, with (A) an administrative efficiency  
46 ratio of less than one and eight-tenths percent (0.018) and (B) an  
47 administrative expense per pupil of less than three hundred forty-  
48 eight dollars (\$348), the gap elimination adjustment shall be  
49 reduced by an amount equal to the administrative efficiency  
50 restoration, and further provided that, where applicable, the gap  
51 elimination adjustment shall be reduced by an amount equal to the  
52 sum of the needs-based restoration plus the low wealth-high tax  
53 effort restoration plus the enrollment adjustment award.

54 (i) The percentage reduction shall be the sum of (A) the product of  
55 the total aid for adjustment, multiplied by six and four-tenths  
56 percent (0.064), and (B) the product of four thousand four hundred  
57 dollars (\$4,400) multiplied by the reduction factor, multiplied by  
58 the public school district enrollment for the base year computed  
59 pursuant to subparagraph two of paragraph n of subdivision one of  
60 section 3602 of the education law, provided, however, that such  
61 percentage reduction shall not be less than the product of nine and  
62 one-half percent (0.095) multiplied by such total aid for



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- 1 adjustment, and not more than the product of twenty-one and four-  
2 tenths percent (0.214) multiplied by such total aid for adjustment.
- 3 (ii) The tax effort reduction shall be the product of the total aid  
4 for adjustment, multiplied by the quotient of twenty-three percent  
5 (0.23) divided by the quotient of the tax effort ratio computed  
6 pursuant to subparagraph three of paragraph a of subdivision sixteen  
7 of section 3602 of the education law divided by four and two hundred  
8 forty-seven thousandths percent (0.04247), provided, however, that  
9 such tax effort reduction shall not be less than the product of  
10 thirteen percent (0.13) multiplied by such total aid for adjustment,  
11 and not more than the product of twenty-three percent (0.23)  
12 multiplied by such total aid for adjustment.
- 13 (iii) The TGFE check shall be the product of the TGFE percentage and  
14 the total general fund expenditures of such school district in the  
15 base year.
- 16 (iv) The administrative efficiency restoration shall be the product of  
17 seventy-five dollars (\$75), multiplied by the state sharing ratio,  
18 multiplied by the total aidable foundation pupil units computed  
19 pursuant to paragraph g of subdivision two of section 3602 of the  
20 education law for the purposes of computing total foundation aid.
- 21 (v) The needs-based restoration shall be the sum of (A) the product of  
22 the needs-based grant, multiplied by the public school district  
23 enrollment for the base year computed pursuant to subparagraph two  
24 of paragraph n of subdivision one of such section thirty-six hundred  
25 two of the education law, plus (B) in the case of any school  
26 district for which the quotient of the limited English proficient  
27 count for the base year computed pursuant to paragraph o of  
28 subdivision one of section 3602 of the education law divided by the  
29 public school district enrollment for the base year computed  
30 pursuant to subparagraph two of paragraph n of subdivision one of  
31 section 3602 of the education law, exceeds thirteen percent (0.13),  
32 the product of the total aid for adjustment multiplied by seventy-  
33 five hundredths of a percent (0.0075).
- 34 (vi) The low wealth-high tax effort restoration shall be, for any  
35 school district with a tax effort ratio computed pursuant to  
36 subparagraph three of paragraph a of subdivision sixteen of section  
37 3602 of the education law greater than six percent (0.06) and a  
38 combined wealth ratio for total foundation aid computed pursuant to  
39 subparagraph two of paragraph c of subdivision three of section 3602  
40 of the education law that is less than seven-tenths (0.7), the  
41 product of one hundred dollars (\$100.00) multiplied by the public  
42 school district enrollment for the base year computed pursuant to  
43 subparagraph two of paragraph n of subdivision one of section 3602  
44 of the education law.
- 45 (vii) The enrollment adjustment award shall be the product of five  
46 hundred dollars (\$500.00) multiplied by the enrollment increase for  
47 any eligible school district. An eligible school district shall be a  
48 school district (A) with a combined wealth ratio for total  
49 foundation aid computed pursuant to subparagraph two of paragraph c  
50 of subdivision three of section 3602 of the education law less than  
51 three (3.0) and an enrollment increase greater than or equal to  
52 forty-five (45), where, (B) for such school district, either the  
53 enrollment increase is greater than one percent (0.01) of the public  
54 school district enrollment for the base year or the combined wealth  
55 ratio for total foundation aid computed pursuant to subparagraph two  
56 of paragraph c of subdivision three of section 3602 of the education  
57 law is less than two (2.0). The enrollment increase shall be the  
58 positive difference of the estimated public school district  
59 enrollment for the current year computed pursuant to subparagraph  
60 two of paragraph n of subdivision one of section 3602 of the  
61 education law less the public school district enrollment for the

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- 1 base year computed pursuant to subparagraph two of paragraph n of  
2 subdivision one of section 3602 of the education law.
- 3 (viii) For the purposes of such computation, (A) "total aid for  
4 adjustment" shall mean the sum of the amounts set forth for each  
5 school district as "FOUNDATION AID", "FULL DAY K CONVERSION", "BOCES  
6 + SPECIAL SERVICES", "HIGH COST EXCESS COST", "PRIVATE EXCESS COST",  
7 "HARDWARE & TECHNOLOGY", "SOFTWARE, LIBRARY, TEXTBOOK",  
8 "TRANSPORTATION INCL SUMMER", "OPERATING REORG INCENTIVE", "CHARTER  
9 SCHOOL TRANSITIONAL", "ACADEMIC ENHANCEMENT", "HIGH TAX AID" and  
10 "SUPPLEMENTAL PUB EXCESS COST" under the heading "2011-12 ESTIMATED  
11 AIDS" in the school aid computer listing produced by the  
12 commissioner in support of the executive budget proposal for the  
13 2011-12 school year and entitled "BT 111-2";
- 14 (B) "the state sharing ratio" shall mean the state sharing ratio  
15 computed for total foundation aid computed pursuant to paragraph g  
16 of subdivision three of section 3602 of the education law, but not  
17 less than ten percent (0.10); and
- 18 (C) "reduction factor" shall mean the product of the positive  
19 remainder of one less the three-year average free and reduced price  
20 lunch percent multiplied by the combined wealth ratio for total  
21 foundation aid computed pursuant to subparagraph two of paragraph c  
22 of subdivision three of section thirty-six hundred two of this part,  
23 where the three-year average free and reduced price lunch percent  
24 shall mean the quotient of (A) the sum of the number of pupils in  
25 kindergarten through grade six attending the public schools of the  
26 district who have applications on file or who are listed on a direct  
27 certification letter confirming their eligibility for participation  
28 in the state and federally funded free and reduced price lunch  
29 program on the date enrollment was counted in accordance with  
30 paragraph n of subdivision 1 of section 3602 of the education law  
31 for the year prior to the base year, plus such number of eligible  
32 applicants for the free and reduced price lunch program computed for  
33 the year two years prior to the base year, plus such number of  
34 eligible applicants for the free and reduced price lunch program  
35 computed for the year three years prior to the base year, divided by  
36 (B) the sum of the number of pupils in kindergarten through grade  
37 six on a regular enrollment register of a public school district on  
38 the date enrollment was counted in accordance with paragraph n of  
39 subdivision 1 of section 3602 of the education law for the year  
40 prior to the base year, plus such number or pupils in kindergarten  
41 through grade six on a regular enrollment register of a public  
42 school district computed for the year two years prior to the base  
43 year, plus such number of pupils in kindergarten through grade six  
44 on a regular enrollment register of a public school district  
45 computed for the year three years prior to the base year; and
- 46 (D) "needs-based grant" shall mean, (1) in the case of a district  
47 determined to be a high need school district pursuant to clause (c)  
48 of subparagraph two of paragraph c of subdivision six of section  
49 3602 of the education law for the school aid computer listing  
50 produced by the commissioner in support of the enacted budget for  
51 the two thousand seven--two thousand eight school year and entitled  
52 "SA0708", having a need-resource category of three or four, sixty-  
53 one dollars (\$61.00), and (2) in the case of a school district  
54 determined to be an average need school district pursuant to clause  
55 (c) of subparagraph two of paragraph c of subdivision six of section  
56 3602 of the education law for the school aid computer listing  
57 produced by the commissioner in support of the enacted budget for  
58 the two thousand seven--two thousand eight school year and entitled  
59 "SA0708", having a need-resource category of five, fifty-four  
60 dollars (\$54.00).
- 61 (E) "administrative efficiency ratio" shall mean the quotient of the  
62 sum of the expenditures related to the board of education, including

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1 expenditures for the board of education, the district clerk's  
 2 office, the district meeting, auditing service, the treasurer's  
 3 office, the tax collector's office, legal services and the school  
 4 census, plus expenditures for central administration, including  
 5 expenditures for the chief school officer, the business office, the  
 6 purchasing office, the personnel office, the records management  
 7 officer, public information and services, fees for fiscal agents and  
 8 undistributed indirect costs, divided by the total expenditures  
 9 charged by a school district to the general, debt service, and  
 10 special aid funds, excluding transfers from the general fund to the  
 11 debt service and special aid funds, based on expenditures reported  
 12 by the school district for the school year two years prior to the  
 13 base year, based on data on file for an electronic data file used to  
 14 produce the school aid computer listing produced by the commissioner  
 15 in support of the enacted budget; and

16 (F) "administrative expense per pupil" shall mean the quotient of the  
 17 sum of the expenditures related to the board of education, including  
 18 expenditures for the board of education, the district clerk's  
 19 office, the district meeting, auditing service, the treasurer's  
 20 office, the tax collector's office, legal services and the school  
 21 census, plus expenditures for central administration, including  
 22 expenditures for the chief school officer, the business office, the  
 23 purchasing office, the personnel office, the records management  
 24 officer, public information and services, fees for fiscal agents and  
 25 undistributed indirect costs, charged by a school district to the  
 26 general, debt service, and special aid funds, based on expenditures  
 27 reported by the school district for the school year two years prior  
 28 to the base year, divided by the public school district enrollment  
 29 for the base year computed pursuant to subparagraph two of paragraph  
 30 n of subdivision one of section 3602 of the education law based on  
 31 data on file for an electronic data file used to produce the school  
 32 aid computer listing produced by the commissioner in support of the  
 33 enacted budget; and

34 (G) "TGFE" percentage shall mean,  
 35 (1) in the case of a school district determined to be a high need  
 36 school district pursuant to clause (c) of subparagraph two of  
 37 paragraph c of subdivision six of section 3602 of the education law  
 38 for the school aid computer listing produced by the commissioner in  
 39 support of the enacted budget for the two thousand seven--two  
 40 thousand eight school year and entitled "SA0708",  
 41 (a) in the case of a city school district in a city with a population  
 42 in excess of one million inhabitants, four and five hundred thirty-  
 43 seven thousandths percent (0.04537),  
 44 (b) in the case of a city school district in a city with a population  
 45 of more than two hundred fifty thousand inhabitants and less than  
 46 one million inhabitants according to the two thousand federal  
 47 census, four and one-tenth percent (0.041),  
 48 (c) in the case of a city school district in a city with a population  
 49 of more than two hundred ten thousand inhabitants and less than two  
 50 hundred fifty thousand inhabitants according to the two thousand  
 51 federal census, four and thirteen hundredths percent (0.0413),  
 52 (d) in the case of a city school district in a city with a population  
 53 of more than one hundred seventy thousand inhabitants and less than  
 54 two hundred ten thousand inhabitants according to the two thousand  
 55 federal census, five and ninety-seven hundredths percent (0.0597),  
 56 (e) in the case of a city school district in a city with a population  
 57 of more than one hundred thousand inhabitants and less than one  
 58 hundred seventy thousand inhabitants according to the two thousand  
 59 federal census, five and fifty-three hundredths percent (0.0553)  
 60 (f) in the case of any other such school district which has a three-  
 61 year average free and reduced price lunch percent greater than  
 62 seventy-five percent (0.75) and which has an administrative

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- 1 efficiency ratio less than one and fifty-five hundredths percent  
2 (0.0155), four and nine hundredths percent (0.0409) and  
3 (g) for all other such school districts, six and eight-tenths percent  
4 (0.068), or  
5 (2) in the case of all other school districts, eleven percent (0.11).  
6 Provided further that the gap elimination adjustment for the 2012-13  
7 school year shall be equal to the gap elimination adjustment for the  
8 2011-12 school year, plus, if the preliminary growth amount exceeds  
9 the allowable growth amount, the product of the gap elimination  
10 adjustment percentage for such school district and the positive  
11 difference, if any, between the preliminary growth amount less the  
12 allowable growth amount, and less [the product of the gap  
13 elimination adjustment percentage for such school district and] the  
14 gap elimination adjustment restoration amount for the 2012-13 school  
15 year, [if any, allocated pursuant to a chapter of the laws of New  
16 York,] where
- 17 (1) "Total personal income of the state" shall mean the total personal  
18 income of the state of New York as published by the United States  
19 department of commerce or any successor agency from which  
20 information is available, aggregated on a state fiscal year basis.  
21 For the 2012-13 school year, such personal income shall be based on  
22 the data available most proximate and prior to February 1, 2011.  
23 Subsequent revisions of the published estimated dollar amount for  
24 any state fiscal year estimate employed pursuant to the terms of  
25 section 3602 of the education law shall not affect the validity of  
26 the determinations made for any state fiscal year.
- 27 (2) "Personal income growth index" shall mean for the 2012-13 school  
28 year, the average of the quotients for each year in the period  
29 commencing with the 2005-06 state fiscal year and finishing with the  
30 2009-10 state fiscal year of the total personal income of the state  
31 for each such year divided by the total personal income of the state  
32 for the immediately preceding state fiscal year, but not less than  
33 one.
- 34 (3) "Gap elimination adjustment percentage" shall mean the quotient of  
35 the gap elimination adjustment amount set [for] forth for each  
36 school district as "GAP ELIMINATION ADJUSTMENT" under the heading  
37 "2011-12 ESTIMATED AIDS" in the school aid computer listing produced  
38 by the commissioner in support of the enacted budget for the 2011-12  
39 school year and entitled "SA111-2", divided by the statewide total  
40 of all such gap elimination adjustment amounts set forth for all  
41 school districts in such school aid computer listing.
- 42 (4) "Allowable growth amount" shall mean the product of the positive  
43 difference of the personal income growth index minus one, multiplied  
44 by the statewide total of the apportionments, including the gap  
45 elimination adjustment, due and owing during the 2011-12 school  
46 year, to school districts and boards of cooperative educational  
47 services from the general support for public schools as computed  
48 based on an electronic data file used to produce the school aid  
49 computer listing produced by the commissioner in support of the  
50 enacted budget for the 2011-12 school year.
- 51 (5) "Preliminary growth amount" shall mean the difference between the  
52 statewide total, excluding the apportionments computed pursuant to  
53 subdivisions 4 and 17 of section 3602 of the education law, of the  
54 apportionments due and owing during the 2012-13 school year, to  
55 school districts and boards of cooperative educational services from  
56 the general support for public schools as computed based on an  
57 electronic data file used to produce the school aid computer listing  
58 produced by the commissioner in support of the enacted budget for  
59 the current year, less the statewide total of such apportionments,  
60 excluding the apportionments computed pursuant to subdivisions 4 and  
61 17 of section 3602 of the education law, due and owing during the  
62 2011-12 school year to school districts and boards of cooperative

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1 educational services from the general support for public schools as  
 2 computed based on an electronic data file used to produce the school  
 3 aid computer listing produced by the commissioner in support of the  
 4 enacted budget for the 2012-13 school year.

5 (6) "Allocable growth amount" shall mean the positive difference, if  
 6 any, of the allowable growth amount less the sum of the competitive  
 7 awards amount plus the preliminary growth amount, where the  
 8 competitive awards amount for 2012-13 shall be \$50,000,000.

9 Provided further that notwithstanding any provision of law to the  
 10 contrary, the competitive awards amount shall be increased by an  
 11 additional \$200 million for purposes of calculating the allocable  
 12 growth amount for the 2012-13 school year; and funds appropriated  
 13 herein shall be available for payment of such additional amount for  
 14 grants awarded pursuant to subdivision 5 and subdivision 6 of  
 15 section 3641 of the education law.

16 Provided further that the gap elimination adjustment restoration  
 17 amount for the 2012-13 school year for a district shall be computed  
 18 as follows, based on an electronic data file used to produce the  
 19 school aid computer listing produced by the commissioner in support  
 20 of the executive budget request submitted for the 2012-13 state  
 21 fiscal year and entitled "BT121-3". The gap elimination adjustment  
 22 restoration amount for the 2012-13 school year for a school district  
 23 shall equal the greater of

24 (1) the product of (a) the product of the extraordinary needs index  
 25 multiplied by two hundred fourteen dollars and fifty cents, computed  
 26 to two decimal places without rounding, multiplied by (b) the state  
 27 sharing ratio computed pursuant to paragraph g of subdivision 3 of  
 28 section 3602 of the education law multiplied by (c) the public  
 29 school district enrollment for the base year, calculated pursuant to  
 30 subparagraph two of paragraph n of subdivision 1 of section 3602 of  
 31 the education law, where the extraordinary needs index shall be the  
 32 quotient of the extraordinary needs percent for the district  
 33 computed pursuant to paragraph w of subdivision 1 of section 3602 of  
 34 the education law divided by the statewide average extraordinary  
 35 needs percent; or

36 (2) for any district with a GEA/TGFE ratio greater than one, where the  
 37 GEA/TGFE ratio shall be the quotient of (a) the gap elimination  
 38 adjustment for the 2011-12 school year for the district divided by  
 39 the total general fund expenditures of such district in the base  
 40 year, divided by (b) the statewide total gap elimination adjustment  
 41 for the 2011-12 school year divided by total general fund  
 42 expenditures in the base year, the product of (a) the product of the  
 43 GEA/TGFE ratio multiplied by ninety dollars, computed to two decimal  
 44 places without rounding, multiplied by (b) the state sharing ratio  
 45 computed pursuant to paragraph g of subdivision 3 of section 3602 of  
 46 the education law multiplied by (c) the public school district  
 47 enrollment for the base year, calculated pursuant to subparagraph  
 48 two of paragraph n of subdivision 1 of section 3602 of the education  
 49 law; or

50 (3) one percent of the gap elimination adjustment for the 2011-12  
 51 school year,

52 But shall be no greater than the product of twenty-five percent and  
 53 the gap elimination adjustment for the 2011-12 school year for the  
 54 district.

55 [Provided further that the allocable growth amount shall be  
 56 apportioned for the 2012-13 school year pursuant to a chapter of the  
 57 laws of New York, and shall be allocated to purposes including but  
 58 not limited to competitive grant awards made pursuant to  
 59 subdivisions 5 and 6 of section 3641 of the education law, the  
 60 foundation aid phase-in amount or other foundation aid increase  
 61 allocated pursuant to subdivision 4 of section 3602 of the education  
 62 law and the gap elimination adjustment restoration amount

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1 appportioned pursuant to subdivision 17 of section 3602 of the  
2 education law. In the event that a chapter of the laws of New York  
3 enacted for the state fiscal year in which such school year  
4 commences is not enacted, the allocations in support of subdivisions  
5 5 and 6 of section 3641 of the education law shall equal the  
6 allocations in support of such awards in the base year, the  
7 apportionments pursuant to subdivisions 4 and 17 of section 3602 of  
8 the education law for the current year shall equal the  
9 apportionments for such subdivisions four and seventeen for the  
10 2011-12 school year.]

11 Provided further that notwithstanding any provision of law to the  
12 contrary, for the 2011-12 school year, the apportionment computed  
13 pursuant to subdivision 4 of section 3602 of the education law shall  
14 equal the amount apportioned to such school district for the 2010-11  
15 school year pursuant to such subdivision;

16 Provided further that notwithstanding any provision of law to the  
17 contrary, for the 2011-12 and 2012-13 school year, the  
18 apportionments computed pursuant to subdivisions 5-a, 12 and 16 of  
19 section 3602 of the education law shall equal the amounts set forth  
20 for such school district as "SUPPLEMENTAL PUB EXCESS COST",  
21 "ACADEMIC ENHANCEMENT" and "HIGH TAX AID" under the heading "2010-11  
22 ESTIMATED AIDS" in the school aid computer listing produced by the  
23 commissioner in support of the budget for the 2010-11 school year  
24 and entitled "SR092-7".

25 Provided further that notwithstanding any provision of law to the  
26 contrary, in determining the final payment for the state fiscal year  
27 pursuant to section 3609-a of the education law, the general support  
28 for public schools appropriations for the state fiscal year ending  
29 March 31, 2012 shall be deemed to include the portion of this  
30 appropriation made available for 2011-12 state fiscal year payments  
31 for general support for public schools for the 2011-12 school year  
32 as provided for herein added to the sum of other such designated  
33 appropriated amounts.

34 Provided, further, that the director of the budget, in approving the  
35 final payment for the 2012-13 state fiscal year pursuant to clause  
36 iii of subparagraph 3 of paragraph b of subdivision 1 of section  
37 3609-a of the education law, may direct the commissioner of  
38 education to apportion an advance in an amount less than that  
39 reported by the commissioner of education pursuant to such clause  
40 iii of subparagraph 3 of paragraph b of subdivision 1 of section  
41 3609-a of the education law, and provided further that such  
42 reduction shall not exceed the amount by which the 2011-12 state  
43 fiscal year need computed based on the electronic data file used to  
44 produce the school aid computer listing produced by the commissioner  
45 in support of the executive budget request for the 2012-13 state  
46 fiscal year and entitled "BT121-3" is less than the 2011-12 state  
47 fiscal year need computed based on the electronic data file used to  
48 produce the school aid computer listing produced by the commissioner  
49 in support of the enacted budget for the 2011-12 state fiscal year  
50 and entitled "SA111-2".

51 Provided further that, notwithstanding any inconsistent provision of  
52 law, for any apportionments provided pursuant to sections 701, 711,  
53 751, 753, 3602, 3602-b, 3602-c, 3602-e, and 3612 of the education  
54 law for the 2012-13 and prior school years, the commissioner shall  
55 certify no payment to a school district, other than payments  
56 pursuant to subdivisions six-a, eleven, thirteen and fifteen of  
57 section thirty-six hundred two of the education law, in excess of  
58 the payment computed based on an electronic data file used to  
59 produce the school aid computer listing produced by the commissioner  
60 in support of the executive budget request submitted for the 2012-13  
61 state fiscal year and entitled "BT121-3". Provided, however, no

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1 payments shall be barred or reduced where such payment is required  
2 as a result of a final audit of the state.

3 Provided further that, notwithstanding any inconsistent provision of  
4 law, subject to the approval of the director of the budget, funds  
5 appropriated herein may be interchanged with any other item of  
6 appropriation for general support for public schools within the  
7 general fund local assistance account office of prekindergarten  
8 through grade twelve education program.

9 Notwithstanding any other law, rule or regulation to the contrary,  
10 funds appropriated herein shall be available for payment of  
11 financial assistance net of any disallowances, refunds,  
12 reimbursement and credits, and may be suballocated to other  
13 departments and agencies to accomplish the intent of this  
14 appropriation subject to the approval of the director of the budget.  
15 [Notwithstanding section 40 of the state finance law or any  
16 provision of law to the contrary, this appropriation shall lapse on  
17 March 31, 2013] ... 26,788,981,000 ..... (re. \$16,030,527,000)

18 Funds appropriated herein shall be available for reimbursement for the  
19 education of homeless children and youth for the 2011-12 and 2012-13  
20 school years pursuant to section 3209 of the education law,  
21 including reimbursement for expenditures for the transportation of  
22 homeless children pursuant to paragraph b of subdivision 4 of  
23 section 3209 of the education law, up to the amount of the approved  
24 costs of the most cost-effective mode of transportation, in  
25 accordance with a plan prepared by the commissioner of education and  
26 approved by the director of the budget provided that no more than  
27 \$12,058,000 shall be available for 2011-12 state fiscal year  
28 payments for general support for public schools for the 2011-12  
29 school year, and provided that in each state fiscal year the sum of  
30 \$30,000 may be transferred to the credit of the state purposes  
31 account of the state education department to carry out the purposes  
32 of such section relating to reimbursement of youth shelters  
33 transporting such pupils and provided further that, notwithstanding  
34 any inconsistent provision of law, subject to the approval of the  
35 director of the budget, funds appropriated herein may be  
36 interchanged with any other item of appropriation for general  
37 support for public schools within the general fund local assistance  
38 account office of prekindergarten through grade twelve education  
39 program.

40 Provided further that notwithstanding any provision of law to the  
41 contrary, in determining the final payment for the state fiscal year  
42 pursuant to section 3609-a of the education law, the general support  
43 for public schools appropriations for the state fiscal year ending  
44 March 31, 2012 shall be deemed to include the portion of this  
45 appropriation made available for 2011-12 state fiscal year payments  
46 for general support for public schools for the 2011-12 school year  
47 as provided for herein added to the sum of other such designated  
48 appropriated amounts.

49 Notwithstanding any other law, rule or regulation to the contrary,  
50 funds appropriated herein shall be available for payment of  
51 financial assistance net of any disallowances, refunds,  
52 reimbursement and credits, and may be suballocated to other  
53 departments and agencies to accomplish the intent of this  
54 appropriation subject to the approval of the director of the budget.  
55 [Notwithstanding section 40 of the state finance law or any  
56 provision of law to the contrary, this appropriation shall lapse on  
57 March 31, 2013] ... 29,283,000 ..... (re. \$17,225,000)

58 Funds appropriated herein shall be available during the 2011-12 and  
59 2012-13 school years for bilingual education grants to school  
60 districts, boards of cooperative educational services, colleges and  
61 universities, and an entity, chosen through a competitive  
62 procurement process, to assist schools and districts to conduct self

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1 assessments to identify areas that need to be strengthened and to  
2 ensure compliance with the various federal, state and local laws  
3 that govern limited English proficiency and English language  
4 learning education, provided, however, that the sum of such grants  
5 shall not exceed \$12,500,000 for each such school year, and provided  
6 further that no more than \$8,750,000 shall be available for 2011-12  
7 state fiscal year payments for general support for public schools  
8 for the 2011-12 school year and provided further that,  
9 notwithstanding any inconsistent provision of law, subject to the  
10 approval of the director of the budget, funds appropriated herein  
11 may be interchanged with any other item of appropriation for general  
12 support for public schools within the general fund local assistance  
13 account office of prekindergarten through grade twelve education  
14 program.

15 Provided further that notwithstanding any provision of law to the  
16 contrary, in determining the final payment for the state fiscal year  
17 pursuant to section 3609-a of the education law, the general support  
18 for public schools appropriations for the state fiscal year ending  
19 March 31, 2012 shall be deemed to include the portion of this  
20 appropriation made available for 2011-12 state fiscal year payments  
21 for general support for public schools for the 2011-12 school year  
22 as provided for herein added to the sum of other such designated  
23 appropriated amounts.

24 Notwithstanding any other law, rule or regulation to the contrary,  
25 funds appropriated herein shall be available for payment of  
26 financial assistance net of any disallowances, refunds,  
27 reimbursement and credits, and may be suballocated to other  
28 departments and agencies to accomplish the intent of this  
29 appropriation subject to the approval of the director of the budget.  
30 [Notwithstanding section 40 of the state finance law or any  
31 provision of law to the contrary, this appropriation shall lapse on  
32 March 31, 2013] ... 21,250,000 ..... (re. \$12,500,000)

33 Funds appropriated herein shall be available in the 2011-12 and 2012-  
34 13 school years for school districts and boards of cooperative  
35 educational services applications for funding of approved learning  
36 technology programs approved by the commissioner of education,  
37 including services benefiting nonpublic school students, pursuant to  
38 regulations promulgated by the commissioner of education and  
39 approved by the director of the budget. Provided, however, that the  
40 sum of such grants shall not exceed \$3,285,000 for each such school  
41 year, and provided further that no more than \$2,300,000 shall be  
42 available for 2011-12 state fiscal year payments for general support  
43 for public schools for the 2011-12 school year, and provided further  
44 that, notwithstanding any inconsistent provision of law, subject to  
45 the approval of the director of the budget, funds appropriated  
46 herein may be interchanged with any other item of appropriation for  
47 general support for public schools within the general fund local  
48 assistance account office of prekindergarten through grade twelve  
49 education program.

50 Provided further that notwithstanding any provision of law to the  
51 contrary, in determining the final payment for the state fiscal year  
52 pursuant to section 3609-a of the education law, the general support  
53 for public schools appropriations for the state fiscal year ending  
54 March 31, 2012 shall be deemed to include the portion of this  
55 appropriation made available for 2011-12 state fiscal year payments  
56 for general support for public schools for the 2011-12 school year  
57 as provided for herein added to the sum of other such designated  
58 appropriated amounts.

59 Notwithstanding any other law, rule or regulation to the contrary,  
60 funds appropriated herein shall be available for payment of  
61 financial assistance net of any disallowances, refunds,  
62 reimbursement and credits, and may be suballocated to other



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1 departments and agencies to accomplish the intent of this  
 2 appropriation subject to the approval of the director of the budget.  
 3 [Notwithstanding section 40 of the state finance law or any  
 4 provision of law to the contrary, this appropriation shall lapse on  
 5 March 31, 2013] ... 5,585,000 ..... (re. \$3,285,000)  
 6 Funds appropriated herein shall be available for the voluntary  
 7 interdistrict urban-suburban transfer program aid pursuant to  
 8 subdivision 15 of section 3602 of the education law for the 2011-12  
 9 and 2012-13 school years, provided that no more than \$1,911,000  
 10 shall be available for 2011-12 state fiscal year payments for  
 11 general support for public schools for the 2011-12 school year, and  
 12 provided that, notwithstanding any inconsistent provision of law,  
 13 subject to the approval of the director of the budget, funds  
 14 appropriated herein may be interchanged with any other item of  
 15 appropriation for general support for public schools within the  
 16 general fund local assistance account office of prekindergarten  
 17 through grade twelve education program.  
 18 Provided further that notwithstanding any provision of law to the  
 19 contrary, in determining the final payment for the state fiscal year  
 20 pursuant to section 3609-a of the education law, the general support  
 21 for public schools appropriations for the state fiscal year ending  
 22 March 31, 2012 shall be deemed to include the portion of this  
 23 appropriation made available for 2011-12 state fiscal year payments  
 24 for general support for public schools for the 2011-12 school year  
 25 as provided for herein added to the sum of other such designated  
 26 appropriated amounts.  
 27 Notwithstanding any other law, rule or regulation to the contrary,  
 28 funds appropriated herein shall be available for payment of  
 29 financial assistance net of any disallowances, refunds,  
 30 reimbursement and credits, and may be suballocated to other  
 31 departments and agencies to accomplish the intent of this  
 32 appropriation subject to the approval of the director of the budget.  
 33 [Notwithstanding section 40 of the state finance law or any  
 34 provision of law to the contrary, this appropriation shall lapse on  
 35 March 31, 2013] ... 4,641,000 ..... (re. \$2,730,000)  
 36 Funds appropriated herein shall be available for additional  
 37 apportionments of building aid for school districts educating pupils  
 38 residing on Indian reservations calculated pursuant to subdivision  
 39 6-a of section 3602 of the education law for the 2011-12 and 2012-13  
 40 school years provided that, notwithstanding any inconsistent  
 41 provision of law, subject to the approval of the director of the  
 42 budget, funds appropriated herein may be interchanged with any other  
 43 item of appropriation for general support for public schools within  
 44 the general fund local assistance account office of prekindergarten  
 45 through grade twelve education program, provided that no more than  
 46 \$3,500,000 shall be available for 2011-12 state fiscal year payments  
 47 for general support for public schools for the 2011-12 school year.  
 48 Provided further that notwithstanding any provision of law to the  
 49 contrary, in determining the final payment for the state fiscal year  
 50 pursuant to section 3609-a of the education law, the general support  
 51 for public schools appropriations for the state fiscal year ending  
 52 March 31, 2012 shall be deemed to include the portion of this  
 53 appropriation made available for 2011-12 state fiscal year payments  
 54 for general support for public schools for the 2011-12 school year  
 55 as provided for herein added to the sum of other such designated  
 56 appropriated amounts.  
 57 Notwithstanding any other law, rule or regulation to the contrary,  
 58 funds appropriated herein shall be available for payment of  
 59 financial assistance net of any disallowances, refunds,  
 60 reimbursement and credits, and may be suballocated to other  
 61 departments and agencies to accomplish the intent of this  
 62 appropriation subject to the approval of the director of the budget.

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1 [Notwithstanding section 40 of the state finance law or any  
 2 provision of law to the contrary, this appropriation shall lapse on  
 3 March 31, 2013] ... 8,500,000 ..... (re. \$5,000,000)  
 4 Funds appropriated herein shall be available during the 2011-12 and  
 5 2012-13 school years for the education of youth incarcerated in  
 6 county correctional facilities pursuant to subdivision 13 of section  
 7 3602 of the education law, provided that no more than \$13,650,000  
 8 shall be available for 2011-12 state fiscal year payments for  
 9 general support for public schools for the 2011-12 school year, and  
 10 provided that, notwithstanding any inconsistent provision of law,  
 11 subject to the approval of the director of the budget, funds  
 12 appropriated herein may be interchanged with any other item of  
 13 appro- priation for general support for public schools within the  
 14 general fund local assistance account office of prekindergarten  
 15 through grade twelve education program.

16 Provided further that notwithstanding any provision of law to the  
 17 contrary, in determining the final payment for the state fiscal year  
 18 pursuant to section 3609-a of the education law, the general support  
 19 for public schools appropriations for the state fiscal year ending  
 20 March 31, 2012 shall be deemed to include the portion of this  
 21 appropriation made available for 2011-12 state fiscal year payments  
 22 for general support for public schools for the 2011-12 school year  
 23 as provided for herein added to the sum of other such designated  
 24 appropriated amounts.

25 Notwithstanding any other law, rule or regulation to the contrary,  
 26 funds appropriated herein shall be available for payment of  
 27 financial assistance net of any disallowances, refunds,  
 28 reimbursement and credits, and may be suballocated to other  
 29 departments and agencies to accomplish the intent of this  
 30 appropriation subject to the approval of the director of the budget.

31 [Notwithstanding section 40 of the state finance law or any  
 32 provision of law to the contrary, this appropriation shall lapse on  
 33 March 31, 2013] ... 33,150,000 ..... (re. \$19,500,000)  
 34 Funds appropriated herein shall be available for the 2011-12 and 2012-  
 35 13 school years for the education of students who reside in a school  
 36 operated by the office of mental health or the office of people with  
 37 developmental disabilities pursuant to subdivision 5 of section 3202  
 38 of the education law, provided that no more than \$53,200,000 shall  
 39 be available for 2011-12 state fiscal year payments for general  
 40 support for public schools for the 2011-12 school year.  
 41 Notwithstanding any inconsistent provision of law, funds  
 42 appropriated herein may be suballocated to other departments and  
 43 agencies subject to the approval of the director of the budget to  
 44 accomplish the intent of this appropriation provided that,  
 45 notwithstanding any inconsistent provision of law, subject to the  
 46 approval of the director of the budget, funds appropriated herein  
 47 may be interchanged with any other item of appropriation for general  
 48 support for public schools within the general fund local assistance  
 49 account office of prekindergarten through grade twelve education  
 50 program.

51 Provided further that notwithstanding any provision of law to the  
 52 contrary, in determining the final payment for the state fiscal year  
 53 pursuant to section 3609-a of the education law, the general support  
 54 for public schools appropriations for the state fiscal year ending  
 55 March 31, 2012 shall be deemed to include the portion of this  
 56 appropriation made available for 2011-12 state fiscal year payments  
 57 for general support for public schools for the 2011-12 school year  
 58 as provided for herein added to the sum of other such designated  
 59 appropriated amounts.

60 Notwithstanding any other law, rule or regulation to the contrary,  
 61 funds appropriated herein shall be available for payment of  
 62 financial assistance net of any disallowances, refunds,

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1 reimbursement and credits, and may be suballocated to other  
2 departments and agencies to accomplish the intent of this  
3 appropriation subject to the approval of the director of the budget.  
4 [Notwithstanding section 40 of the state finance law or any  
5 provision of law to the contrary, this appropriation shall lapse on  
6 March 31, 2013] ... 129,200,000 ..... (re. \$76,000,000)  
7 Funds appropriated herein shall be available for building aid payable  
8 in the 2011-12 and 2012-13 school years to special act school  
9 districts, provided that no more than \$1,890,000 shall be available  
10 for 2011-12 state fiscal year payments for general support for  
11 public schools for the 2011-12 school year, and provided that,  
12 subject to the approval of the director of the budget, such funds  
13 may be used for payments to the dormitory authority on behalf of  
14 eligible special act school districts pursuant to chapter 737 of the  
15 laws of 1988 provided that, notwithstanding any inconsistent  
16 provision of law, subject to the approval of the director of the  
17 budget, funds appropriated herein may be interchanged with any other  
18 item of appropriation for general support for public schools within  
19 the general fund local assistance account office of prekindergarten  
20 through grade twelve education program.  
21 Provided further that notwithstanding any provision of law to the  
22 contrary, in determining the final payment for the state fiscal year  
23 pursuant to section 3609-a of the education law, the general support  
24 for public schools appropriations for the state fiscal year ending  
25 March 31, 2012 shall be deemed to include the portion of this  
26 appropriation made available for 2011-12 state fiscal year payments  
27 for general support for public schools for the 2011-12 school year  
28 as provided for herein added to the sum of other such designated  
29 appropriated amounts.  
30 Notwithstanding any other law, rule or regulation to the contrary,  
31 funds appropriated herein shall be available for payment of  
32 financial assistance net of any disallowances, refunds,  
33 reimbursement and credits, and may be suballocated to other  
34 departments and agencies to accomplish the intent of this  
35 appropriation subject to the approval of the director of the budget.  
36 [Notwithstanding section 40 of the state finance law or any  
37 provision of law to the contrary, this appropriation shall lapse on  
38 March 31, 2013] ... 4,590,000 ..... (re. \$2,700,000)  
39 Funds appropriated herein shall be available for school bus driver  
40 training grants, provided that for aid payable in the 2011-12 and  
41 2012-13 school years, the commissioner of education shall allocate  
42 school bus driver training grants, not to exceed \$400,000 in each  
43 such year, to school districts and boards of cooperative educational  
44 services pursuant to sections 3650-a, 3650-b and 3650-c of the  
45 education law, or for contracts directly with not-for-profit  
46 educational organizations for the purposes of this appropriation,  
47 provided that no more than \$280,000 shall be available for 2011-12  
48 state fiscal year payments for general support for public schools  
49 for the 2011-12 school year, and provided that, notwithstanding any  
50 inconsistent provision of law, subject to the approval of the  
51 director of the budget, funds appropriated herein may be  
52 interchanged with any other item of appropriation for general  
53 support for public schools within the general fund local assistance  
54 account office of prekindergarten through grade twelve education  
55 program.  
56 Provided further that notwithstanding any provision of law to the  
57 contrary, in determining the final payment for the state fiscal year  
58 pursuant to section 3609-a of the education law, the general support  
59 for public schools appropriations for the state fiscal year ending  
60 March 31, 2012 shall be deemed to include the portion of this  
61 appropriation made available for 2011-12 state fiscal year payments  
62 for general support for public schools for the 2011-12 school year

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1 as provided for herein added to the sum of other such designated  
2 appropriated amounts.

3 Notwithstanding any other law, rule or regulation to the contrary,  
4 funds appropriated herein shall be available for payment of  
5 financial assistance net of any disallowances, refunds,  
6 reimbursement and credits, and may be suballocated to other  
7 departments and agencies to accomplish the intent of this  
8 appropriation subject to the approval of the director of the budget.  
9 [Notwithstanding section 40 of the state finance law or any  
10 provision of law to the contrary, this appropriation shall lapse on  
11 March 31, 2013] ... 680,000 ..... (re. \$400,000)

12 Funds appropriated herein shall be available for services and expenses  
13 of a \$2,000,000 teacher mentor intern program for each of the 2011-  
14 12 and 2012-13 school years, provided that no more than \$1,400,000  
15 shall be available for 2011-12 state fiscal year payments for  
16 general support for public schools for the 2011-12 school year, and  
17 provided that, notwithstanding any inconsistent provision of law,  
18 subject to the approval of the director of the budget, funds  
19 appropriated herein may be interchanged with any other item of  
20 appropriation for general support for public schools within the  
21 general fund local assistance account office of prekindergarten  
22 through grade twelve education program.

23 Provided further that notwithstanding any provision of law to the  
24 contrary, in determining the final payment for the state fiscal year  
25 pursuant to section 3609-a of the education law, the general support  
26 for public schools appropriations for the state fiscal year ending  
27 March 31, 2012 shall be deemed to include the portion of this  
28 appropriation made available for 2011-12 state fiscal year payments  
29 for general support for public schools for the 2011-12 school year  
30 as provided for herein added to the sum of other such designated  
31 appropriated amounts.

32 Notwithstanding any other law, rule or regulation to the contrary,  
33 funds appropriated herein shall be available for payment of  
34 financial assistance net of any disallowances, refunds,  
35 reimbursement and credits, and may be suballocated to other  
36 departments and agencies to accomplish the intent of this  
37 appropriation subject to the approval of the director of the budget.  
38 [Notwithstanding section 40 of the state finance law or any  
39 provision of law to the contrary, this appropriation shall lapse on  
40 March 31, 2013] ... 3,400,000 ..... (re. \$2,000,000)

41 Funds appropriated herein shall be available for services and expenses  
42 of a \$6,000,000 special academic improvement grants program for the  
43 2011-12 school year and for services and expenses of a \$12,000,000  
44 special academic improvement grants program for the 2012-13 school  
45 year payable pursuant to subdivision 11 of section 3641 of the  
46 education law, provided that no more than \$4,200,000 shall be  
47 available for 2011-12 state fiscal year payments for general support  
48 for public schools for the 2011-12 school year, provided, however,  
49 that notwithstanding any provisions of law to the contrary, such  
50 funds shall be paid in accordance with a schedule developed by the  
51 commissioner of education and approved by the director of the budget  
52 provided that, notwithstanding any inconsistent provision of law,  
53 subject to the approval of the director of the budget, funds  
54 appropriated herein may be interchanged with any other item of  
55 appropriation for general support for public schools within the  
56 general fund local assistance account office of prekindergarten  
57 through grade twelve education program.

58 Provided further that notwithstanding any provision of law to the  
59 contrary, in determining the final payment for the state fiscal year  
60 pursuant to section 3609-a of the education law, the general support  
61 for public schools appropriations for the state fiscal year ending  
62 March 31, 2012 shall be deemed to include the portion of this

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1 appropriation made available for 2011-12 state fiscal year payments  
2 for general support for public schools for the 2011-12 school year  
3 as provided for herein added to the sum of other such designated  
4 appropriated amounts.

5 Notwithstanding any other law, rule or regulation to the contrary,  
6 funds appropriated herein shall be available for payment of  
7 financial assistance net of any disallowances, refunds,  
8 reimbursement and credits, and may be suballocated to other  
9 departments and agencies to accomplish the intent of this  
10 appropriation subject to the approval of the director of the budget.

11 [Notwithstanding section 40 of the state finance law or any  
12 provision of law to the contrary, this appropriation shall lapse on  
13 March 31, 2013] ... 14,400,000 ..... (re. \$10,200,000)

14 For the education of Native Americans in the 2012-13 or prior school  
15 years, provided that no more than \$22,400,000 shall be available for  
16 2011-12 state fiscal year payments for general support for public  
17 schools for the 2011-12 or prior school years. Funds appropriated  
18 herein shall be considered general support for public schools and  
19 shall be paid in accordance with a schedule developed by the  
20 commissioner of education and approved by the director of the  
21 budget. Notwithstanding any provision of law to the contrary,  
22 subject to the approval of the director of the budget, funds  
23 appropriated herein may be interchanged with any other item of  
24 appropriation for general support for public schools within the  
25 general fund local assistance account office of prekindergarten  
26 through grade twelve education program.

27 Provided further that notwithstanding any provision of law to the  
28 contrary, in determining the final payment for the state fiscal year  
29 pursuant to section 3609-a of the education law, the general support  
30 for public schools appropriations for the state fiscal year ending  
31 March 31, 2012 shall be deemed to include the portion of this  
32 appropriation made available for 2011-12 state fiscal year payments  
33 for general support for public schools for the 2011-12 school year  
34 as provided for herein added to the sum of other such designated  
35 appropriated amounts.

36 Notwithstanding any other law, rule or regulation to the contrary,  
37 funds appropriated herein shall be available for payment of  
38 financial assistance, net of any disallowances, refunds,  
39 reimbursements and credits, may be suballocated to other departments  
40 and agencies to accomplish the intent of this appropriation subject  
41 to approval of the director of the budget. Notwithstanding any  
42 provision of law to the contrary, any funds appropriated herein  
43 shall be available for payment of aid heretofore accrued.

44 [Notwithstanding section 40 of the state finance law or any  
45 provision of law to the contrary, this appropriation shall lapse on  
46 March 31, 2013] ... 54,400,000 ..... (re. \$32,000,000)

47 For school health services grants to public schools totaling  
48 \$13,840,000 in each school year for the 2011-12 and 2012-13 school  
49 years; provided that, notwithstanding any provisions of law to the  
50 contrary, in addition to any other apportionment, such grants shall  
51 only be payable to any city school district in a city having a  
52 population in excess of 125,000, and less than 1,000,000  
53 inhabitants, and such district shall be eligible to receive the same  
54 amount it was eligible to receive for the 2010-11 school year,  
55 provided that no more than \$9,688,000 shall be available for 2011-12  
56 state fiscal year payments for general support for public schools  
57 for the 2011-12 school year. Funds appropriated herein shall be  
58 considered general support for public schools and shall be paid in  
59 accordance with a schedule developed by the commissioner of  
60 education and approved by the director of the budget.

61 Provided further that notwithstanding any provision of law to the  
62 contrary, in determining the final payment for the state fiscal year

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1 pursuant to section 3609-a of the education law, the general support  
 2 for public schools appropriations for the state fiscal year ending  
 3 March 31, 2012 shall be deemed to include the portion of this  
 4 appropriation made available for 2011-12 state fiscal year payments  
 5 for general support for public schools for the 2011-12 school year  
 6 as provided for herein added to the sum of other such designated  
 7 appropriated amounts.

8 Notwithstanding any provision of law to the contrary, subject to the  
 9 approval of the director of the budget, funds appropriated herein  
 10 may be interchanged with any other item of appropriation for general  
 11 support for public schools within the general fund local assistance  
 12 account office of prekindergarten through grade twelve education  
 13 program. Notwithstanding any other law, rule or regulation to the  
 14 contrary, funds appropriated herein shall be available for payment  
 15 of financial assistance, net of any disallowances, refunds,  
 16 reimbursements and credits. [Notwithstanding section 40 of the state  
 17 finance law or any provision of law to the contrary, this  
 18 appropriation shall lapse on March 31, 2013] .....  
 19 23,528,000 ..... (re. \$13,840,000)

20 For remaining obligations for the 2010-11 school year or prior school  
 21 years for support for boards of cooperative educational services and  
 22 for aid payable in the 2011-12 and 2012-13 school years, for support  
 23 for boards of cooperative educational services, provided that no  
 24 more than \$518,493,000 shall be available for 2011-12 state fiscal  
 25 year payments for general support for public schools for the 2010-11  
 26 and prior school years and no more than \$179,954,000 shall be  
 27 available for 2011-12 state fiscal year payments for general support  
 28 for public schools for the 2011-12 school year, provided that,  
 29 notwithstanding any inconsistent provision of law in no event shall  
 30 such amounts paid in the 2011-12 state fiscal year exceed 48.84  
 31 percent of the amount appropriated herein, and provided further that  
 32 to the extent required by federal law, each board of cooperative  
 33 educational services receiving a payment pursuant to section 3609-d  
 34 of the education law in the 2010-11 and 2011- 12 school years shall  
 35 be required to set aside from such payment an amount not less than  
 36 the amount of state aid received pursuant to subdivision 5 of  
 37 section 1950 of the education law in the base year that was  
 38 attributable to cooperative services agreements (CO-SERs) for career  
 39 education, as determined by the commissioner of education, and shall  
 40 be required to use such amount to support career education programs  
 41 in the current year.

42 Provided further that notwithstanding any provision of law to the  
 43 contrary, in determining the final payment for the state fiscal year  
 44 pursuant to section 3609-a of the education law, the general support  
 45 for public schools appropriations for the state fiscal year ending  
 46 March 31, 2012 shall be deemed to include the portion of this  
 47 appropriation made available for 2011-12 state fiscal year payments  
 48 for general support for public schools for the 2011-12 and prior  
 49 school years as provided for herein added to the sum of other such  
 50 designated appropriated amounts.

51 Provided further that, notwithstanding any inconsistent provision of  
 52 law, for any apportionments provided pursuant to section 1950 of the  
 53 education law for the 2012-13 and prior school years, the  
 54 commissioner shall certify no payment to a school district, in  
 55 excess of the payment computed based on an electronic data file used  
 56 to produce the school aid computer listing produced by the  
 57 commissioner in support of the executive budget request submitted  
 58 for the 2012-13 state fiscal year and entitled "BT121-3". Provided,  
 59 however, no payments shall be barred or reduced where such payment  
 60 is required as a result of a final audit of the state.

61 Notwithstanding any other law, rule or regulation to the contrary,  
 62 funds appropriated herein shall be available for payment of

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1 financial assistance, net of any disallowances, refunds,  
 2 reimbursements and credits. Notwithstanding any provision of law to  
 3 the contrary, funds appropriated herein shall be available for  
 4 payment of liabilities heretofore accrued, and funds appropriated  
 5 herein may be interchanged with any other item of appropriation for  
 6 general support for public schools within the general fund local  
 7 assistance account office of prekindergarten through grade twelve  
 8 education program. [Notwithstanding section 40 of the state finance  
 9 law or any provision of law to the contrary, this appropriation  
 10 shall lapse on March 31, 2013] .....  
 11 1,429,946,000 ..... (re. \$731,562,000)

12 For the teachers of tomorrow awards to school districts for the 2011-  
 13 12 and 2012-13 school years in the amount of \$25,000,000 for each  
 14 such school year, provided that \$5,000,000 of this total amount in  
 15 each such school year shall be made available for a program to be  
 16 developed by the commissioner of education to attract qualified  
 17 teachers that have received or will receive a transitional  
 18 certificate and agree to teach mathematics or science in a low  
 19 performing school, further provided that of this \$5,000,000, a total  
 20 of up to \$500,000 in each such school year shall be made available  
 21 for demonstration programs in the Yonkers and Syracuse city school  
 22 districts to increase the number of teachers in such districts who  
 23 teach math, science and related areas and who have such a  
 24 transitional certificate, and provided that no more than \$17,500,000  
 25 shall be available for 2011-12 state fiscal year payments for  
 26 general support for public schools for the 2011-12 school year.

27 Funds appropriated herein shall be considered general support for  
 28 public schools. Notwithstanding any provision of law to the  
 29 contrary, funds appropriated herein may be interchanged with any  
 30 other item of appropriation for general support for public schools  
 31 within the general fund local assistance account office of  
 32 prekindergarten through grade twelve education program.

33 Provided further that notwithstanding any provision of law to the  
 34 contrary, in determining the final payment for the state fiscal year  
 35 pursuant to section 3609-a of the education law, the general support  
 36 for public schools appropriations for the state fiscal year ending  
 37 March 31, 2012 shall be deemed to include the portion of this  
 38 appropriation made available for 2011-12 state fiscal year payments  
 39 for general support for public schools for the 2011-12 school year  
 40 as provided for herein added to the sum of other such designated  
 41 appropriated amounts.

42 Notwithstanding any other law, rule or regulation to the contrary,  
 43 funds appropriated herein shall be available for payment of  
 44 financial assistance, net of any disallowances, refunds,  
 45 reimbursements and credits, may be suballocated to other departments  
 46 and agencies to accomplish the intent of this appropriation subject  
 47 to approval of the director of the budget. Notwithstanding any  
 48 provision of law to the contrary, any funds appropriated herein  
 49 shall be available for payment of aid heretofore accrued.  
 50 [Notwithstanding section 40 of the state finance law or any  
 51 provision of law to the contrary, this appropriation shall lapse on  
 52 March 31, 2013] ... 42,500,000 ..... (re. \$25,000,000)

53 For payment of employment preparation education aid for the 2010-11  
 54 and 2011-12 school years pursuant to paragraph e of subdivision 11  
 55 of section 3602 of the education law, provided that no more than  
 56 \$96,000,000 shall be available for 2011-12 state fiscal year  
 57 payments for general support for public schools for the 2010-11 and  
 58 prior school years.

59 Notwithstanding any provision of law to the contrary, such funds are  
 60 available for payment of aid heretofore accrued or hereafter to  
 61 accrue to school districts and may be suballocated, subject to the  
 62 approval of the director of the budget, to other departments and

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1 agencies to accomplish the intent of this appropriation and subject  
2 to the approval of the director of the budget, such funds shall be  
3 available to the department net of disallowances, refunds,  
4 reimbursements and credits.  
5 Provided further that notwithstanding any provision of law to the  
6 contrary, in determining the final payment for the state fiscal year  
7 pursuant to section 3609-a of the education law, the general support  
8 for public schools appropriations for the state fiscal year ending  
9 March 31, 2012 shall be deemed to include the portion of this  
10 appropriation made available for 2011-12 state fiscal year payments  
11 for general support for public schools for the 2011-12 and prior  
12 school years as provided for herein added to the sum of other such  
13 designated appropriated amounts.  
14 Funds appropriated herein shall be considered general support for  
15 public schools. Notwithstanding any provision of law to the  
16 contrary, funds appropriated herein may be interchanged with any  
17 other item of appropriation for general support for public schools  
18 within the general fund local assistance account office of  
19 prekindergarten through grade twelve education program.  
20 [Notwithstanding section 40 of the state finance law or any  
21 provision of law to the contrary, this appropriation shall lapse on  
22 March 31, 2013] ... 192,000,000 ..... (re. \$96,000,000)  
23  
24 By chapter 53, section 1, of the laws of 2010, as transferred by chapter  
25 53, section 1, of the laws of 2011:  
26 For grants to schools for programs involving literacy and basic educa-  
27 tion for public assistance recipients for the 2010-11 school year  
28 for those programs administered by the state education department ..  
29 1,843,000 ..... (re. \$438,000)  
30 For competitive grants for adult literacy/education aid to public and  
31 private not-for-profit agencies, including but not limited to, 2 and  
32 4 year colleges, community based organizations, libraries, and  
33 volunteer literacy organizations and institutions which meet quality  
34 standards promulgated by the commissioner of education to provide  
35 programs of basic literacy, high school equivalency, and English as  
36 a second language to persons 16 years of age or older for the 2010-  
37 11 school year ... 4,293,000 ..... (re. \$84,000)  
38 For aid payable for additional nonpublic school aid. Notwithstanding  
39 any inconsistent provision of law, funds appropriated herein shall  
40 be available for payment of aid heretofore accrued and hereafter to  
41 accrue provided that, notwithstanding any provision of law, rule or  
42 regulation to the contrary, the amount appropriated herein repres-  
43 ents the maximum amount payable during the 2010-11 state fiscal year  
44 ... 28,500,000 ..... (re. \$1,942,000)  
45 For academic intervention for nonpublic schools based on a plan to be  
46 developed by the commissioner of education and approved by the  
47 director of the budget ... 922,000 ..... (re. \$920,000)  
48 For services and expenses of the New York state center for school  
49 safety for the 2010-11 school year. Funds appropriated herein shall  
50 be used to operate a statewide center and shall be subject to an  
51 expenditure plan approved by the director of the budget .....  
52 466,000 ..... (re. \$458,000)  
53 For competitive grants for the 2010-11 school year for extended day  
54 programs and school violence prevention programs pursuant to section  
55 2814 of the education law provided, however, notwithstanding any  
56 inconsistent provisions of law, eligible entities receiving funds  
57 for extended day programs may include not-for-profit organizations  
58 working in collaboration with a public school or school district ...  
59 24,344,000 ..... (re. \$8,026,000)  
60 For services and expenses of the primary mental health project at the  
61 children's institute for the 2010-11 school year .....  
62 894,000 ..... (re. \$84,000)



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1 For services and expenses of a \$490,000 2010-11 school year program  
 2 for mentoring and tutoring based on model programs proven to be  
 3 effective in producing outcomes that include, but are not limited  
 4 to, improved graduation rates, provided that such services shall be  
 5 provided to students in one or more city school districts located in  
 6 a city having a population in excess of 125,000 and less than  
 7 1,000,000 inhabitants provided further that such program will be  
 8 operated by a community based organization .....  
 9 490,000 ..... (re. \$485,000)

10  
 11 By chapter 53, section 1, of the laws of 2010, as transferred and  
 12 amended by chapter 53, section 1, of the laws of 2011:

13 For services and expenses of the health education program for the  
 14 2010-11 school year. Funds appropriated herein shall be available  
 15 for health-related programs including, but not limited to, those  
 16 providing instruction and supportive services in comprehensive  
 17 health education and/or acquired immune deficiency syndrome (AIDS)  
 18 education. Of the amounts appropriated herein, \$86,000 shall be  
 19 available for the program previously operated as the school health  
 20 demonstration program. Notwithstanding any other provision of law to  
 21 the contrary, funds appropriated herein may be suballocated, subject  
 22 to the approval of the director of the budget, to any state agency  
 23 or department to accomplish the purpose of this appropriation .....  
 24 691,000 ..... (re. \$479,000)

25  
 26 By chapter 53, section 1, of the laws of 2009:

27 For aid payable for additional nonpublic school aid. Notwithstanding  
 28 any inconsistent provision of law, funds appropriated herein shall  
 29 be available for payment of aid heretofore accrued and hereafter to  
 30 accrue provided that, notwithstanding any provision of law, rule or  
 31 regulation to the contrary, the amount appropriated herein repres-  
 32 ents the maximum amount payable during the 2009-10 state fiscal year  
 33 ... 30,000,000 ..... (re. \$1,530,000)

34 For academic intervention for nonpublic schools based on a plan to be  
 35 developed by the commissioner of education and approved by the  
 36 director of the budget ... 922,000 ..... (re. \$915,000)

37 For services and expenses of the health education program for the  
 38 2009-10 school year. Funds appropriated herein shall be available  
 39 for health-related programs including, but not limited to, those  
 40 providing instruction and supportive services in comprehensive  
 41 health education and/or acquired immune deficiency syndrome (AIDS)  
 42 education ... 691,000 ..... (re. \$268,000)

43 For Special Act School Districts additional costs associated with  
 44 academic programs ... 1,300,000 ..... (re. \$1,286,000)

45  
 46 By chapter 53, section 1, of the laws of 2008, as amended by chapter  
 47 496, section 3, of the laws of 2008:

48 For grants to schools for programs involving literacy and basic educa-  
 49 tion for public assistance recipients for the 2008-09 school year  
 50 for those programs administered by the state education department,  
 51 provided, however, that the amount of this appropriation available  
 52 for expenditure and disbursement on and after September 1, 2008  
 53 shall be reduced by six percent of the amount that was undisbursed  
 54 as of August 15, 2008 ... 1,960,000 ..... (re. \$553,000)

55 For aid payable for additional nonpublic school aid. Notwithstanding  
 56 any inconsistent provision of law, funds appropriated herein shall  
 57 be available for payment of aid heretofore accrued and hereafter to  
 58 accrue provided that, notwithstanding any provision of law, rule or  
 59 regulation to the contrary, reimbursement, and the State's liability  
 60 for such reimbursement, shall be limited to ninety-eight percent of  
 61 the actual cost incurred by the nonpublic school as approved by the  
 62 commissioner of education; provided further that on and after

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1 September 1, 2008, notwithstanding any inconsistent provision of  
2 law, rule or regulation, the amount of state reimbursement and  
3 liability for costs and activities funded through this appropriation  
4 shall be further reduced by six percent of such reduced amount, and  
5 that the amount of this appropriation available for expenditure and  
6 disbursement on and after such date shall be reduced by six percent  
7 of the amount that was undisbursed as of August 15, 2008 .....  
8 47,295,000 ..... (re. \$9,608,000)  
9 For academic intervention for nonpublic schools based on a plan to be  
10 developed by the commissioner of education and approved by the  
11 director of the budget, provided, however, that the amount of this  
12 appropriation available for expenditure and disbursement on and  
13 after September 1, 2008 shall be reduced by six percent of the  
14 amount that was undisbursed as of August 15, 2008 .....  
15 980,000 ..... (re. \$922,000)  
16  
17 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,  
18 section 2, of the laws of 2009:  
19 For services and expenses associated with math and science high  
20 schools for the 2008-09 school year, provided, however, that the  
21 amount of this appropriation available for expenditure and disburse-  
22 ment on and after September 1, 2008 shall be reduced by six percent  
23 of the amount that was undisbursed as of August 15, 2008 .....  
24 1,470,000 ..... (re. \$461,000)  
25  
26 By chapter 53, section 1, of the laws of 2007:  
27 For academic intervention for nonpublic schools based on a plan to be  
28 developed by the commissioner of education and approved by the  
29 director of the budget ... 1,000,000 ..... (re. \$1,000,000)  
30  
31 Special Revenue Funds - Federal  
32 Federal Department of Education Fund  
33 Federal Department of Education Account  
34  
35 By chapter 53, section 1, of the laws of 2011:  
36 For grants to schools for specific programs. Notwithstanding any other  
37 provision of law to the contrary, funds appropriated herein may be  
38 suballocated, subject to the approval of the director of the budget,  
39 to any state agency or department to accomplish the purpose of this  
40 appropriation ... 3,747,000 ..... (re. \$3,747,000)  
41 For grants to schools for specific programs including, but not limited  
42 to, grants for purposes under title I of the elementary and  
43 secondary education act. Notwithstanding any other provision of law  
44 to the contrary, funds appropriated herein may be suballocated,  
45 subject to the approval of the director of the budget, to any state  
46 agency or department to accomplish the purpose of this appropriation  
47 ... 1,867,017,000 ..... (re. \$1,867,017,000)  
48 For grants to schools and other eligible entities for state grants for  
49 improving teacher quality pursuant to title II of the elementary and  
50 secondary education act and for state grants for teacher incentive  
51 pursuant to title V of the elementary and secondary education act.  
52 Notwithstanding any other provision of law to the contrary, funds  
53 appropriated herein may be suballocated, subject to the approval of  
54 the director of the budget, to any state agency or department to  
55 accomplish the purpose of this appropriation .....  
56 272,401,000 ..... (re. \$272,401,000)  
57 For grants to schools and other eligible entities for a safe and drug  
58 free school program pursuant to title IV of the elementary and  
59 secondary education act. Notwithstanding any other provision of law  
60 to the contrary, funds appropriated herein may be suballocated,  
61 subject to the approval of the director of the budget, to any state

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1 agency or department to accomplish the purpose of this appropriation  
2 ... 28,815,000 ..... (re. \$28,815,000)  
3 For grants to schools and other eligible entities for vocational and  
4 technical education assistance and technical preparation programs  
5 pursuant to the perkins career and technical improvement act.  
6 Notwithstanding any other provision of law to the contrary, funds  
7 appropriated herein may be suballocated, subject to the approval of  
8 the director of the budget, to any state agency or department to  
9 accomplish the purpose of this appropriation .....  
10 68,578,000 ..... (re. \$68,578,000)  
11 For grants to schools and other eligible entities for educational  
12 technology state grants program pursuant to title II of the  
13 elementary and secondary education act. Notwithstanding any other  
14 provision of law to the contrary, funds appropriated herein may be  
15 suballocated, subject to the approval of the director of the budget,  
16 to any state agency or department to accomplish the purpose of this  
17 appropriation ... 65,000,000 ..... (re. \$65,000,000)  
18 For education of individuals with disabilities including up to  
19 \$3,000,000 for services and expenses of early childhood direction  
20 centers and \$500,000 for services and expenses of the center for  
21 autism and related disabilities at the state university of New York  
22 at Albany. Notwithstanding any inconsistent provision of law, a  
23 portion of the funds appropriated herein shall be available, subject  
24 to a plan developed by the commissioner of education and approved by  
25 the director of the budget, for grants to ensure appropriately  
26 certified teachers in schools providing special services or programs  
27 as defined in paragraphs e, g, i and l of subdivision 2 of section  
28 4401 of the education law to children placed by school districts and  
29 in approved preschool programs that provide full and half-day  
30 educational programs in accordance with section 4410 of the  
31 education law for children placed by school district. Provided  
32 further that, in the allocation of funds, priority shall be given to  
33 those programs with a demonstrated need to increase the number of  
34 certified teachers to comply with state and federal requirements.  
35 Such funds shall be made available for such activities as  
36 certification preparation, training, assisting schools with  
37 personnel shortages and supporting activities that improve the  
38 delivery of services to improve results for children with  
39 disabilities. Provided further that notwithstanding any inconsistent  
40 provision of law, of the funds appropriated herein: (i) \$2,000,000  
41 shall be available for payments to schools providing special  
42 services or programs as defined in paragraphs e, g, i, and l of  
43 subdivision 2 of section 4401 of the education law to help prevent  
44 excessive instructional staff turnover through a targeted adjustment  
45 of compensation for teachers providing direct instructional services  
46 to students at such schools. The commissioner of education shall  
47 develop an allocation plan, subject to the approval of the director  
48 of the budget, that distributes funds appropriated herein among  
49 eligible schools, as defined herein, that qualify based on the  
50 following criteria: eligible schools are those that have complied  
51 with all applicable requirements for previous grants for this  
52 purpose and whose average teacher salary are below the salary  
53 provided for similarly qualified teachers in public schools in the  
54 region in which such eligible school is located. The allocation to  
55 each qualifying school shall be calculated based on the number of  
56 weighted full time equivalent (FTE) staff, as defined herein, in the  
57 per FTE award amount. The total number of weighted FTE shall be  
58 determined by multiplying the actual number of FTE teachers  
59 providing classroom instruction at each school, as determined by the  
60 commissioner, by: 1) a factor of 2.0 for those schools where average  
61 salaries that are 50 percent or less of those in public school  
62 located in the same geographic region; 2) a factor of 1.5 for those

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1 schools where average salaries that are 50 percent and 75 percent of  
 2 public schools located in the same geographic region; or 3) a factor  
 3 of 1.0 for those schools where the average salaries that are 75-100  
 4 percent of public schools located in the same geographic region. The  
 5 per FTE teacher award amount shall be calculated by dividing the  
 6 \$2,000,000 by the total number of weighted FTE staff; (ii)  
 7 \$2,000,000 shall be available for payments to schools providing  
 8 special services or programs as defined in paragraphs e, g, i, and l  
 9 of subdivision 2 of section 4401 of the education law and approved  
 10 preschool programs in accordance with section 4410 of the education  
 11 law to help prevent excessive instructional staff turnover through a  
 12 targeted adjustment of compensation for teachers providing direct  
 13 instructional services to students at such schools. The commissioner  
 14 of education shall develop an allocation plan, subject to the  
 15 approval of the director of the budget, that distributes funds  
 16 appropriated herein among eligible schools; (iii) up to \$10,000,000  
 17 shall be available for allowances to schools for the blind and deaf  
 18 to support services to students attending these schools for costs  
 19 which otherwise would be payable through the department's general  
 20 fund aid to localities appropriation, provided further that  
 21 notwithstanding any inconsistent provision of law, any disbursements  
 22 against this \$10,000,000 shall immediately reduce the amounts  
 23 appropriated in the education department's general fund aid to  
 24 localities for allowances to private schools for the blind and deaf  
 25 by an equivalent amount, and the portion of such general fund  
 26 appropriation so affected shall have no further force or effect.  
 27 Notwithstanding any provision of the law to the contrary, funds  
 28 appropriated herein shall be available for payment of liabilities  
 29 heretofore accrued or hereafter to accrue and, subject to the  
 30 approval of the director of the budget, such funds shall be  
 31 available to the department net of disallowances, refunds,  
 32 reimbursements and credits ... 801,867,000 ..... (re. \$801,867,000)  
 33 For the purposes of the teacher incentive fund program as funded by  
 34 the American recovery and reinvestment act of 2009. Funds  
 35 appropriated herein shall be subject to all applicable reporting and  
 36 accountability requirements contained in such act .....  
 37 20,500,000 ..... (re. \$20,500,000)  
 38

39 By chapter 53, section 1, of the laws of 2010:  
 40 For grants to schools for purposes under part A of title I of the  
 41 elementary and secondary education act as funded by the American  
 42 recovery and reinvestment act of 2009. Funds appropriated herein  
 43 shall be subject to all applicable reporting and accountability  
 44 requirements contained in such act .....  
 45 454,000,000 ..... (re. \$12,000,000)  
 46 For school improvement grants provided to title I of the elementary  
 47 and secondary education act as funded by the American recovery and  
 48 reinvestment act of 2009. Funds appropriated herein shall be subject  
 49 to all applicable reporting and accountability requirements  
 50 contained in such act ... 135,000,000 ..... (re. \$135,000,000)  
 51 For additional education technology grants to carry out part D of  
 52 title II of the elementary and secondary education act of 1965 as  
 53 funded by the American recovery and reinvestment act of 2009. Funds  
 54 appropriated herein shall be subject to all applicable reporting and  
 55 accountability requirements contained in such act .....  
 56 28,000,000 ..... (re. \$26,000,000)  
 57

58 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
 59 section 1, of the laws of 2011:  
 60 For grants to schools for specific programs. Notwithstanding any other  
 61 provision of law to the contrary, funds appropriated herein may be  
 62 suballocated, subject to the approval of the director of the budget,

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1 to any state agency or department to accomplish the purpose of this  
2 appropriation ... 3,747,000 ..... (re. \$3,747,000)  
3 For grants to schools for specific programs including, but not limited  
4 to, grants for purposes under title I of the elementary and second-  
5 ary education act. Notwithstanding any other provision of law to the  
6 contrary, funds appropriated herein may be suballocated, subject to  
7 the approval of the director of the budget, to any state agency or  
8 department to accomplish the purpose of this appropriation ...  
9 1,867,017,000 ..... (re. \$933,508,000)  
10 For grants to schools and other eligible entities for state grants for  
11 improving teacher quality pursuant to title II of the elementary and  
12 secondary education act and for state grants for teacher incentive  
13 pursuant to title V of the elementary and secondary education act.  
14 Notwithstanding any other provision of law to the contrary, funds  
15 appropriated herein may be suballocated, subject to the approval of  
16 the director of the budget, to any state agency or department to  
17 accomplish the purpose of this appropriation .....  
18 272,401,000 ..... (re. \$136,200,000)  
19 For grants to schools and other eligible entities for a safe and drug  
20 free school program pursuant to title IV of the elementary and  
21 secondary education act. Notwithstanding any other provision of law  
22 to the contrary, funds appropriated herein may be suballocated,  
23 subject to the approval of the director of the budget, to any state  
24 agency or department to accomplish the purpose of this appropriation  
25 ... 28,815,000 ..... (re. \$14,407,000)  
26 For grants to schools and other eligible entities for vocational and  
27 adult education programs or any successor programs. Notwithstanding  
28 any other provision of law to the contrary, funds appropriated here-  
29 in may be suballocated, subject to the approval of the director of  
30 the budget, to any state agency or department to accomplish the  
31 purpose of this appropriation ... 117,282,000 .... (re. \$58,641,000)  
32 For grants to schools and other eligible entities for educational  
33 technology state grants program pursuant to title II of the elemen-  
34 tary and secondary education act. Notwithstanding any other  
35 provision of law to the contrary, funds appropriated herein may be  
36 suballocated, subject to the approval of the director of the budget,  
37 to any state agency or department to accomplish the purpose of this  
38 appropriation ... 65,000,000 ..... (re. \$32,500,000)  
39 For the purposes of the teacher incentive fund program as funded by  
40 the American recovery and reinvestment act of 2009. Funds appropri-  
41 ated herein shall be subject to all applicable reporting and  
42 accountability requirements contained in such act. Notwithstanding  
43 any other provision of the law to the contrary and subject to the  
44 approval of the director of the budget, a portion of the funds  
45 appropriated herein may be transferred to the credit of the state  
46 purposes account of the state education department to carry out the  
47 purposes of this program ... 20,000,000 ..... (re. \$20,000,000)  
48  
49 By chapter 53, section 1, of the laws of 2010, as added by chapter 559,  
50 section 1, of the laws of 2010:  
51 For support of elementary, and secondary education from the education  
52 jobs fund as funded by the federal education jobs fund program as  
53 authorized by public law number 111-226. Notwithstanding any other  
54 provision of law to the contrary, funds shall be available to each  
55 school district eligible for an apportionment pursuant to subdivi-  
56 sion 4 of section 3602 of the education law in an amount equal to  
57 the product of the net gap elimination adjustment computed pursuant  
58 to this chapter, multiplied by forty-three and twenty-five thousand  
59 nine hundred eighty-nine one-millionths percent (0.43025989). Such  
60 apportionment shall be available to each school district for the  
61 2010-11 school year and thereafter, provided that prior to April 1,  
62 2011, each school district shall be eligible for an amount up to the

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 product of seventy percent (0.70) multiplied by the apportionment.  
2 Funds appropriated herein shall be subject to all applicable report-  
3 ing and accountability requirements imposed by such act .....  
4 607,592,000 ..... (re. \$350,000,000)  
5  
6 By chapter 53, section 1, of the laws of 2009:  
7 For grants to schools for specific programs .....  
8 3,747,000 ..... (re. \$1,000,000)  
9 For grants to schools for specific programs including, but not limited  
10 to, grants for purposes under title I of the elementary and second-  
11 ary education act ... 1,807,000,000 ..... (re. \$75,000,000)  
12 For school improvement grants provided to title I of the elementary  
13 and secondary education act as funded by the American recovery and  
14 reinvestment act of 2009. Funds appropriated herein shall be subject  
15 to all applicable reporting and accountability requirements  
16 contained in such act ... 127,000,000 ..... (re. \$90,000,000)  
17 For grants to schools and other eligible entities for state grants for  
18 improving teacher quality pursuant to title II of the elementary and  
19 secondary education act ... 232,401,000 ..... (re. \$8,000,000)  
20 For grants to schools and other eligible entities for a safe and drug  
21 free school program pursuant to title IV of the elementary and  
22 secondary education act ... 28,815,000 ..... (re. \$7,000,000)  
23 For grants to schools and other eligible entities for the innovative  
24 education strategies state grants program pursuant to title V of the  
25 elementary and secondary education act .....  
26 13,017,000 ..... (re. \$3,000,000)  
27 For grants to schools and other eligible entities for vocational and  
28 adult education programs or any successor programs .....  
29 117,282,000 ..... (re. \$25,000,000)  
30 For grants to schools and other eligible entities for educational  
31 technology state grants program pursuant to title III of the elemen-  
32 tary and secondary education act .....  
33 65,000,000 ..... (re. \$16,000,000)  
34 For additional education technology grants to carry out part D of  
35 title II of the elementary and secondary education act of 1965 fund-  
36 ed by the American recovery and Reinvestment act of 2009. Funds  
37 appropriated herein shall be subject to all applicable reporting and  
38 accountability requirements contained in such act .....  
39 28,000,000 ..... (re. \$2,000,000)  
40  
41 By chapter 53, section 1, of the laws of 2008:  
42 For grants to schools for specific programs .....  
43 3,747,000 ..... (re. \$100,000)  
44 For grants to schools for specific programs including, but not limited  
45 to, grants for purposes under title I of the elementary and second-  
46 ary education act ... 1,807,000,000 ..... (re. \$2,500,000)  
47 For grants to schools and other eligible entities for state grants for  
48 improving teacher quality pursuant to title II of the elementary and  
49 secondary education act ... 232,401,000 ..... (re. \$80,000)  
50 For grants to schools and other eligible entities for vocational and  
51 adult education programs or any successor programs .....  
52 117,282,000 ..... (re. \$12,000)  
53 For grants to schools and other eligible entities for educational  
54 technology state grants program pursuant to title III of the elemen-  
55 tary and secondary education act .....  
56 65,000,000 ..... (re. \$50,000)  
57  
58 Special Revenue Funds - Federal  
59 Federal Health and Human Services Fund  
60 Federal Health and Human Services Account  
61  
62

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:  
2 For grants to schools for specific programs .....  
3 5,000,000 ..... (re. \$5,000,000)  
4

5 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
6 section 1, of the laws of 2011:  
7 For grants to schools for specific programs. Notwithstanding any other  
8 provision of law to the contrary, funds appropriated herein may be  
9 suballocated, subject to the approval of the director of the budget,  
10 to any state agency or department to accomplish the purpose of this  
11 appropriation ... 5,000,000 ..... (re. \$250,000)  
12

13 By chapter 53, section 1, of the laws of 2009:  
14 For grants to schools for specific programs .....  
15 5,000,000 ..... (re. \$150,000)  
16

17 Special Revenue Funds - Federal  
18 Federal Operating Grants Fund  
19 Federal Operating Grants Account  
20

21 By chapter 53, section 1, of the laws of 2011:  
22 For grants to schools for specific programs .....  
23 5,000,000 ..... (re. \$5,000,000)  
24

25 By chapter 53, section 1, of the laws of 2010:  
26 For grants to schools for specific programs .....  
27 5,000,000 ..... (re. \$600,000)  
28

29 By chapter 53, section 1, of the laws of 2009:  
30 For grants to schools for specific programs .....  
31 5,000,000 ..... (re. \$50,000)  
32

33 Special Revenue Funds - Federal  
34 Federal USDA-Food and Nutrition Services Fund  
35 Federal USDA-Food and Nutrition Services Account  
36

37 By chapter 53, section 1, of the laws of 2011:  
38 For grants to schools and other eligible entities for programs funded  
39 through the national school lunch act .....  
40 821,987,000 ..... (re. \$821,987,000)  
41

42 By chapter 53, section 1, of the laws of 2010:  
43 For grants to schools and other eligible entities for programs funded  
44 through the national school lunch act .....  
45 798,045,000 ..... (re. \$100,000,000)  
46

47 By chapter 53, section 1, of the laws of 2009:  
48 For grants to schools and other eligible entities for programs funded  
49 through the national school lunch act .....  
50 774,801,000 ..... (re. \$2,000,000)  
51

52 By chapter 53, section 1, of the laws of 2008:  
53 For grants to schools and other eligible entities for programs funded  
54 through the national school lunch act .....  
55 748,600,000 ..... (re. \$1,200,000)  
56

57 Special Revenue Funds - Federal  
58 State Fiscal Stabilization Fund  
59 State Fiscal Stabilization Account  
60

61 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
62 section 1, of the laws of 2011:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For the purposes of the Race to the Top state fiscal stabilization  
 2 fund-state incentive grant as funded by the American recovery and  
 3 reinvestment act of 2009. Notwithstanding any other provision of law  
 4 to contrary, funds appropriated herein may be suballocated, subject  
 5 to the approval of the director of the budget, to any state agency  
 6 or department for the purposes of the state fiscal stabilization  
 7 fund-state incentive grants as funded by the American recovery and  
 8 reinvestment act of 2009, provided further that, subject to the  
 9 approval of the director of the budget, a portion of the funds  
 10 appropriated herein, may be transferred to the credit of the state  
 11 purposes account of the state education department to carry out the  
 12 purposes of this section. Funds appropriated herein shall be subject  
 13 to all applicable reporting and accountability requirements  
 14 contained in such act ... 750,000,000 ..... (re. \$720,000,000)

- 15
- 16 Special Revenue Funds - Other
- 17 State Lottery Fund
- 18 State Lottery Account
- 19

20 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 21 hereby amended and reappropriated to read:

22 For general support for public schools for the 2011-12 and 2012-13  
 23 school years, provided that, notwithstanding any other provision of  
 24 law to the contrary, in computing the additional lottery grant  
 25 pursuant to subparagraph (4) of paragraph (b) of subdivision 4 of  
 26 section 92-c of the state finance law for the 2011-12 school year,  
 27 the base grant shall not exceed \$1,959,980,000.

28 [Notwithstanding section 40 of the state finance law or any provision  
 29 of law to the contrary, this appropriation shall lapse on March 31,  
 30 2013] ... 3,936,960,000 ..... (re. \$1,976,980,000)

31 For allowances to private schools for the blind and deaf for the 2011-  
 32 12 and 2012-13 school years, provided that no more than \$20,000  
 33 shall be available for the 2011-12 state fiscal year payment.

34 [Notwithstanding section 40 of the state finance law or any  
 35 provision to the contrary, this appropriation shall lapse on March  
 36 31, 2013] ... 40,000 ..... (re. \$20,000)

37 For general support for public schools, June 2010-11 and June 2011-12  
 38 school year payments, provided that no more than \$240,000,000 shall  
 39 be available for 2011-12 state fiscal year payments for general  
 40 support for public schools for the 2010-11 school year.

41 [Notwithstanding section 40 of the state finance law or any  
 42 provision of law to the contrary, this appropriation shall lapse on  
 43 March 31, 2013] ... 480,000,000 ..... (re. \$240,000,000)

44 For general support for public schools for the 2011-12 and 2012-13  
 45 school years, for grants awarded pursuant to subparagraph 2-a of  
 46 paragraph b of subdivision 4 of section 92-c of the state finance  
 47 law, provided that no more than \$684,000,000 shall be available for  
 48 2011-12 state fiscal year payments for general support for public  
 49 schools for the 2011-12 school year.

50 [Notwithstanding section 40 of the state finance law or any provision  
 51 of law to the contrary, this appropriation shall lapse on March 31,  
 52 2013] ... 1,520,000,000 ..... (re. \$836,000,000)



STATE BOARD OF ELECTIONS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
4 General Fund .....	0	2,900,000
5 Special Revenue Funds - Federal ....	1,000,000	36,300,000
	-----	-----
7 All Funds .....	1,000,000	39,200,000
	=====	=====

8

9

SCHEDULE

10

11

12

REGULATION OF ELECTIONS PROGRAM ..... 1,000,000

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Special Revenue Funds - Federal  
 Federal Health and Human Services Fund  
 Poll Site Accessibility Account

For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law ..... 1,000,000

-----

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 REGULATION OF ELECTIONS PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 50, section 1, of the laws of 2006, as amended by chapter  
7 496, section 1, of the laws of 2008:

8 The sum of five million dollars (\$5,000,000) is hereby appropriated  
9 for services and expenses related to the alteration of poll sites to  
10 provide accessibility for disabled voters. Such funds shall be allo-  
11 cated to local boards of elections in proportion to the percentage  
12 of the state's registered voters residing in each local board's  
13 jurisdiction on December 31, 2004. Local boards of elections shall  
14 submit an alteration plan to improve handicap accessibility to the  
15 state board of elections. Such moneys shall be payable on the audit  
16 and warrant of the state comptroller, on vouchers certified or  
17 approved by the state board of elections pursuant to subdivision  
18 four of section 3-100 of the election law, in the manner provided by  
19 law, provided, however, that the amount of this appropriation avail-  
20 able for expenditure and disbursement on and after September 1, 2008  
21 shall be reduced by six percent of the amount that was undisbursed  
22 as of August 15, 2008 ... 4,990,000 ..... (re. \$2,900,000)

23

24 Special Revenue Funds - Federal

25 Federal Health and Human Services Fund

26 Poll Site Accessibility Account

27

28 By chapter 53, section 1, of the laws of 2011:

29 For services and expenses including prior year liabilities related to  
30 the alteration of poll sites to provide accessibility for disabled  
31 voters. Such funds shall be allocated to local boards of elections  
32 in proportion to the percentage of the state's registered voters  
33 residing in each local board's jurisdiction on December 31, 2004.  
34 Local boards of elections shall submit an alteration plan to improve  
35 handicap accessibility to the state board of elections. Such moneys  
36 shall be payable on the audit and warrant of the state comptroller,  
37 on vouchers certified or approved by the state board of elections  
38 pursuant to subdivision 4 of section 3-100 of the election law, in  
39 the manner provided by law ... 1,000,000 ..... (re. \$1,000,000)

40

41 By chapter 50, section 1, of the laws of 2010:

42 For services and expenses including prior year liabilities related to  
43 the alteration of poll sites to provide accessibility for disabled  
44 voters. Such funds shall be allocated to local boards of elections  
45 in proportion to the percentage of the state's registered voters  
46 residing in each local board's jurisdiction on December 31, 2004.  
47 Local boards of elections shall submit an alteration plan to improve  
48 handicap accessibility to the state board of elections. Such moneys  
49 shall be payable on the audit and warrant of the state comptroller,  
50 on vouchers certified or approved by the state board of elections  
51 pursuant to subdivision 4 of section 3-100 of the election law, in  
52 the manner provided by law ... 1,000,000 ..... (re. \$1,000,000)

53

54 By chapter 50, section 1, of the laws of 2009:

55 For services and expenses including prior year liabilities related to  
56 the alteration of poll sites to provide accessibility for disabled  
57 voters. Such funds shall be allocated to local boards of elections  
58 in proportion to the percentage of the state's registered voters  
59 residing in each local board's jurisdiction on December 31, 2004.  
60 Local boards of elections shall submit an alteration plan to improve  
61 handicap accessibility to the state board of elections. Such moneys

62

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 shall be payable on the audit and warrant of the state comptroller,  
2 on vouchers certified or approved by the state board of elections  
3 pursuant to subdivision 4 of section 3-100 of the election law, in  
4 the manner provided by law ... 1,000,000 ..... (re. \$1,000,000)  
5

6 By chapter 50, section 1, of the laws of 2008:  
7 For services and expenses including prior year liabilities related to  
8 the alteration of poll sites to provide accessibility for disabled  
9 voters. Such funds shall be allocated to local boards of elections  
10 in proportion to the percentage of the state's registered voters  
11 residing in each local board's jurisdiction on December 31, 2004.  
12 Local boards of elections shall submit an alteration plan to improve  
13 handicap accessibility to the state board of elections. Such moneys  
14 shall be payable on the audit and warrant of the state comptroller,  
15 on vouchers certified or approved by the state board of elections  
16 pursuant to subdivision 4 of section 3-100 of the election law, in  
17 the manner provided by law ... 1,000,000 ..... (re. \$1,000,000)  
18

19 Special Revenue Funds - Federal  
20 Federal Operating Grants Fund  
21 Help America Vote Act Implementation Account  
22

23 By chapter 50, section 1, of the laws of 2009:  
24 Additional funding for services and expenses related to the implemen-  
25 tation of the help America vote act of 2002, including the purchase  
26 of new voting machines and disability accessible ballot marking  
27 devices for use by the local boards of elections pursuant to the  
28 help America vote act of 2002. Such moneys shall be allocated to the  
29 local boards of elections in proportion to the percentage of the  
30 state's registered voters residing in each local board's jurisdic-  
31 tion on December 31, 2004 ... 7,000,000 ..... (re. \$6,500,000)  
32

33 By chapter 50, section 1, of the laws of 2009, as amended by chapter 53,  
34 section 1, of the laws of 2011:  
35 For services and expenses related to the implementation of the help  
36 America vote act of 2002, including the purchase of new voting  
37 machines and disability accessible ballot marking devices for use by  
38 the local boards of elections pursuant to the help America vote act  
39 of 2002. Such moneys shall be allocated to local boards of elections  
40 in proportion to the percentage of the state's registered voters  
41 residing in each local board's jurisdiction on December 31, 2004 ...  
42 1,500,000 ..... (re. \$1,500,000)  
43

44 By chapter 50, section 1, of the laws of 2008, as amended by chapter 53,  
45 section 1, of the laws of 2011:  
46 For services and expenses related to the implementation of the help  
47 America vote act of 2002, including the purchase of new voting  
48 machines and disability accessible ballot marking devices for use by  
49 the local boards of elections pursuant to the help America vote act  
50 of 2002. Such moneys shall be allocated to local boards of elections  
51 in proportion to the percentage of the state's registered voters  
52 residing in each local board's jurisdiction on December 31, 2004 ...  
53 9,300,000 ..... (re. \$9,300,000)  
54

55 By chapter 50, section 1, of the laws of 2005, as added by chapter 62,  
56 section 1, of the laws of 2005:  
57 For services and expenses incurred for poll worker training and voter  
58 education efforts pursuant to a chapter of the laws of 2005 .....  
59 10,000,000 ..... (re. \$5,000,000)  
60  
61

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 181, section 20, of the laws of 2005, as amended by chapter  
2 55, section 3, of the laws of 2006:  
3 For services and expenses related to the purchase of new voting  
4 machines and voting systems for use by local boards of elections  
5 pursuant to the Help America Vote Act of 2002. Notwithstanding any  
6 other provision of law, such funds may only be expended in accord-  
7 ance with the provisions of this act related to the allocation of  
8 such funds and the procurement and purchase of voting systems and  
9 voting machines, including section ten of this act entitled "Formula  
10 for allocating Help America Vote Act money to local boards of  
11 election" and section twelve of this act entitled "Help America Vote  
12 Act voting machine and system implementation procurement process".  
13 Such moneys shall be payable on the audit and warrant of the state  
14 comptroller on vouchers certified or approved in the manner provided  
15 by law ... 190,000,000 ..... (re. \$10,000,000)

ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	Special Revenue Funds - Other .....	8,140,000
6		0
7	All Funds .....	8,140,000
8		0

9

10 SCHEDULE

11		
12	RESEARCH, DEVELOPMENT AND DEMONSTRATION PROGRAM .....	8,140,000
13		-----

14

15 Special Revenue Funds - Other  
 16 Miscellaneous Special Revenue Fund  
 17 Energy Research and Planning Account

18

19	Research, development and demonstration	
20	program grants .....	7,449,000
21	University of Rochester laboratory for laser	
22	energetics .....	691,000
23		-----

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	1,676,000	3,197,000
6		-----	-----
7	All Funds .....	1,676,000	3,197,000
8		=====	=====

9  
10 SCHEDULE

11  
12 AIR AND WATER QUALITY MANAGEMENT PROGRAM ..... 745,000  
13 -----

14  
15 General Fund  
16 Local Assistance Account

17  
18 For services and expenses of the following  
19 commissions notwithstanding any law to the  
20 contrary:

21		
22	The Interstate environmental commission ....	15,000
23	The Susquehanna river basin commission .....	372,000
24	The New England Interstate commission .....	38,000
25	The Delaware river basin commission .....	246,000
26	The Ohio river basin commission .....	14,000
27	The Great Lakes commission .....	60,000
28		-----

29  
30 SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM ..... 931,000  
31 -----

32  
33 General Fund  
34 Local Assistance Account

35  
36 For payment to Essex county under an agree-  
37 ment with the department of environmental  
38 conservation ..... 294,000

39 For payment to Hamilton county under an  
40 agreement with the department of environ-  
41 mental conservation ..... 147,000

42 For community impact research grants. Such  
43 grants shall be in an amount of up to  
44 \$50,000 for community groups for projects  
45 that address a community's exposure to  
46 multiple environmental harms and risks.  
47 Such projects shall include studies to  
48 investigate the environment, or related  
49 public health issues of the community.  
50 Projects shall include research that will  
51 be used to expand the knowledge or under-  
52 standing of the affected community. The  
53 results of the investigation shall be  
54 disseminated to members of the affected  
55 community. Community groups eligible for  
56 funding shall be located in the same area  
57 as the environmental and/or related public  
58 health issues to be addressed by the  
59 project. Such groups shall be primarily  
60 focused on addressing the environmental  
61 and/or related public health issues of the  
62 residents of the affected community and

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES 2012-13

1	shall be comprised primarily of members of	
2	the affected community .....	490,000
3		-----

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1  
2 AIR AND WATER QUALITY MANAGEMENT PROGRAM  
3  
4 General Fund  
5 Local Assistance Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For services and expenses of the following commissions notwithstanding  
9 any law to the contrary:  
10 The Susquehanna river basin commission ... 280,000 .... (re. \$280,000)  
11 The New England Interstate commission ... 30,000 ..... (re. \$30,000)  
12 The Delaware river basin commission ... 355,000 ..... (re. \$355,000)  
13 The Great Lakes commission ... 36,000 ..... (re. \$36,000)  
14  
15 SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM  
16  
17 General Fund  
18 Local Assistance Account  
19  
20 By chapter 53, section 1, of the laws of 2011:  
21 For payment to Essex county under an agreement with the department of  
22 environmental conservation ... 294,000 ..... (re. \$294,000)  
23 For payment to Hamilton county under an agreement with the department  
24 of environmental conservation ... 147,000 ..... (re. \$147,000)  
25 For community impact research grants. Such grants shall be in an  
26 amount of up to \$50,000 for community groups for projects that  
27 address a community's exposure to multiple environmental harms and  
28 risks. Such projects shall include studies to investigate the  
29 environment, or related public health issues of the community.  
30 Projects shall include research that will be used to expand the  
31 knowledge or understanding of the affected community. The results of  
32 the investigation shall be disseminated to members of the affected  
33 community. Community groups eligible for funding shall be located in  
34 the same area as the environmental and/or related public health  
35 issues to be addressed by the project. Such groups shall be  
36 primarily focused on addressing the environmental and/or related  
37 public health issues of the residents of the affected community and  
38 shall be comprised primarily of members of the affected community ..  
39 490,000 ..... (re. \$490,000)  
40 For community impact research grants. Such grants shall be in an  
41 amount of up to \$50,000 for community groups for projects that  
42 address a community's exposure to multiple environmental harms and  
43 risks. Such projects shall include studies to investigate the envi-  
44 ronment, or related public health issues of the community. Projects  
45 shall include research that will be used to expand the knowledge or  
46 understanding of the affected community. The results of the investi-  
47 gation shall be disseminated to members of the affected community.  
48 Community groups eligible for funding shall be located in the same  
49 area as the environmental and/or related public health issues to be  
50 addressed by the project. Such groups shall be primarily focused on  
51 addressing the environmental and/or related public health issues of  
52 the residents of the affected community and shall be comprised  
53 primarily of members of the affected community .....  
54 490,000 ..... (re. \$490,000)  
55  
56 By chapter 55, section 1, of the laws of 2009:  
57 For community impact research grants. Such grants shall be in an  
58 amount of up to \$50,000 for community groups for projects that  
59 address a community's exposure to multiple environmental harms and  
60 risks. Such projects shall include studies to investigate the envi-  
61 ronment, or related public health issues of the community. Projects  
62 shall include research that will be used to expand the knowledge or



DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 understanding of the affected community. The results of the investi-  
 2 gation shall be disseminated to members of the affected community.  
 3 Community groups eligible for funding shall be located in the same  
 4 area as the environmental and/or related public health issues to be  
 5 addressed by the project. Such groups shall be primarily focused on  
 6 addressing the environmental and/or related public health issues of  
 7 the residents of the affected community and shall be comprised  
 8 primarily of members of the affected community .....  
 9 490,000 ..... (re. \$490,000)

10  
 11 By chapter 55, section 1, of the laws of 2008:  
 12 For community impact research grants. Such grants shall be in an  
 13 amount of up to \$50,000 for community groups for projects that  
 14 address a community's exposure to multiple environmental harms and  
 15 risks. Such projects shall include studies to investigate the envi-  
 16 ronment, or related public health issues of the community. Projects  
 17 shall include research that will be used to expand the knowledge or  
 18 understanding of the affected community. The results of the investi-  
 19 gation shall be disseminated to members of the affected community.  
 20 Community groups eligible for funding shall be located in the same  
 21 area as the environmental and/or related public health issues to be  
 22 addressed by the project. Such groups shall be primarily focused on  
 23 addressing the environmental and/or related public health issues of  
 24 the residents of the affected community and shall be comprised  
 25 primarily of members of the affected community .....  
 26 490,000 ..... (re. \$335,000)

27  
 28 By chapter 55, section 1, of the laws of 2007, as amended by chapter 55,  
 29 section 1, of the laws of 2008:  
 30 For community impact research grants. Such grants shall be in an  
 31 amount of up to \$50,000 for community groups for projects that  
 32 address a community's exposure to multiple environmental harms and  
 33 risks. Such projects shall include studies to investigate the envi-  
 34 ronment, or related public health issues of the community. Projects  
 35 shall include research that will be used to expand the knowledge or  
 36 understanding of the affected community. The results of the investi-  
 37 gation shall be disseminated to members of the affected community.  
 38 Community groups eligible for funding shall be located in the same  
 39 area as the environmental and/or related public health issues to be  
 40 addressed by the project. Such groups shall be primarily focused on  
 41 addressing the environmental and/or related public health issues of  
 42 the residents of the affected community and shall be comprised  
 43 primarily of members of the affected community .....  
 44 490,000 ..... (re. \$250,000)

DEPARTMENT OF FAMILY ASSISTANCE  
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1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	415,502,999
6	Special Revenue Funds - Federal ....	2,359,787,000
7	Special Revenue Funds - Other .....	11,193,000
8		-----
9	All Funds .....	2,786,482,999
10		=====

11  
12 SCHEDULE

13  
14 CHILD CARE PROGRAM ..... 545,240,700

15  
16  
17 General Fund  
18 Local Assistance Account

19  
20 The money hereby appropriated is to be  
21 available for payment of state aid hereto-  
22 fore accrued or hereafter to accrue to  
23 municipalities. Subject to the approval of  
24 the director of the budget, the money  
25 hereby appropriated shall be available to  
26 the office net of disallowances, refunds,  
27 reimbursements and credits.

28 Notwithstanding any inconsistent provision  
29 of law, in lieu of payments authorized by  
30 the social services law, or payments of  
31 federal funds otherwise due to the local  
32 social services districts for programs  
33 provided under the federal social security  
34 act or the federal food stamp act, funds  
35 herein appropriated, in amounts certified  
36 by the state commissioner or the state  
37 commissioner of health as due from local  
38 social services districts each month as  
39 their share of payments made pursuant to  
40 section 367-b of the social services law  
41 may be set aside by the state comptroller  
42 in an interest-bearing account with such  
43 interest accruing to the credit of the  
44 locality in order to ensure the orderly  
45 and prompt payment of providers under  
46 section 367-b of the social services law  
47 pursuant to an estimate provided by the  
48 commissioner of health of each local  
49 social services district's share of  
50 payments made pursuant to section 367-b of  
51 the social services law.

52 Notwithstanding any inconsistent provision  
53 of law, the amount herein appropriated may  
54 be transferred to any other appropriation  
55 within the office of children and family  
56 services and/or the office of temporary  
57 and disability assistance and/or suballo-  
58 cated to the office of temporary and disa-  
59 bility assistance for the purpose of  
60 paying local social services districts'  
61 costs of the above program and may be

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1 increased or decreased by interchange with  
2 any other appropriation or with any other  
3 item or items within the amounts appropri-  
4 ated within the office of children and  
5 family services general fund - local  
6 assistance account with the approval of  
7 the director of the budget who shall file  
8 such approval with the department of audit  
9 and control and copies thereof with the  
10 chairman of the senate finance committee  
11 and the chairman of the assembly ways and  
12 means committee.

13 Notwithstanding any other provision of law,  
14 the money hereby appropriated, in combina-  
15 tion with the money appropriated in feder-  
16 al block grant, federal day care account,  
17 including any funds transferred or subal-  
18 located by the office of temporary and  
19 disability assistance special revenue  
20 funds - federal / aid to localities feder-  
21 al health and human services fund federal  
22 temporary assistance to needy families  
23 block grant funds at the request of local  
24 social services districts and, upon  
25 approval of the director of the budget,  
26 transfer of federal temporary assistance  
27 for needy families block grant funds made  
28 available from the New York works compli-  
29 ance fund program or otherwise specif-  
30 ically appropriated therefor, shall  
31 constitute the state block grant for child  
32 care. The money hereby appropriated is to  
33 be available to social services districts  
34 for child care assistance pursuant to  
35 title 5-C of article 6 of the social  
36 services law and shall be apportioned  
37 among the social services districts by the  
38 office according to an allocation plan  
39 developed by the office and submitted to  
40 the director of the budget for approval  
41 within 60 days of enactment of the budget.  
42 A district's block grant allocation,  
43 including any funds the office of tempo-  
44 rary and disability assistance transfers  
45 from a district's flexible fund for family  
46 services allocation to the state block  
47 grant for child care at the district's  
48 request, for a particular federal fiscal  
49 year is available only for child care  
50 assistance expenditures made during that  
51 federal fiscal year and which are claimed  
52 by March 31 of the year immediately  
53 following the end of that federal fiscal  
54 year. Notwithstanding any other provision  
55 of law, any claims for child care assist-  
56 ance made by a social services district  
57 for expenditures made during a particular  
58 federal fiscal year, other than claims  
59 made under title XX of the federal social  
60 security act and under the food stamp  
61 employment and training program, shall be

DEPARTMENT OF FAMILY ASSISTANCE  
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1 counted against the social services  
2 district's block grant allocation for that  
3 federal fiscal year.  
4 A social services district shall expend its  
5 allocation from the block grant in accord-  
6 ance with the applicable provisions in  
7 federal law and regulations relating to  
8 the federal funds included in the state  
9 block grant for child care and the regu-  
10 lations of the office of children and  
11 family services. Notwithstanding any other  
12 provision of law, each district's claims  
13 submitted under the state block grant for  
14 child care will be processed in a manner  
15 that maximizes the availability of federal  
16 funds and ensures that the district meets  
17 its maintenance of effort requirement in  
18 each applicable federal fiscal year ..... 230,662,700  
19 For services and expenses of the civil  
20 service employees association, Local 1000,  
21 AFSCME, AFL-CIO to establish and operate a  
22 quality grant program for licensed group  
23 family day care home and registered family  
24 day care home providers outside the city  
25 of New York; provided however, that,  
26 pursuant to a request by the civil  
27 services association, the funds may be  
28 made available to CSEA Workers' Opportu-  
29 nity Resources and Knowledge Institute  
30 (CSEA WORK Institute), or other adminis-  
31 trator designated by the union to adminis-  
32 ter and implement the program for the  
33 union ..... 3,735,000  
34 For services and expenses of child care  
35 services provided to children of migrant  
36 workers in programs operated by non-profit  
37 organizations under contract with the  
38 department of agriculture and markets to  
39 provide such care ..... 1,754,000  
40 -----  
41 Program account subtotal ..... 236,151,700  
42 -----  
43  
44 Special Revenue Funds - Federal  
45 Federal Health and Human Services Fund  
46 Federal Day Care Account  
47  
48 For services and expenses related to the  
49 child care block grant.  
50 Notwithstanding any inconsistent provision  
51 of law, in lieu of payments authorized by  
52 the social services law, or payments of  
53 federal funds otherwise due to the local  
54 social services districts for programs  
55 provided under the federal social security  
56 act or the federal food stamp act, funds  
57 herein appropriated, in amounts certified  
58 by the state commissioner or the state  
59 commissioner of health as due from local  
60 social services districts each month as  
61 their share of payments made pursuant to

DEPARTMENT OF FAMILY ASSISTANCE  
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1 section 367-b of the social services law  
2 may be set aside by the state comptroller  
3 in an interest-bearing account with such  
4 interest accruing to the credit of the  
5 locality in order to ensure the orderly  
6 and prompt payment of providers under  
7 section 367-b of the social services law  
8 pursuant to an estimate provided by the  
9 commissioner of health of each local  
10 social services district's share of  
11 payments made pursuant to section 367-b of  
12 the social services law.

13 Funds appropriated herein shall be available  
14 for aid to municipalities, for services  
15 and expenses under the child care block  
16 grant and for payments to the federal  
17 government for expenditures made pursuant  
18 to the social services law and the state  
19 plan for individual and family grant  
20 program under the disaster relief act of  
21 1974.

22 Such funds are to be available for payment  
23 of aid, services and expenses heretofore  
24 accrued or hereafter to accrue to munici-  
25 palities. Subject to the approval of the  
26 director of the budget, such funds shall  
27 be available to the office net of disal-  
28 lowances, refunds, reimbursements, and  
29 credits.

30 Notwithstanding any inconsistent provision  
31 of law, the amount herein appropriated may  
32 be transferred to any other appropriation  
33 within the office of children and family  
34 services and/or the office of temporary  
35 and disability assistance and/or suballo-  
36 cated to the office of temporary and disa-  
37 bility assistance for the purpose of  
38 paying local social services districts'  
39 costs of the above program and may be  
40 increased or decreased by interchange with  
41 any other appropriation or with any other  
42 item or items within the amounts appropri-  
43 ated within the office of children and  
44 family services general fund - local  
45 assistance account or special revenue  
46 funds federal/state operations federal day  
47 care account with the approval of the  
48 director of the budget who shall file such  
49 approval with the department of audit and  
50 control and copies thereof with the chair-  
51 man of the senate finance committee and  
52 the chairman of the assembly ways and  
53 means committee.

54 Notwithstanding any other provision of law,  
55 the money hereby appropriated including  
56 any funds transferred by the office of  
57 temporary and disability assistance  
58 special revenue funds - federal / aid to  
59 localities federal health and human  
60 services fund, federal temporary assist-  
61 ance to needy families block grant funds

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## AID TO LOCALITIES 2012-13

1 at the request of local social services  
2 districts and, upon approval of the direc-  
3 tor of the budget, transfer of federal  
4 temporary assistance for needy families  
5 block grant funds made available from the  
6 New York works compliance fund program or  
7 otherwise specifically appropriated there-  
8 for, in combination with the money appro-  
9 priated in the general fund / aid to  
10 localities local assistance account,  
11 appropriated for the state block grant for  
12 child care shall constitute the state  
13 block grant for child care.

14 Of the amounts appropriated herein, up to  
15 \$216,755,000 of the state block grant for  
16 child care may be used for child care  
17 assistance pursuant to title 5-C of arti-  
18 cle 6 of the social services law. The  
19 funds that are to be available to social  
20 services districts for child care assist-  
21 ance shall be apportioned among the social  
22 services districts by the office according  
23 to the allocation plan developed by the  
24 office and submitted to the director of  
25 the budget for approval within 60 days of  
26 enactment of the budget. A district's  
27 block grant allocation, including any  
28 funds the office of temporary and disabil-  
29 ity assistance transfers from a district's  
30 flexible fund for family services allo-  
31 cation to the state block grant for child  
32 care at the district's request, for a  
33 particular federal fiscal year is avail-  
34 able only for child care assistance  
35 expenditures made during that federal  
36 fiscal year and which are claimed by March  
37 31 of the year immediately following the  
38 end of that federal fiscal year. Notwith-  
39 standing any other provision of law, any  
40 claims for child care assistance made by a  
41 social services district for expenditures  
42 made during a particular federal fiscal  
43 year, other than claims made under title  
44 XX of the federal social security act and  
45 under the food stamp employment and train-  
46 ing program, shall be counted against the  
47 social services district's block grant  
48 allocation for that federal fiscal year.

49 A social services district shall expend its  
50 allocation from the block grant in accord-  
51 ance with the applicable provisions in  
52 federal law and regulations relating to  
53 the federal funds included in the state  
54 block grant for child care and the regu-  
55 lations of the office of children and  
56 family services. Notwithstanding any other  
57 provision of law, each district's claims  
58 submitted under the state block grant for  
59 child care will be processed in a manner  
60 that maximizes the availability of federal  
61 funds and ensures that the district meets

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1 its maintenance of effort requirement in  
2 each applicable federal fiscal year. Funds  
3 appropriated herein shall be subject to  
4 the amount awarded in federal grant fund-  
5 ing.

6 Of the amounts appropriated herein, up to  
7 \$38,332,000 of the funds may be available  
8 for funding to social services districts  
9 for child care assistance should addi-  
10 tional health and human services funding  
11 be available.

12 Of the amounts appropriated herein, up to  
13 \$22,034,000 may be available for services  
14 and expenses for the operation and coordi-  
15 nation of child care resource and referral  
16 agencies. Such funds are to be available  
17 pursuant to a plan prepared by the office  
18 of children and family services and  
19 approved by the director of the budget to  
20 continue existing programs with existing  
21 contractors that are satisfactorily  
22 performing as determined by the office of  
23 children and family services, to award new  
24 contracts to not-for-profit organizations  
25 to continue programs where the existing  
26 contractors are not satisfactorily  
27 performing as determined by the office of  
28 children and family services and/or to  
29 award new contracts to not-for-profit  
30 organizations through a competitive proc-  
31 ess.

32 Of the amounts appropriated herein, up to  
33 \$6,125,000 may be available for services  
34 and expenses for the operation and coordi-  
35 nation of legally exempt enrollment agen-  
36 cies located in the city of New York.  
37 Such funds are to be available pursuant to  
38 a plan prepared by the office of children  
39 and family services and approved by the  
40 director of the budget to continue exist-  
41 ing programs with existing contractors  
42 that are satisfactorily performing as  
43 determined by the office of children and  
44 family services, to award new contracts to  
45 not-for-profit organizations to continue  
46 programs where the existing contractors  
47 are not satisfactorily performing as  
48 determined by the office of children and  
49 family services and/or to award new  
50 contracts to not-for-profit organizations  
51 through a competitive process.

52 Of the amounts appropriated herein, up to  
53 \$1,100,000 may be available for services  
54 and expenses for the operation of  
55 infant/toddler resource centers. Such  
56 funds are to be available pursuant to a  
57 plan prepared by the office of children  
58 and family services and approved by the  
59 director of the budget to continue exist-  
60 ing programs with existing contractors  
61 that are satisfactorily performing as

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1 determined by the office of children and  
2 family services, to award new contracts to  
3 not-for-profit organizations to continue  
4 programs where the existing contractors  
5 are not satisfactorily performing as  
6 determined by the office of children and  
7 family services and/or to award new  
8 contracts to not-for-profit organizations  
9 through a competitive process.

10 Of the amounts appropriated herein, up to  
11 \$6,434,000 may be available for services  
12 and expenses of child care provider train-  
13 ing.

14 Of the amounts appropriated herein, up to  
15 \$10,240,000 may be available for services  
16 and expenses of child care scholarships  
17 education and ongoing professional devel-  
18 opment.

19 Of the amounts appropriated herein, up to  
20 \$2,000,000 may be available for services  
21 and expenses of the development and main-  
22 tenance of automated systems in support of  
23 licensing and oversight of child day care  
24 providers.

25 Of the amounts appropriated herein, up to  
26 \$586,000 may be available for services and  
27 expenses to make awards through a compet-  
28 itive grant process for start-up expenses  
29 and for the promotion of child health and  
30 safety, including equipment and minor  
31 renovations.

32 Of the amounts appropriated herein, up to  
33 \$300,000 may be available for services and  
34 expenses for the establishment and/or  
35 operation of child care services in the  
36 state's courts.

37 Of the amounts appropriated herein, up to  
38 \$2,020,000 may be available for services  
39 and expenses of subsidy and quality activ-  
40 ities at the state university of New York  
41 including community colleges and state  
42 operated campuses.

43 Of the amounts appropriated herein, up to  
44 \$2,020,000 may be available for services  
45 and expenses of subsidy and quality activ-  
46 ities at the city university of New York,  
47 including community colleges and senior  
48 colleges.

49 Of the amounts appropriated herein, up to  
50 \$750,000 may be available for services and  
51 expenses of child care services provided  
52 to children of migrant workers in programs  
53 operated by non-profit organizations under  
54 contract with the department of agricul-  
55 ture and markets to provide such care.

56 Of the amount appropriated herein, up to  
57 \$50,000 may be available for services and  
58  
59



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1	expenses of conducting a market rate	
2	survey .....	308,746,000
3		-----
4	Program account subtotal .....	308,746,000
5		-----
6		
7	Special Revenue Funds - Other	
8	Miscellaneous Special Revenue Fund	
9	Quality Child Care and Protection Account	
10		
11	For services and expenses related to admin-	
12	istering the "quality child care and	
13	protection act" specifically, the	
14	provision of grants to child day care	
15	providers for health and safety purposes,	
16	for training of child day care provider	
17	staff and other activities to increase the	
18	availability and/or quality of child care	
19	programs. No expenditure shall be made	
20	from this account until an expenditure	
21	plan has been approved by the director of	
22	the budget .....	343,000
23		-----
24	Program account subtotal .....	343,000
25		-----
26		
27	FAMILY AND CHILDREN'S SERVICES PROGRAM .....	2,694,749,550
28		-----
29		
30	General Fund	
31	Local Assistance Account	
32		
33	Notwithstanding any inconsistent provision	
34	of law, the amount appropriated herein,	
35	shall be available under a foster care	
36	block grant for state reimbursement of	
37	eligible social services district expendi-	
38	tures for the provision and administration	
39	of foster care services including care,	
40	maintenance, supervision, and tuition; for	
41	supervision of foster children placed in	
42	federally funded job corps programs; for	
43	care, maintenance, supervision, and	
44	tuition for adjudicated juvenile delin-	
45	quents and persons in need of supervision	
46	placed in residential programs operated by	
47	authorized agencies and in out-of-state	
48	residential programs; and for the	
49	provision and administration of the	
50	kinship guardian assistance program	
51	including kinship guardianship assistance	
52	payments and payments for non-recurring	
53	guardianship expenses.	
54	Notwithstanding any other provision of law,	
55	a portion of the funds are available to	
56	reimburse social services districts for	
57	the change in the maximum state aid rates	
58	established by the office of children and	
59	family services for the 2012-13 rate year	
60	pursuant to section 398-a of the social	
61	services law and sections 4003 and 4405 of	

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1 the education law to reflect the continua-  
2 tion of the cost of living adjustments  
3 that became effective April 1, 2008 for  
4 payments made to foster parents and for  
5 salary and fringe benefit costs and other  
6 critical nonpersonal services costs for  
7 foster care programs as determined by the  
8 office. Social services districts must  
9 adjust the amount of payments made for  
10 care provided by congregate care and  
11 foster boarding home programs and to  
12 foster parents to reflect the cost of  
13 living adjustments in the manner specified  
14 by the office. Each authorized agency  
15 operating a congregate care or foster  
16 boarding home program in New York state  
17 for which the office sets a maximum state  
18 aid rate pursuant to section 398-a of the  
19 social services law or section 4003 or  
20 4405 of the education law shall submit, at  
21 the time and in a manner to be determined  
22 by the office, a written certification,  
23 attesting that the funds received for the  
24 continuation of the cost of living adjust-  
25 ment to the maximum state aid rate that  
26 became effective April 1, 2008 for that  
27 program will be or were used solely in  
28 accordance with the requirements of the  
29 cost of living adjustment established by  
30 the office. Notwithstanding any incon-  
31 sistent provision of law, including  
32 section 1 of part C of chapter 57 of the  
33 laws of 2006, as amended by section 1 of  
34 part F of chapter 59 of the laws of 2011,  
35 for the period commencing on April 1, 2012  
36 and ending March 31, 2013 the commissioner  
37 shall not apply any new cost of living  
38 adjustment authorized by section 1 of part  
39 C of chapter 57 of the laws of 2006, as  
40 amended by section 1 of part F of chapter  
41 59 of the laws of 2011, for the purpose of  
42 establishing rates of payments, contracts  
43 or any other form of reimbursement.

44 Within the amounts appropriated herein,  
45 state reimbursement to each social  
46 services district for services identified  
47 herein that are otherwise reimbursable by  
48 the state from April 1, 2012 through March  
49 31, 2013 shall be limited to a district  
50 allocation, hereinafter referred to as the  
51 district's block grant allocation.  
52 Notwithstanding any other provision of  
53 law, such block grant allocation shall be  
54 based, in part, on each district's claims  
55 for such costs, adjusted by the applicable  
56 cost allocation methodology and net of any  
57 retroactive payments for the 12 month  
58 period ending June 30, 2011 that are  
59 submitted on or before January 3, 2012  
60 and, in part, on such other factors as  
61 determined by the office of children and

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1 family services and approved by the  
2 director of the budget. Any portion of a  
3 social services district's allocation from  
4 funds appropriated herein not claimed by  
5 such district during the state fiscal year  
6 may be used by such district for  
7 expenditures on preventive services  
8 provided pursuant to section 409-a of the  
9 social services law, independent living  
10 services and aftercare services provided  
11 pursuant to regulations of the department  
12 of family assistance, claimed by such  
13 district during the next state fiscal year  
14 up to the amount remaining from the  
15 district's foster care block grant  
16 allocation, provided however, that any  
17 claims for such services during the next  
18 state fiscal year in excess of such amount  
19 shall be subject to 62 percent state  
20 reimbursement exclusive of any federal  
21 funds made available for such purposes, in  
22 accordance with directives of the  
23 department of family assistance and  
24 subject to the approval of the director of  
25 the budget. Any claims submitted by a  
26 social services district for reimbursement  
27 for a particular state fiscal year for  
28 which the social services district does  
29 not receive state or federal reimbursement  
30 during that state fiscal year may not be  
31 claimed against that district's block  
32 grant apportionment for the next state  
33 fiscal year.

34 The office of children and family services,  
35 with the approval of the director of the  
36 budget, may reduce a district's block  
37 grant allocation by the state share  
38 decrease related to federal retroactive  
39 reimbursement for such foster care  
40 services identified herein. The office,  
41 with the approval of the director of the  
42 budget, may reduce a district's block  
43 grant allocation by the state share of  
44 disallowances or sanctions taken against  
45 the district pursuant to the social  
46 services law or federal law.

47 Notwithstanding any other provision of law,  
48 the state shall not be responsible for  
49 reimbursing a social services district and  
50 a district shall not seek state reimburse-  
51 ment for any portion of any state disal-  
52 lowance or sanction taken against the  
53 social services district, or any federal  
54 disallowance attributable to final federal  
55 agency decisions or to settlement made, on  
56 or after July 1, 1995, when such disallow-  
57 ance or sanction results from the failure  
58 of the social services district to comply  
59 with federal or state requirements,  
60 including, but not limited to, failure to  
61 document eligibility for federal or state

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1 funds in the case record; provided, howev-  
2 er, if the office determines that any  
3 federal disallowance for services provided  
4 between January 1, 1999 and May 31, 1999  
5 results solely from the late enactment of  
6 the state legislation implementing the  
7 federal adoption and safe families act,  
8 the state shall be solely responsible for  
9 the full amount of the disallowance or  
10 sanction; provided, further, however, this  
11 provision shall be deemed to apply both  
12 prospectively and retroactively regardless  
13 of whether such sanctions or disallowances  
14 are for services provided or claims made  
15 prior to or after April 1, 2012.

16 Notwithstanding any other provision of law,  
17 any federal disallowance resulting from a  
18 federal title IV-E eligibility review or  
19 audit that uses extrapolated statistic  
20 techniques shall be passed along by the  
21 state to any and all social services  
22 districts that the office of children and  
23 family services has determined have not  
24 complied with the title IV-E eligibility  
25 requirements or have not taken the neces-  
26 sary actions to ensure compliance with  
27 such requirements including, but not  
28 limited to, failing to: assess and fully  
29 document all the criteria and have readily  
30 available all the necessary documents to  
31 establish and continue title IV-E eligi-  
32 bility for all title IV-E eligible chil-  
33 dren within the required time frames;  
34 claim title IV-E funding only for cases  
35 that meet all of the title IV-E eligibil-  
36 ity criteria; and fully implement the  
37 social services payment system on or  
38 before April 1, 2005 for all direct and  
39 voluntary agency foster care services.

40 Notwithstanding any law to the contrary, the  
41 office of children and family services  
42 shall impose on social services districts  
43 any federal disallowance issued against  
44 the state as a result of a federal title  
45 IV-E secondary eligibility review regard-  
46 less of the date the children may have  
47 entered foster care, the date the eligi-  
48 bility or payment errors occurred, or the  
49 filing date of any federal claims for  
50 reimbursement; provided, however, that the  
51 state shall be responsible for the disal-  
52 lowed costs and expenditures related to  
53 the placement of children in a facility  
54 operated by the office of children and  
55 family services, which shall be determined  
56 in the same manner as the disallowed costs  
57 and expenditures for social services  
58 districts other than the city of New York.  
59 In order to reimburse the federal govern-  
60 ment for the full amount of any disallow-  
61 ance imposed on the state by the federal

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1 administration for children and families  
2 within the timeframes necessary to avoid  
3 any potential interest payments on such  
4 amount, the office of children and family  
5 services is authorized to immediately  
6 offset funds otherwise due to each  
7 district for a pro rata share of the total  
8 disallowed costs based on the percentage  
9 of applicable federal title IV-E claims  
10 made by that district for the relevant  
11 time period as compared to the total  
12 applicable statewide title IV-E claims.  
13 The amount of the offset against each  
14 district will be adjusted, if necessary,  
15 upon completion of the disallowance allo-  
16 cation process. The final allocation of  
17 the amount of any federal disallowance  
18 resulting from a title IV-E secondary  
19 eligibility review shall be allocated  
20 among the districts so that each district  
21 shall be responsible for the amount  
22 attributable to each of the district's  
23 children or cases that are determined by  
24 the federal review to be unallowable. Each  
25 district shall also be responsible for a  
26 portion of the federal extrapolated disal-  
27 lowance amount based on the relative error  
28 rate for the district. The city of New  
29 York's error rate will be based on the  
30 federal sample and federal statistics. For  
31 all social services districts other than  
32 the city of New York, the error rate will  
33 be based on a review conducted by the  
34 district of a sample of children and/or  
35 cases determined by the office of children  
36 and family services and a re-review of a  
37 sub-sample by the office of those children  
38 and/or cases determined by the office. The  
39 office of children and family services  
40 will determine what is reasonable in  
41 establishing the size of the sample and  
42 sub-sample for each district. The office  
43 of children and family services shall  
44 notify each social services district of  
45 the sample of children and/or cases from  
46 the federal audit period that the social  
47 services district must review. Any child  
48 or case from the social services district  
49 that was included in the federal sample  
50 will automatically be included in the  
51 social services district's review sample  
52 and the determination made at the federal  
53 review regarding that child or case will  
54 govern for the purposes of the social  
55 services district's review. The social  
56 services district must complete and submit  
57 the results of its review to the office of  
58 children and family services within 60  
59 days of receipt of the sample. The error  
60 rate for the district will be based on the  
61 findings of the district's review and the

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1 office of children and family services'  
2 re-review. If a social services district  
3 does not complete its review within 60  
4 days of receiving the sample from the  
5 office of children and family services,  
6 the office of children and family services  
7 shall assign an error rate to the social  
8 services district based on the relative  
9 percentage of the district's applicable  
10 title IV-E claims for the relevant period  
11 as compared to applicable statewide title  
12 IV-E claims for that period and other  
13 circumstances that the office of children  
14 and family services may consider in order  
15 to allocate 100 percent of the federal  
16 disallowance. The office of children and  
17 family services shall apply each social  
18 services district's error rate to the  
19 total amount of the district's applicable  
20 title IV-E claims including associated  
21 administrative expenses. The resulting  
22 dollar amounts for all of the social  
23 services districts will be summed to  
24 derive the total amount of title IV-E  
25 claims deemed to be in error statewide. To  
26 establish a disallowance percentage for  
27 each social services district, the amount  
28 of the district's title IV-E claims deemed  
29 to be in error will be divided by the  
30 amount of statewide title IV-E claims  
31 deemed to be in error. The resulting  
32 disallowance percentage for each district  
33 will be applied to the entire title IV-E  
34 extrapolated disallowance calculated by  
35 the federal review to determine the amount  
36 of the extrapolated disallowance for which  
37 the district is responsible. Each district  
38 will be credited for the amount already  
39 disallowed for any individual children or  
40 cases found to be in error during the  
41 federal review. The exclusive appeal  
42 rights for the review of the amount of the  
43 federal disallowance assigned to each  
44 social services district shall be pursuant  
45 to article 78 of the civil practice laws  
46 and rules; provided, however, that in any  
47 such action all of the social services  
48 districts shall be joined as necessary  
49 parties and the venue of any such action  
50 shall be in Rensselaer county. Any social  
51 services district that fails to complete  
52 its sample review in the required time  
53 frames shall have no right to appeal and  
54 shall not be a necessary party to any  
55 action brought by another social services  
56 district.

57 The money hereby appropriated is to be  
58 available for payment of state aid hereto-  
59 fore accrued or hereafter to accrue to  
60 municipalities. Subject to the approval of  
61 the director of the budget, the money

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1 hereby appropriated shall be available to  
2 the office net of disallowances, refunds,  
3 reimbursements, and credits.  
4 Notwithstanding any inconsistent provision  
5 of law, the amount herein appropriated may  
6 be transferred to any other appropriation  
7 within the office of children and family  
8 services and/or the office of temporary  
9 and disability assistance and/or suballo-  
10 cated to the office of temporary and disa-  
11 bility assistance for the purpose of  
12 paying local social services districts'  
13 costs of the above program and may be  
14 increased or decreased by interchange with  
15 any other appropriation or with any other  
16 item or items within the amounts appropri-  
17 ated within the office of children and  
18 family services general fund - local  
19 assistance account with the approval of  
20 the director of the budget who shall file  
21 such approval with the department of audit  
22 and control and copies thereof with the  
23 chairman of the senate finance committee  
24 and the chairman of the assembly ways and  
25 means committee.  
26 Notwithstanding any inconsistent provision  
27 of law, in lieu of payments authorized by  
28 the social services law, or payments of  
29 federal funds otherwise due to the local  
30 social services districts for programs  
31 provided under the federal social security  
32 act or the federal food stamp act, funds  
33 herein appropriated, in amounts certified  
34 by the state comptroller or the state  
35 commissioner of health as due from local  
36 social services districts each month as  
37 their share of payments made pursuant to  
38 section 367-b of the social services law  
39 may be set aside by the state comptroller  
40 in an interest bearing account with such  
41 interest accruing to the credit of the  
42 locality in order to ensure the orderly  
43 and prompt payment of providers under  
44 section 367-b of the social services law  
45 pursuant to an estimate provided by the  
46 commissioner of health of each local  
47 social services district's share of  
48 payments made pursuant to section 367-b of  
49 the social services law.  
50 Notwithstanding the provisions of any other  
51 law to the contrary, the office of chil-  
52 dren and family services may, on behalf of  
53 social services districts, make payments  
54 to foster boarding homes paid directly by  
55 social services districts by direct depos-  
56 it or debit card. Local social services  
57 districts shall reimburse the office for  
58 the costs of administering such direct  
59 deposit or debit card payments.  
60 Notwithstanding any inconsistent provision  
61 of the social services law or the state

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1 finance law, the office of children and  
2 family services shall, on a quarterly  
3 basis, request that the office of tempo-  
4 rary and disability assistance reimburse  
5 the office of children and family services  
6 for the non-federal share of the costs of  
7 administering such direct deposit or debit  
8 card payments to capture the local share  
9 of such costs.

10 Notwithstanding any other provision of law,  
11 if a social services district fails to  
12 provide reimbursement to the office of  
13 children and family services pursuant to  
14 section 529 of the executive law within 60  
15 days of receiving a bill for services  
16 under such section, or by the date certain  
17 set by such office for providing  
18 reimbursement, whichever is later, the  
19 offices of the department of family  
20 assistance are authorized to exercise the  
21 state's set-off rights by withholding any  
22 amounts due and owing to such district  
23 under this appropriation, up to such  
24 amounts due and owing to the state under  
25 section 529 of the executive law and  
26 transferring such funds to the miscella-  
27 neous special revenue fund youth facility  
28 per diem account (YF) .....

436,002,000

29 Notwithstanding any inconsistent provision  
30 of law, the amount appropriated herein  
31 shall be made available to reimburse 62  
32 percent of eligible social services  
33 district expenditures that are claimed by  
34 March 31, 2013 for child welfare services  
35 which shall include and be limited to  
36 preventive services provided pursuant to  
37 section 409-a of the social services law  
38 other than community optional preventive  
39 services, child protective services,  
40 independent living services, after-care  
41 services as defined in regulations of the  
42 department of family assistance, and  
43 adoption administration and services,  
44 other than adoption subsidies provided  
45 pursuant to title 9 of article 6 of the  
46 social services law and regulations of the  
47 department of family assistance incurred  
48 on or after October 1, 2011 and before  
49 October 1, 2012 and that are otherwise  
50 reimbursable by the state on or after  
51 April 1, 2012, after first deducting  
52 therefrom any federal funds properly  
53 received or to be received on account  
54 thereof upon certification by the social  
55 services district that it will not be  
56 using these funds to supplant other state  
57 and local funds and that the district will  
58 not submit claims for reimbursement under  
59 this appropriation for the same type and  
60 level of services that the county  
61 previously provided and claimed under any



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1 contract in existence on October 1, 2002  
2 as other than child protective,  
3 preventive, independent living, after care  
4 or adoption services or adoption  
5 administration.

6 The money hereby appropriated is to be  
7 available for payment of state aid hereto-  
8 fore accrued or hereafter to accrue to  
9 municipalities. Subject to the approval of  
10 the director of the budget, the money  
11 hereby appropriated shall be available to  
12 the office net of disallowances, refunds,  
13 reimbursements, and credits; provided,  
14 however, that notwithstanding any other  
15 provision of law, for a district to  
16 receive reimbursement for such services,  
17 the amount of funds that the district  
18 expends on such services from its flexible  
19 fund for family services allocation and  
20 any flexible fund for family services  
21 funds transferred at the district's  
22 request to the title XX social services  
23 block grant must, to the extent that fami-  
24 lies are eligible therefore, be equal to  
25 or greater than the district's portion of  
26 the \$342,322,341 statewide child welfare  
27 threshold amount, which shall be estab-  
28 lished pursuant to a formula developed by  
29 the office of temporary and disability  
30 assistance and the office of children and  
31 family services and approved by the direc-  
32 tor of the budget.

33 Notwithstanding any other provision of law,  
34 selected social services districts may  
35 authorize the office of temporary and  
36 disability assistance to intercept a  
37 portion of the funds on behalf of the  
38 office of children and family services  
39 otherwise due to the districts under this  
40 appropriation and/or under any other  
41 general fund - aid to localities appropri-  
42 ation available to such districts to  
43 suballocate to the office of mental health  
44 and subsequently for suballocation from  
45 the office of mental health to the depart-  
46 ment of health to use for the 38.9 percent  
47 of the non-federal share of the medical  
48 assistance payments for home and community  
49 based waiver services provided in accord-  
50 ance with subdivision 9 of section 366 of  
51 the social services law as authorized by  
52 such selected social services districts  
53 which choose to use preventive services  
54 funds to support such costs.

55 Notwithstanding any other provision of law,  
56 social services districts may authorize  
57 the office of temporary and disability  
58 assistance to intercept a portion of the  
59 funds on behalf of the office of children  
60 and family services otherwise due to the  
61 districts under this appropriation and/or

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1 under any other general fund - aid to  
2 localities appropriation available to such  
3 districts to transfer to any miscellaneous  
4 special revenue fund available to the  
5 office of children and family services to  
6 use for the local share of the federal  
7 funds available for education and training  
8 vouchers provided in accordance with  
9 section 477 of title IV-E of the social  
10 security act as authorized by such social  
11 services districts which choose to use  
12 funds to support such costs.

13 Notwithstanding any inconsistent provision  
14 of law, the amount herein appropriated may  
15 be transferred to any other appropriation  
16 within the office of children and family  
17 services and/or the office of temporary  
18 and disability assistance and/or suballo-  
19 cated to the office of temporary and disa-  
20 bility assistance for the purpose of  
21 paying local social services districts'  
22 costs of the above program and may be  
23 increased or decreased by interchange with  
24 any other appropriation or with any other  
25 item or items within the amounts appropri-  
26 ated within the office of children and  
27 family services general fund - local  
28 assistance account with the approval of  
29 the director of the budget who shall file  
30 such approval with the department of audit  
31 and control and copies thereof with the  
32 chairman of the senate finance committee  
33 and the chairman of the assembly ways and  
34 means committee.

35 Notwithstanding any inconsistent provision  
36 of law, in lieu of payments authorized by  
37 the social services law, or payments of  
38 federal funds otherwise due to the local  
39 social services districts for programs  
40 provided under the federal social security  
41 act or the federal food stamp act, funds  
42 herein appropriated, in amounts certified  
43 by the state comptroller or the state  
44 commissioner of health as due from local  
45 social services districts each month as  
46 their share of payments made pursuant to  
47 section 367-b of the social services law  
48 may be set aside by the state comptroller  
49 in an interest bearing account with such  
50 interest accruing to the credit of the  
51 locality in order to ensure the orderly  
52 and prompt payment of providers under  
53 section 367-b of the social services law  
54 pursuant to an estimate provided by the  
55 commissioner of health of each local  
56 social services district's share of  
57 payments made pursuant to section 367-b of  
58 the social services law.

59 Notwithstanding the provisions of any other  
60 law to the contrary, the office of chil-  
61 dren and family services may, on behalf of

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1 local social services districts, make  
2 payments for adoption subsidies by direct  
3 deposit or debit card. Local social  
4 services districts shall reimburse the  
5 office for the costs of administering such  
6 direct deposit or debit card payments.

7 Notwithstanding any inconsistent provision  
8 of the social services law or the state  
9 finance law, the office of children and  
10 family services shall, on a quarterly  
11 basis, request that the office of tempo-  
12 rary and disability assistance reimburse  
13 the office of children and family services  
14 in an amount equal to 38 percent of the  
15 non-federal share of the costs of adminis-  
16 tering such direct deposit or debit card  
17 payments to capture the local share of  
18 such costs.

19 Notwithstanding any other provision of law,  
20 the office of children and family services  
21 shall reissue per diem rates, required  
22 pursuant to section 529 of the executive  
23 law, for calendar years 2002 through 2009  
24 to remove any adjustments to the costs  
25 included in determining such rates to  
26 reflect any changes in federal funding  
27 made available to the office or to local  
28 social services districts for such costs  
29 and, provided further, the office shall  
30 not include any such adjustments in per  
31 diem rates established hereafter.

32 All reimbursement made by local social  
33 services districts for care, maintenance  
34 and supervision under this section shall  
35 be paid directly to the state through the  
36 office of children and family services for  
37 deposit into a miscellaneous special  
38 revenue fund known as the youth facility  
39 per diem account.

40 Notwithstanding any other provision of law,  
41 if a social services district fails to  
42 provide reimbursement to the office of  
43 children and family services pursuant to  
44 section 529 of the executive law within 60  
45 days of receiving a bill for services  
46 under such section, or by the date certain  
47 set by such office for providing  
48 reimbursement, whichever is later, the  
49 offices of the department of family  
50 assistance are authorized to exercise the  
51 state's set-off rights by withholding any  
52 amounts due and owing to such district  
53 under this appropriation, up to such  
54 amounts due and owing to the state under  
55 section 529 of the executive law and  
56 transferring such funds to the miscella-  
57 neous special revenue fund youth facility  
58 per diem account (YF) ..... 635,073,000

59 Notwithstanding any other provision of law,  
60 the amount appropriated herein shall be  
61 available to reimburse for 98 percent of

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1 65 percent of eligible social services  
2 district expenditures that are claimed by  
3 March 31, 2013 for those community preven-  
4 tive services provided from October 1,  
5 2011 through September 30, 2012 at a cost  
6 that does not exceed the cost that was in  
7 effect on October 1, 2008 and that a  
8 social services district can demonstrate  
9 had been approved by the office of chil-  
10 dren and family services on or before  
11 October 1, 2008; provided, however, that  
12 should insufficient funds be available to  
13 provide state reimbursement for 98 percent  
14 of 65 percent of such costs, reimbursement  
15 shall be made proportionally to each  
16 district based on the percentage of their  
17 total eligible claims to the amount appro-  
18 priated; and, provided further, however,  
19 that if the amount appropriated exceeds  
20 the amount of funds necessary to reimburse  
21 98 percent of 65 percent of the eligible  
22 social services district expenditures, the  
23 office may, to the extent funds are avail-  
24 able, provide reimbursement for 98 percent  
25 of 65 percent of eligible social services  
26 district expenditures for new community  
27 preventive services programs approved by  
28 the office and only up to the amounts  
29 approved by the office. A local social  
30 services district seeking federal and/or  
31 state reimbursement for community preven-  
32 tive services provided on or after October  
33 1, 2010 must submit claims that separately  
34 identify the costs of such services in a  
35 form and manner and at such times as are  
36 required by the department of family  
37 assistance and that information regarding  
38 outcome based measures that demonstrate  
39 quality of services provided and program  
40 effectiveness be submitted to the office  
41 of children and family services in a form  
42 and manner and at such times as required  
43 by the office. Of the amount appropriated  
44 herein, up to \$1 million may be used to  
45 provide additional funding to an eligible  
46 program or programs with evaluation  
47 results that show program effectiveness  
48 and demonstrate private monetary support  
49 as determined by the office of children  
50 and family services and approved by the  
51 director of the budget ..... 12,124,750

52 Notwithstanding any other provision of law,  
53 for suballocation to the office of mental  
54 health and subsequently for suballocation  
55 from the office of mental health to the  
56 department of health for 94 percent of 65  
57 percent of the nonfederal share of medical  
58 assistance payments for home and community  
59 based waiver services provided in accord-  
60 ance with subdivision 9 of section 366 of  
61 the social services law as authorized by

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1 selected social services districts which  
2 choose to use preventive services funds to  
3 support such costs and to authorize the  
4 office of temporary and disability assist-  
5 ance to intercept funds otherwise due to  
6 the districts to provide the 38.9 percent  
7 local share of such preventive services  
8 expenditures.

9 Notwithstanding any inconsistent provision  
10 of law, including section 1 of part C of  
11 chapter 57 of the laws of 2006, as amended  
12 by section 1 of part F of chapter 59 of  
13 the laws of 2011, for the period  
14 commencing on April 1, 2012 and ending  
15 March 31, 2013 the commissioner shall not  
16 apply any new cost of living adjustment  
17 authorized by section 1 of part C of  
18 chapter 57 of the laws of 2006, as amended  
19 by section 1 of part F of chapter 59 of  
20 the laws of 2011, for the purpose of  
21 establishing rates of payments, contracts  
22 or any other form of reimbursement .....

6,121,000

23 For services and expenses of the office of  
24 children and family services and local  
25 social services districts for activities  
26 necessary to comply with certain  
27 provisions of the adoption and safe fami-  
28 lies act of 1997 (P.L. 105-89) and chapter  
29 7 of the laws of 1999 and chapter 668 of  
30 the laws of 2006 requiring criminal record  
31 checks for foster care parents, prospec-  
32 tive adoptive parents, and adult household  
33 members. Funds appropriated herein shall  
34 be made available in accordance with a  
35 plan to be developed by the commissioner  
36 of the office of children and family  
37 services and approved by the director of  
38 the budget. Funds appropriated herein  
39 shall be available for 94 percent of 98  
40 percent of one-half of the non-federal  
41 share of the national and state fees for  
42 fingerprinting foster care parents,  
43 prospective adoptive parents, and other  
44 adult household members. Notwithstanding  
45 any inconsistent provision of law, and  
46 pursuant to chapter 7 of the laws of 1999  
47 and chapter 668 of the laws of 2006, local  
48 social services districts shall reimburse  
49 the commissioner of the office of children  
50 and family services for an amount equal to  
51 53.94 percent of the non-federal share of  
52 the cost of obtaining state and national  
53 fingerprint records. Notwithstanding any  
54 inconsistent provision of law, and pursu-  
55 ant to chapter 7 of the laws of 1999 and  
56 chapter 668 of the laws of 2006, the  
57 commissioner of the office of children and  
58 family services shall, on behalf of local  
59 social services districts, make payments  
60 to the division of criminal justice  
61 services for processing of state and

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1 national criminal record checks and any  
2 other related costs. The commissioner  
3 shall ensure expenditures made pursuant to  
4 this provision reflect appropriate federal  
5 and local shares. The commissioner of the  
6 office of children and family services  
7 shall request that the commissioner of the  
8 office of temporary and disability assist-  
9 ance reimburse the commissioner of the  
10 office of children and family services in  
11 an amount equal to 53.94 percent of the  
12 nonfederal share of such payments provided  
13 that such reimbursement in payments  
14 reflects actual expenditures made on  
15 behalf of each local social services  
16 district to capture the local share of  
17 such costs.

18 Notwithstanding any inconsistent provision  
19 of the social services law or the state  
20 finance law, the commissioner shall, on a  
21 quarterly basis, request that the commis-  
22 sioner of the office of temporary and  
23 disability assistance reimburse the  
24 commissioner of the office of children and  
25 family services in an amount equal to  
26 53.94 percent of the non-federal share of  
27 such fees to capture the local share of  
28 such fees. Such reimbursement shall occur  
29 on or before the one-hundred and twentieth  
30 day following the close of the preceding  
31 quarter and shall be charged among  
32 districts based on the number of children  
33 currently placed in foster care in each  
34 local social services district provided  
35 that this methodology is revised quarterly  
36 to reflect most current available data.  
37 Amounts appropriated herein may, subject  
38 to the director of the budget, be inter-  
39 changed or transferred with any other  
40 appropriation of the office of children  
41 and family services or the office of  
42 temporary and disability assistance as  
43 necessary to reimburse the state share of  
44 local social services district costs  
45 appropriated herein ..... 1,857,000

46 For services and expenses for the adoption  
47 subsidy program pursuant to title 9 of  
48 article 6 of the social services law.

49 Notwithstanding any inconsistent provision  
50 of law, the liability of the state to  
51 social services districts and the amount  
52 to be distributed or otherwise expended by  
53 the state to reimburse social services  
54 districts pursuant to section 456 of the  
55 social services law shall be 62 percent of  
56 eligible social services district expendi-  
57 tures.

58 The amount hereby appropriated is to be  
59 available for payment of aid heretofore  
60 accrued or hereafter to accrue to munici-  
61 palities. Subject to the approval of the

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1 director of the budget, the amount hereby  
2 appropriated shall be available to the  
3 office net of disallowances, refunds,  
4 reimbursements, and credits.

5 Notwithstanding any inconsistent provision  
6 of law, the amount herein appropriated may  
7 be transferred to any other appropriation  
8 within the office of children and family  
9 services and/or the office of temporary  
10 and disability assistance and/or suballo-  
11 cated to the office of temporary and disa-  
12 bility assistance for the purpose of  
13 paying local social services districts'  
14 costs of the above program and may be  
15 increased or decreased by interchange with  
16 any other appropriation or with any other  
17 item or items within the amounts appropri-  
18 ated within the office of children and  
19 family services general fund - local  
20 assistance account with the approval of  
21 the director of the budget who shall file  
22 such approval with the department of audit  
23 and control and copies thereof with the  
24 chairman of the senate finance committee  
25 and the chairman of the assembly ways and  
26 means committee.

27 Notwithstanding any inconsistent provision  
28 of law, in lieu of payments authorized by  
29 the social services law, or payments of  
30 federal funds otherwise due to the local  
31 social services districts for programs  
32 provided under the federal social security  
33 act or the federal food stamp act, funds  
34 herein appropriated, in amounts certified  
35 by the state commissioner or the state  
36 commissioner of health as due from local  
37 social services districts each month as  
38 their share of payments made pursuant to  
39 section 367-b of the social services law  
40 may be set aside by the state comptroller  
41 in an interest-bearing account with such  
42 interest accruing to the credit of the  
43 locality in order to ensure the orderly  
44 and prompt payment of providers under  
45 section 367-b of the social services law  
46 pursuant to an estimate provided by the  
47 commissioner of health of each local  
48 social services district's share of  
49 payments made pursuant to section 367-b of  
50 the social services law.

51 The amounts appropriated herein shall be  
52 available for reimbursement of local  
53 district claims only to the extent that  
54 such claims are submitted within twenty-  
55 four months of the last day of the state  
56 fiscal year in which the expenditures were  
57 incurred, unless waived for good cause by  
58 the commissioner subject to the approval  
59 of the director of the budget.

60 Notwithstanding subdivision 4 of section 451  
61 of the social services law, when necessary

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1 to reflect the payment of foster care  
 2 stipend increases in excess of annual  
 3 cost-of-living adjustments as authorized  
 4 by chapter 53 of the laws of 1987, of the  
 5 amount appropriated herein, funds shall be  
 6 made available to reimburse expenditures  
 7 of social services districts for increased  
 8 adoption subsidy payments only for  
 9 adoptions finalized on or after July 1,  
 10 1987, in accordance with a plan developed  
 11 by the commissioner and approved by the  
 12 director of the budget. Notwithstanding  
 13 subdivision 4 of section 451 of the social  
 14 services law, for adoptions finalized  
 15 prior to July 1, 1987, neither the office  
 16 of children and family services nor the  
 17 local department of social services which  
 18 placed the child for adoption shall be  
 19 obligated to pay an adoption subsidy  
 20 payment which includes the foster care  
 21 stipend increases in excess of the annual  
 22 cost of living adjustment set forth in  
 23 chapter 53 of the laws of 1987.

24 Notwithstanding any inconsistent provision  
 25 of law, including section 1 of part C of  
 26 chapter 57 of the laws of 2006, as amended  
 27 by section 1 of part F of chapter 59 of  
 28 the laws of 2011, for the period  
 29 commencing on April 1, 2012 and ending  
 30 March 31, 2013 the commissioner shall not  
 31 apply any new cost of living adjustment  
 32 authorized by section 1 of part C of  
 33 chapter 57 of the laws of 2006, as amended  
 34 by section 1 of part F of chapter 59 of  
 35 the laws of 2011, for the purpose of  
 36 establishing rates of payments, contracts  
 37 or any other form of reimbursement.

38 Notwithstanding any other provision of law,  
 39 if a social services district fails to  
 40 provide reimbursement to the office of  
 41 children and family services pursuant to  
 42 section 529 of the executive law within 60  
 43 days of receiving a bill for services  
 44 under such section, or by the date certain  
 45 set by such office for providing  
 46 reimbursement, whichever is later, the  
 47 offices of the department of family  
 48 assistance are authorized to exercise the  
 49 state's set-off rights by withholding any  
 50 amounts due and owing to such district  
 51 under this appropriation, up to such  
 52 amounts due and owing to the state under  
 53 section 529 of the executive law and  
 54 transferring such funds to the miscella-  
 55 neous special revenue fund youth facility  
 56 per diem account (YF) .....

184,589,000

57 For services and expenses for foster care,  
 58 adult and child protective services,  
 59 preventive and adoption services provided  
 60 by Indian tribes pursuant to subdivision 2  
 61 of section 39 of the social services law,



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1 after deducting therefrom any federal  
2 funds properly received or to be received.  
3 Notwithstanding the provisions of any  
4 other law to the contrary, the liability  
5 of the state and the amount to be  
6 distributed or otherwise expended by the  
7 state shall be 92 percent of eligible  
8 expenditures ..... 3,700,000  
9 For services and expenses of certain child  
10 fatality review teams approved by the  
11 office of children and family services for  
12 the purposes of investigating and/or  
13 reviewing the death of children ..... 829,100  
14 For services and expenses of certain local  
15 or regional multidisciplinary child abuse  
16 investigation teams approved by the office  
17 of children and family services for the  
18 purpose of investigating reports of  
19 suspected child abuse or maltreatment and  
20 for new and established child advocacy  
21 centers ..... 5,229,900  
22 The money hereby appropriated is to be  
23 available for payment of state aid hereto-  
24 fore accrued or hereafter to accrue to  
25 municipalities. Subject to the approval of  
26 the director of the budget, the money  
27 hereby appropriated shall be available to  
28 the office net of disallowances, refunds,  
29 reimbursements, and credits.  
30 Notwithstanding any inconsistent provision  
31 of law, the amount herein appropriated may  
32 be transferred to any other appropriation  
33 within the office of children and family  
34 services and/or the office of temporary  
35 and disability assistance and/or suballo-  
36 cated to the office of temporary and disa-  
37 bility assistance for the purpose of  
38 paying local social services districts'  
39 costs of the above program and may be  
40 increased or decreased by interchange with  
41 any other appropriation or with any other  
42 item or items within the amounts appropri-  
43 ated within the office of children and  
44 family services general fund - local  
45 assistance account with the approval of  
46 the director of the budget who shall file  
47 such approval with the department of audit  
48 and control and copies thereof with the  
49 chairman of the senate finance committee  
50 and the chairman of the assembly ways and  
51 means committee.  
52 Notwithstanding any inconsistent provision  
53 of law, in lieu of payments authorized by  
54 the social services law, or payments of  
55 federal funds otherwise due to the local  
56 social services districts for programs  
57 provided under the federal social security  
58 act or the federal food stamp act, funds  
59 herein appropriated, in amounts certified  
60 by the state commissioner or the state  
61 commissioner of health as due from local

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1 social services districts each month as  
2 their share of payments made pursuant to  
3 section 367-b of the social services law  
4 may be set aside by the state comptroller  
5 in an interest-bearing account with such  
6 interest accruing to the credit of the  
7 locality in order to ensure the orderly  
8 and prompt payment of providers under  
9 section 367-b of the social services law  
10 pursuant to an estimate provided by the  
11 commissioner of health of each local  
12 social services district's share of  
13 payments made pursuant to section 367-b of  
14 the social services law.

15 Notwithstanding any inconsistent provision  
16 of law, the amount hereby appropriated  
17 shall be available for the designated  
18 purposes, less the amount, as certified by  
19 the director of the budget, of any trans-  
20 fers from the general fund to the tobacco  
21 control and insurance initiatives pool  
22 established pursuant to section 2807-v of  
23 the public health law, to reflect the  
24 state savings attributable to this program  
25 resulting from an increase in the federal  
26 medical assistance percentage available to  
27 the state pursuant to the applicable  
28 provisions of the federal social security  
29 act.

30 The amounts appropriated herein shall be  
31 available for reimbursement of local  
32 district claims only to the extent that  
33 such claims are submitted within twenty-  
34 four months of the last day of the state  
35 fiscal year in which the expenditures were  
36 incurred, unless waived for good cause by  
37 the commissioner subject to the approval  
38 of the director of the budget.

39 Notwithstanding any inconsistent provision  
40 of law, including section 1 of part C of  
41 chapter 57 of the laws of 2006, as amended  
42 by section 1 of part F of chapter 59 of  
43 the laws of 2011, for the period  
44 commencing on April 1, 2012 and ending  
45 March 31, 2013 the commissioner shall not  
46 apply any new cost of living adjustment  
47 authorized by section 1 of part C of  
48 chapter 57 of the laws of 2006, as amended  
49 by section 1 of part F of chapter 59 of  
50 the laws of 2011, for the purpose of  
51 establishing rates of payments, contracts  
52 or any other form of reimbursement.

53 For services and expenses of medical care  
54 for foster children. The amount appropri-  
55 ated herein shall be available for trans-  
56 fer or suballocation to the department of  
57 health for the medical assistance program  
58 for such services and expenses .....

37,450,000

59 For services and expenses, including local  
60 administrative costs, for providing medi-  
61 caid home and community based waiver

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1 services pursuant to subdivision 12 of  
2 section 366 of the social services law.  
3 The amount appropriated herein is subject  
4 to a spending plan approved by the divi-  
5 sion of the budget and may be available  
6 for transfer or suballocation to the  
7 department of health for the medical  
8 assistance program for such services and  
9 expenses.

10 Notwithstanding any inconsistent provision  
11 of law, including section 1 of part C of  
12 chapter 57 of the laws of 2006, as amended  
13 by section 1 of part F of chapter 59 of  
14 the laws of 2011, for the period  
15 commencing on April 1, 2012 and ending  
16 March 31, 2013 the commissioner shall not  
17 apply any new cost of living adjustment  
18 authorized by section 1 of part C of  
19 chapter 57 of the laws of 2006, as amended  
20 by section 1 of part F of chapter 59 of  
21 the laws of 2011, for the purpose of  
22 establishing rates of payments, contracts  
23 or any other form of reimbursement .....

72,494,000

24 The money hereby appropriated is to be  
25 available for payment of state aid hereto-  
26 fore accrued or hereafter to accrue to  
27 municipalities. Subject to the approval of  
28 the director of the budget, the money  
29 hereby appropriated shall be available to  
30 the office net of disallowances, refunds,  
31 reimbursements, and credits.

32 Notwithstanding any inconsistent provision  
33 of law, the amount herein appropriated may  
34 be transferred to any other appropriation  
35 within the office of children and family  
36 services and/or the office of temporary  
37 and disability assistance and/or suballo-  
38 cated to the office of temporary and disa-  
39 bility assistance for the purpose of  
40 paying local social services districts'  
41 costs of the above program and may be  
42 increased or decreased by interchange with  
43 any other appropriation or with any other  
44 item or items within the amounts appropri-  
45 ated within the office of children and  
46 family services general fund - local  
47 assistance account with the approval of  
48 the director of the budget who shall file  
49 such approval with the department of audit  
50 and control and copies thereof with the  
51 chairman of the senate finance committee  
52 and the chairman of the assembly ways and  
53 means committee.

54 Notwithstanding any inconsistent provision  
55 of law, in lieu of payments authorized by  
56 the social services law, or payments of  
57 federal funds otherwise due to the local  
58 social services districts for programs  
59 provided under the federal social security  
60 act or the federal food stamp act, funds  
61 herein appropriated, in amounts certified

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1 by the state commissioner or the state  
2 commissioner of health as due from local  
3 social services districts each month as  
4 their share of payments made pursuant to  
5 section 367-b of the social services law  
6 may be set aside by the state comptroller  
7 in an interest-bearing account with such  
8 interest accruing to the credit of the  
9 locality in order to ensure the orderly  
10 and prompt payment of providers under  
11 section 367-b of the social services law  
12 pursuant to an estimate provided by the  
13 commissioner of health of each local  
14 social services district's share of  
15 payments made pursuant to section 367-b of  
16 the social services law.

17 The amounts appropriated herein shall be  
18 available for reimbursement of local  
19 district claims only to the extent that  
20 such claims are submitted within twenty-  
21 four months of the last day of the state  
22 fiscal year in which the expenditures were  
23 incurred, unless waived for good cause by  
24 the commissioner subject to the approval  
25 of the director of the budget.

26 Notwithstanding any inconsistent provision  
27 of law, including section 1 of part C of  
28 chapter 57 of the laws of 2006, as amended  
29 by section 1 of part F of chapter 59 of  
30 the laws of 2011, for the period  
31 commencing on April 1, 2012 and ending  
32 March 31, 2013 the commissioner shall not  
33 apply any new cost of living adjustment  
34 authorized by section 1 of part C of  
35 chapter 57 of the laws of 2006, as amended  
36 by section 1 of part F of chapter 59 of  
37 the laws of 2011, for the purpose of  
38 establishing rates of payments, contracts  
39 or any other form of reimbursement.

40 Notwithstanding subdivision 10 of section  
41 153 of the social services law and any  
42 other provision of law to the contrary,  
43 for state fiscal year 2012-13, the amount  
44 appropriated herein shall be available for  
45 18.424 percent reimbursement for local  
46 expenditures for maintenance of hand-  
47 icapped children placed by school  
48 districts pursuant to article 89 of the  
49 education law, except that in the case of  
50 a student attending a state-operated  
51 school for the deaf or blind pursuant to  
52 article 87 or 88 of the education law who  
53 was not placed in such school by a school  
54 district shall be subject to 94 percent of  
55 98 percent of 50 percent reimbursement by  
56 the state after first deducting therefrom  
57 any federal funds received or to be  
58 received on account of such expenditures..

38,550,000

59 The money hereby appropriated is to be  
60 available for payment of state aid hereto-  
61 fore accrued or hereafter to accrue to

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1 municipalities. Subject to the approval of  
2 the director of the budget, the money  
3 hereby appropriated shall be available to  
4 the office net of disallowances, refunds,  
5 reimbursements, and credits.

6 Notwithstanding any inconsistent provision  
7 of law, the amount herein appropriated may  
8 be transferred to any other appropriation  
9 within the office of children and family  
10 services and/or the office of temporary  
11 and disability assistance and/or suballo-  
12 cated to the office of temporary and disa-  
13 bility assistance for the purpose of  
14 paying local social services districts'  
15 costs of the above program and may be  
16 increased or decreased by interchange with  
17 any other appropriation or with any other  
18 item or items within the amounts appropri-  
19 ated within the office of children and  
20 family services general fund - local  
21 assistance account with the approval of  
22 the director of the budget who shall file  
23 such approval with the department of audit  
24 and control and copies thereof with the  
25 chairman of the senate finance committee  
26 and the chairman of the assembly ways and  
27 means committee.

28 Notwithstanding any inconsistent provision  
29 of law, in lieu of payments authorized by  
30 the social services law, or payments of  
31 federal funds otherwise due to the local  
32 social services districts for programs  
33 provided under the federal social security  
34 act or the federal food stamp act, funds  
35 herein appropriated, in amounts certified  
36 by the state commissioner or the state  
37 commissioner of health as due from local  
38 social services districts each month as  
39 their share of payments made pursuant to  
40 section 367-b of the social services law  
41 may be set aside by the state comptroller  
42 in an interest-bearing account with such  
43 interest accruing to the credit of the  
44 locality in order to ensure the orderly  
45 and prompt payment of providers under  
46 section 367-b of the social services law  
47 pursuant to an estimate provided by the  
48 commissioner of health of each local  
49 social services district's share of  
50 payments made pursuant to section 367-b of  
51 the social services law.

52 Notwithstanding section 398-a of the social  
53 services law or any other law to the  
54 contrary, the amount appropriated herein,  
55 or such other amount as may be approved by  
56 the director of the budget, shall be  
57 available for 94 percent of 98 percent of  
58 50 percent reimbursement after deducting  
59 any federal funds available therefor to  
60 social services districts for amounts  
61 attributable to dormitory authority

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1 billings or approved refinancing of such  
 2 billings which result in local social  
 3 services districts' claims in excess of a  
 4 local district's foster care block grant  
 5 allocation. In addition, subject to the  
 6 approval of the director of the budget, a  
 7 portion of funds appropriated herein, or  
 8 such other amount as may be approved by  
 9 the director of the budget, shall be  
 10 available for reimbursement related to  
 11 payments made by a social services  
 12 district to foster care providers subject  
 13 to the provisions of section 410-i of the  
 14 social services law for expenses directly  
 15 related to projects funded through the  
 16 housing finance agency for those foster  
 17 care providers which also received revised  
 18 or supplemental rates from the applicable  
 19 regulating agency to accommodate the hous-  
 20 ing finance agency payments or the refi-  
 21 nancing of previously approved dormitory  
 22 authority payments.

23 Notwithstanding section 398-a of the social  
 24 services law or any other law to the  
 25 contrary, such reimbursement shall be  
 26 available for 94 percent of 98 percent of  
 27 50 percent of social services district  
 28 costs, after deducting federal funds  
 29 available therefor, for those social  
 30 services districts' claims in excess of a  
 31 social services district's foster care  
 32 block grant allocation for those amounts  
 33 exclusively attributable to the previously  
 34 approved revised or supplemental rates. In  
 35 addition, subject to the approval of the  
 36 director of the budget, a portion of funds  
 37 appropriated herein may also be used for  
 38 payments to the dormitory authority of the  
 39 state of New York for advisory services  
 40 including, but not limited to, site visits  
 41 and review of applications, building plans  
 42 and cost estimates for voluntary agency  
 43 programs for which the office of children  
 44 and family services establishes maximum  
 45 state aid rates and for capital projects  
 46 for residential institutions for children  
 47 seeking financing under paragraph b of  
 48 subdivision 40 of section 1680 of the  
 49 public authorities law, as amended by  
 50 chapter 508 of the laws of 2006 .....

6,620,000

51 For eligible services and expenses provided  
 52 during state fiscal year 2012-13 by a city  
 53 with a population in excess of one million  
 54 for a close to home initiative to provide  
 55 juvenile justice services to all  
 56 adjudicated juvenile delinquents  
 57 determined by a family court in such city  
 58 as needing services or placement other  
 59 than placement in a secure or limited  
 60 secure facility. Funds appropriated  
 61 herein shall be made available for

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1 eligible services provided consistent with  
2 a plan that covers juvenile delinquents in  
3 non-secure settings submitted by a city  
4 with a population in excess of one million  
5 and approved by the office of children and  
6 family services and the director of the  
7 budget as required by a chapter of the  
8 laws of 2012. The office of children and  
9 family services shall not reimburse any  
10 claims for expenditures for residential  
11 services unless they are submitted in  
12 final within twenty two months of the  
13 calendar quarter in which the claimed  
14 service or services were delivered and  
15 shall not reimburse any claims that were  
16 or will be transferred from this  
17 appropriation to the foster care block  
18 grant appropriation or the child welfare  
19 services appropriation ..... 8,614,000  
20 For payment of state aid for services and  
21 expenses for programs pursuant to section  
22 530 of the executive law for secure and  
23 non-secure detention services provided  
24 from January 1, 2012 to December 31, 2012;  
25 provided, however, notwithstanding the  
26 provisions of any other law to the contra-  
27 ry, the liability of the state and the  
28 amount to be distributed or otherwise  
29 expended by the state pursuant to section  
30 530 of the executive law shall be deter-  
31 mined by first calculating the amount of  
32 the expenditure or other liability pursu-  
33 ant to such law after taking into consid-  
34 eration any other limitations on the  
35 amount of such expenditure or liability  
36 set forth in the state budget for such  
37 year, and then reducing the amount so  
38 calculated by two percent of such amount.  
39 Within the amounts appropriated herein,  
40 state reimbursement shall be limited to  
41 the amount of the municipality's distrib-  
42 ution. Notwithstanding any other provision  
43 of law, allocations shall be based on a  
44 plan developed by the office of children  
45 and family services and approved by the  
46 director of the budget and shall be based,  
47 in part, on each municipality's history of  
48 detention utilization, youth population  
49 and other factors as determined by the  
50 office. Any portion of a municipality's  
51 distribution not claimed by the munici-  
52 pality for reimbursement of detention  
53 expenditures made during the period Janu-  
54 ary 1, 2012 through December 31, 2012 may  
55 be claimed by such municipality to reim-  
56 burse 62 percent of expenditures during  
57 such period for supervision and treatment  
58 services for juveniles programs not other-  
59 wise reimbursable pursuant to a chapter of  
60 the laws of 2012. Notwithstanding any  
61 provision of law to the contrary, the

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1 amount appropriated herein may provide for  
2 reimbursement of up to 100 percent of the  
3 cost of care, maintenance and supervision  
4 for youth whose residence is outside the  
5 county providing the services up to the  
6 county's distribution; provided that upon  
7 such reimbursement from this appropri-  
8 ation, the office of children and family  
9 services shall bill, and the home county  
10 of such youth shall reimburse the office  
11 of children and family services, for 51  
12 percent of the cost of care, maintenance  
13 and supervision of such youth.

14 Notwithstanding any law to the contrary, the  
15 office of children and family services may  
16 require that such claims and data on  
17 detention use be submitted to the office  
18 electronically in the manner and format  
19 required by the office.

20 Notwithstanding any law to the contrary, the  
21 office shall be authorized to promulgate  
22 regulations permitting the office to  
23 impose fiscal sanctions in the event that  
24 the office finds non-compliance with regu-  
25 lations governing secure and nonsecure  
26 detention facilities and to establish cost  
27 standards related to reimbursement of  
28 secure and non-secure detention services.

29 Notwithstanding section 51 of the state  
30 finance law and any other provision of law  
31 to the contrary, the director of the budg-  
32 et may, upon the advice of the commission-  
33 er of the office of children and family  
34 services, authorize the transfer or inter-  
35 change of moneys appropriated herein with  
36 any other local assistance - general fund  
37 appropriation within the office of chil-  
38 dren and family services except where  
39 transfer or interchange of appropriation  
40 is prohibited or otherwise restricted by  
41 law.

42 Notwithstanding any other provision of law,  
43 if a social services district fails to  
44 provide reimbursement to the office of  
45 children and family services pursuant to  
46 section 529 of the executive law within 60  
47 days of receiving a bill for services  
48 under such section, or by the date certain  
49 set by such office for providing  
50 reimbursement, whichever is later, the  
51 offices of the department of family  
52 assistance are authorized to exercise the  
53 state's set-off rights by withholding any  
54 amounts due and owing to such district  
55 under this appropriation, up to such  
56 amounts due and owing to the state under  
57 section 529 of the executive law and  
58 transferring such funds to the miscella-  
59 neous special revenue fund youth facility  
60 per diem account (YF) .....

76,160,000

61



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1 Notwithstanding any provision of law to the  
 2 contrary, the amount appropriated herein  
 3 shall be available to the office of chil-  
 4 dren and family services for payment of  
 5 the state share of a county's prior years  
 6 claim for reimbursement based upon a  
 7 subsequent review by the office of actual  
 8 expenditures for care, maintenance and  
 9 supervision provided to youth in  
 10 detention, to address any underpayment of  
 11 state aid to the county for services and  
 12 expenses for detention in a prior calendar  
 13 year ..... 12,344,000

14 Notwithstanding any inconsistent provision  
 15 of law, the amount appropriated herein  
 16 shall be available under the supervision  
 17 and treatment services for juveniles  
 18 program for 62 percent state reimbursement  
 19 to counties and the city of New York for  
 20 eligible expenditures for the provision  
 21 and administration of eligible supervision  
 22 and treatment services for juveniles  
 23 programs during the period of April 1,  
 24 2012 through March 31, 2013 that have been  
 25 approved by the office of children and  
 26 family services pursuant to a plan  
 27 approved by the director of the budget.  
 28 Within the amounts appropriated herein,  
 29 state reimbursement shall be limited to  
 30 the amount of such municipality's  
 31 distribution. The office of children and  
 32 family services shall not reimburse any  
 33 claims unless they are submitted within 12  
 34 months of the calendar quarter in which  
 35 the claimed services were delivered. These  
 36 funds shall not be used to supplant other  
 37 state and local funds ..... 8,376,000

38 Notwithstanding section 530 of the executive  
 39 law or any other law to the contrary, for  
 40 reimbursement of 49 percent of approved  
 41 capital expenditures for secure juvenile  
 42 detention. Such reimbursement shall be in  
 43 the form of depreciation of approved capi-  
 44 tal costs and interest on bonds, notes or  
 45 other indebtedness necessarily undertaken  
 46 to finance construction costs. Notwith-  
 47 standing any provision of laws to the  
 48 contrary, funding for such costs shall be  
 49 limited to the amount appropriated herein.  
 50 Notwithstanding any law to the contrary,  
 51 the office of children and family services  
 52 may require that such claims for  
 53 reimbursement of capital expenditures be  
 54 submitted to the office electronically in  
 55 the manner and format required by the  
 56 office. Notwithstanding section 51 of the  
 57 state finance law and any other provision  
 58 of law to the contrary, the director of  
 59 the budget may, upon the advice of the  
 60 commissioner of the office of children and  
 61 family services, authorize the interchange

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1 of moneys appropriated herein with any  
2 other local assistance - general fund  
3 appropriation within the office of chil-  
4 dren and family services ..... 4,606,000

5 Of the amount appropriated herein,  
6 \$10,622,675 shall be available as follows:  
7 For services and expenses related to locally  
8 operated youth development and delinquency  
9 prevention programs. No expenditure shall  
10 be made from this appropriation until a  
11 plan has been approved by the director of  
12 the budget and a certificate of approval  
13 allocating these funds has been issued by  
14 the director of the budget.

15 Notwithstanding the provisions of section  
16 420 of the executive law which would  
17 require expenditure of state aid for youth  
18 programs in a total amount greater than  
19 \$10,622,675, for payment of state aid for  
20 programs pursuant to article 19-A of the  
21 executive law, for delinquency prevention  
22 and youth development. Notwithstanding the  
23 provisions of section 420 of the executive  
24 law, eligibility for state aid reimburse-  
25 ment for counties which do not participate  
26 in the county comprehensive planing proc-  
27 ess shall be determined as follows: the  
28 aggregate amount of state aid for recre-  
29 ation, youth service and similar projects  
30 to a county and municipalities within such  
31 county shall not exceed \$2,750 of which no  
32 more than \$1,450 may be used for recre-  
33 ation projects, per 1,000 youths residing  
34 in the county based on a single count of  
35 such youths as shown by the last published  
36 federal census for the county certified in  
37 the same manner as provided by section 54  
38 of the state finance law. The office shall  
39 not reimburse any claims unless they are  
40 submitted within 12 months of the project  
41 year in which the expenditure was made.  
42 Notwithstanding any law to the contrary,  
43 the office of children and family services  
44 may require that such claims for youth  
45 development and delinquency prevention  
46 programs be submitted to the office elec-  
47 tronically in the manner and format  
48 required by the office, and that counties  
49 and municipalities submit to the office  
50 information regarding delinquency  
51 prevention and youth development outcome  
52 based measures that demonstrate quality of  
53 services provided and effectiveness of  
54 such funded programs in a form and manner  
55 and at such times as required by the  
56 office.

57 Of the amount appropriated herein \$3,499,025  
58 shall be available as follows:  
59 For services and expenses related to  
60 programs providing special delinquency  
61 prevention or other youth development

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1 services. No expenditure shall be made for  
2 such programs from this appropriation  
3 until a plan has been approved by the  
4 director of the budget and a certificate  
5 of approval allocating these funds has  
6 been issued by the director of the budget.  
7 The office shall not reimburse any claims  
8 unless they are submitted within seven  
9 months of the project year in which the  
10 expenditure was made. Notwithstanding any  
11 law to the contrary, the office of chil-  
12 dren and family services may require that  
13 such claims for special delinquency  
14 prevention or other youth development  
15 services be submitted to the office elec-  
16 tronically in the manner and format  
17 required by the office, and that informa-  
18 tion regarding delinquency prevention  
19 outcome based measures that demonstrate  
20 quality of services provided and program  
21 effectiveness be submitted to the office  
22 in a form and manner and at such times as  
23 required by the office.

24 For direct contracts with private not-for-  
25 profit community agencies to provide need-  
26 ed services for the operation of programs  
27 to prevent juvenile delinquency and  
28 promote youth development, and through an  
29 allocation to public agencies where it is  
30 documented that private not-for-profit  
31 community agencies are not available to  
32 provide such services. Moneys shall be  
33 made available to community agencies in  
34 counties outside the city of New York  
35 based on a statewide allocation formula  
36 determined by each county's eligibility  
37 for comprehensive planning funds as a  
38 proportion of the statewide total provided  
39 under paragraph a of subdivision 1 of  
40 section 420 of the executive law. Moneys  
41 made available to community agencies shall  
42 be allocated by local youth bureaus  
43 subject to final funding determinations by  
44 the commissioner of children and family  
45 services and approved by the director of  
46 the budget. Such contracts shall provide  
47 for submission of information regarding  
48 outcome based measures that demonstrate  
49 quality of services provided and program  
50 effectiveness to the office in a form and  
51 manner and at such times as required by  
52 the office.

53 For direct contract with private not-for-  
54 profit community agencies to provide need-  
55 ed services for the operation of programs  
56 to prevent juvenile delinquency and  
57 promote youth development, and through an  
58 allocation to public agencies where it is  
59 documented that private not-for-profit  
60 agencies are not available to provide such  
61 services. Such contracts shall provide for

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1 submission of information regarding  
2 outcome based measures that demonstrate  
3 quality of services provided and program  
4 effectiveness to the office in a form and  
5 manner and at such times as required by  
6 the office.

7 Notwithstanding any inconsistent provision  
8 of law, moneys shall be made available to  
9 community agencies in cities with popu-  
10 lations greater than 275,000 and to commu-  
11 nity agencies statewide ..... 14,121,700

12 For payment of state aid for programs for  
13 the provision of services to runaway and  
14 homeless youth pursuant to subdivisions 2,  
15 3 and 4 of section 420 of the executive  
16 law and pursuant to chapter 800 of the  
17 laws of 1985 amending the runaway and  
18 homeless youth act for the provision of  
19 transitional independent living support  
20 services and the establishment and opera-  
21 tion of young adult shelters for youth  
22 between the ages of 16 to 21; the office  
23 of children and family services shall not  
24 reimburse any claims unless they are  
25 submitted within 12 months of the calendar  
26 quarter in which the claimed service or  
27 services were delivered. Notwithstanding  
28 any law to the contrary, the office of  
29 children and family services may require  
30 that such claims for provision of services  
31 to runaway and homeless youth be submitted  
32 to the office electronically in the manner  
33 and format required by the office, and the  
34 information regarding outcome based meas-  
35 ures that demonstrate quality of services  
36 provided and program effectiveness be  
37 submitted to the office in a form and  
38 manner and at such times as required by  
39 the office. No expenditures shall be made  
40 from this appropriation until an annual  
41 expenditure plan is approved by the direc-  
42 tor of the budget and a certificate of  
43 approval allocating these funds has been  
44 issued by the director of the budget and  
45 copies of such certificate or any amend-  
46 ment thereto filed with the state comp-  
47 troller, the chairperson of the senate  
48 finance committee and the chairperson of  
49 the assembly ways and means committee .... 2,355,800

50 For services and expenses provided by local  
51 probation departments, for the post-place-  
52 ment care of youth leaving a youth resi-  
53 dential facility and for services and  
54 expenses of the office of children and  
55 family services related to community-based  
56 programs for youth in the care of the  
57 office of children and family services  
58 which may include but not be limited to  
59 multi-systemic therapy, family functional  
60 therapy and/or functional therapeutic  
61 foster care, and electronic monitoring.

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1 Funds appropriated herein shall be made  
2 available subject to the approval of an  
3 expenditure plan by the director of the  
4 budget. Funded programs shall submit  
5 information regarding outcome based meas-  
6 ures that demonstrate quality of services  
7 provided and program effectiveness to the  
8 office in a form and manner and at such  
9 times as required by the office ..... 311,700

10 Notwithstanding sections 131-u and 459-c of  
11 the social services law or any other law  
12 to the contrary, for reimbursement of 98  
13 percent of 50 percent of eligible expendi-  
14 tures to local social services districts  
15 for the provision and administration of,  
16 after first deducting therefrom any feder-  
17 al funds properly received or to be  
18 received on account thereof: adult protec-  
19 tive services; residential services for  
20 victims of domestic violence who are  
21 determined to be ineligible for public  
22 assistance during the time the victims  
23 were residing in residential programs for  
24 victims of domestic violence; and nonresi-  
25 dential services for victims of domestic  
26 violence.

27 The money hereby appropriated is to be  
28 available for payment of state aid hereto-  
29 fore accrued or hereafter to accrue to  
30 municipalities. Subject to the approval of  
31 the director of the budget, the money  
32 hereby appropriated shall be available to  
33 the office net of disallowances, refunds,  
34 reimbursements, and credits.

35 Notwithstanding any inconsistent provision  
36 of law, the amount herein appropriated may  
37 be transferred to any other appropriation  
38 within the office of children and family  
39 services and/or the office of temporary  
40 and disability assistance and/or suballo-  
41 cated to the office of temporary and disa-  
42 bility assistance for the purpose of  
43 paying local social services districts'  
44 costs of the above program and may be  
45 increased or decreased by interchange with  
46 any other appropriation or with any other  
47 item or items within the amounts appropri-  
48 ated within the office of children and  
49 family services general fund - local  
50 assistance account with the approval of  
51 the director of the budget who shall file  
52 such approval with the department of audit  
53 and control and copies thereof with the  
54 chairman of the senate finance committee  
55 and the chairman of the assembly ways and  
56 means committee.

57 Notwithstanding any inconsistent provision  
58 of law, in lieu of payments authorized by  
59 the social services law, or payments of  
60 federal funds otherwise due to the local  
61 social services districts for programs

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1 provided under the federal social security  
2 act or the federal food stamp act, funds  
3 herein appropriated, in amounts certified  
4 by the state commissioner or the state  
5 commissioner of health as due from local  
6 social services districts each month as  
7 their share of payments made pursuant to  
8 section 367-b of the social services law  
9 may be set aside by the state comptroller  
10 in an interest-bearing account with such  
11 interest accruing to the credit of the  
12 locality in order to ensure the orderly  
13 and prompt payment of providers under  
14 section 367-b of the social services law  
15 pursuant to an estimate provided by the  
16 commissioner of health of each local  
17 social services district's share of  
18 payments made pursuant to section 367-b of  
19 the social services law ..... 44,000,000

20 For services and expenses of kinship care  
21 programs. Such funds are available pursu-  
22 ant to a plan prepared by the office of  
23 children and family services and approved  
24 by the director of the budget to continue  
25 or expand existing programs with existing  
26 contractors that are satisfactorily  
27 performing as determined by the office of  
28 children and family services, to award new  
29 contracts to continue programs where the  
30 existing contractors are not satisfactori-  
31 ly performing as determined by the office  
32 of children and family services and/or  
33 award new contracts through a competitive  
34 process. Such contracts shall provide for  
35 submission of information regarding  
36 outcome based measures that demonstrate  
37 quality of services provided and program  
38 effectiveness to the office in a form and  
39 manner and at such times as required by  
40 the office ..... 338,750

41 For services and expenses related to the  
42 home visiting program. Such funds are to  
43 be available pursuant to a plan prepared  
44 by the office of children and family  
45 services and approved by the director of  
46 the budget to continue or expand existing  
47 programs with existing contractors that  
48 are satisfactorily performing as deter-  
49 mined by the office of children and family  
50 services, to award new contracts to  
51 continue programs where the existing  
52 contractors are not satisfactorily  
53 performing as determined by the office of  
54 children and family services and/or to  
55 award new contracts through a competitive  
56 process. Such contracts shall provide for  
57 submission of information regarding  
58 outcome based measures that demonstrate  
59 quality of services provided and program  
60 effectiveness to the office in a form and  
61

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1	manner and at such times as required by	
2	the office .....	23,288,200
3	For services and expenses of the William B.	
4	Hoyt memorial children and family trust	
5	fund, for prevention and support service	
6	programs for victims of family violence	
7	pursuant to article 10-A of the social	
8	services law. Programs funded through such	
9	trust shall submit information regarding	
10	outcome based measures that demonstrate	
11	quality of services provided and program	
12	effectiveness to the office in a form and	
13	manner and at such times as required by	
14	the office. Funds appropriated herein may	
15	be transferred to the office of children	
16	and family services miscellaneous special	
17	revenue fund, children and family trust	
18	fund .....	621,850
19	For services and expenses for supportive	
20	housing for young adults aged 25 years or	
21	younger leaving or having recently left	
22	foster care or who had been in foster care	
23	for more than a year after their 16th	
24	birthday and who are at-risk of street	
25	homelessness or sheltered homelessness	
26	provided under the joint project between	
27	the state and the city of New York, known	
28	as the New York New York III supportive	
29	housing agreement. No expenditure shall be	
30	made until a certificate of allocation has	
31	been approved by the director of the budg-	
32	et with copies to be filed with the chair-	
33	persons of the senate finance committee	
34	and the assembly ways and means committee.	
35	The amount appropriated herein may be	
36	transferred or otherwise made available to	
37	the city of New York administration for	
38	children's services for services and	
39	expenses related to implementing the	
40	project.	
41	Notwithstanding any inconsistent provision	
42	of law, including section 1 of part C of	
43	chapter 57 of the laws of 2006, as amended	
44	by section 1 of part F of chapter 59 of	
45	the laws of 2011, for the period	
46	commencing on April 1, 2012 and ending	
47	March 31, 2013 the commissioner shall not	
48	apply any new cost of living adjustment	
49	authorized by section 1 of part C of	
50	chapter 57 of the laws of 2006, as amended	
51	by section 1 of part F of chapter 59 of	
52	the laws of 2011, for the purpose of	
53	establishing rates of payments, contracts	
54	or any other form of reimbursement .....	2,137,000
55	For services and expenses of the Catholic	
56	Family Center in Rochester to establish	
57	and operate a statewide kinship informa-	
58	tion and referral network .....	220,500
59	For services and expenses of the advantage	
60	after school program. Such funds are to be	
61	available pursuant to a plan prepared by	

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1 the office of children and family services  
 2 and approved by the director of the budget  
 3 to extend or expand current contracts with  
 4 community based organizations, to award  
 5 new contracts to continue programs where  
 6 the existing contractors are not satisfac-  
 7 torily performing as determined by the  
 8 office of children and family services  
 9 and/or to award new contracts through a  
 10 competitive process to community based  
 11 organizations ..... 17,255,300

12 For services and expenses of a  
 13 public/private partnership pilot program  
 14 to fund new and expand existing  
 15 preventive, early childhood development,  
 16 and other services to at-risk children,  
 17 youth and families and such funds shall  
 18 not be used to supplant other state, local  
 19 or federal funding. Notwithstanding any  
 20 other provision of law to the contrary,  
 21 state funding for the pilot program shall  
 22 be limited to the amount appropriated  
 23 herein and shall not constitute more than  
 24 65 percent of eligible program  
 25 expenditures, with the remaining 35  
 26 percent of program expenditures to be  
 27 supported with private funds. The funds  
 28 shall be distributed through a competitive  
 29 process for services in an eligible region  
 30 pursuant to a plan prepared by the office  
 31 of children and family services and  
 32 approved by the director of the budget.  
 33 Eligible regions are the Capital, Central  
 34 New York, Finger Lakes, Long Island, Mid-  
 35 Hudson, Mohawk Valley, New York City,  
 36 North Country, Southern Tier or Western  
 37 New York regions ..... 2,000,000

38 -----  
 39 Program account subtotal ..... 1,657,390,550  
 40 -----

41  
 42 Special Revenue Funds - Federal  
 43 Federal Health and Human Services Fund  
 44 Title IV-a, IV-b, IV-e Account  
 45

46 For services and expenses for the foster  
 47 care and adoption assistance program, and  
 48 the kinship guardianship assistance  
 49 program, including related administrative  
 50 expenses, and for services and expenses  
 51 for child welfare and family preservation  
 52 and family support services provided  
 53 pursuant to title IV-a, subparts 1 and 2  
 54 of title IV-b and title IV-e of the feder-  
 55 al social security act including the  
 56 federal share of costs incurred implement-  
 57 ing the federal adoption and safe families  
 58 act of 1997 (P.L. 105-89); provided,  
 59 however, that reimbursement to social  
 60 services districts for eligible expendi-  
 61 tures for services other than the foster



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1 care and adoption assistance program, and  
2 the kinship guardianship assistance  
3 program incurred during a particular  
4 federal fiscal year will be limited to  
5 expenditures claimed by March 31 of the  
6 following year.

7 Notwithstanding any inconsistent provision  
8 of law, in lieu of payments authorized by  
9 the social services law, or payments of  
10 federal funds otherwise due to the local  
11 social services districts for programs  
12 provided under the federal social security  
13 act or the federal food stamp act, funds  
14 herein appropriated, in amounts certified  
15 by the state commissioner or the state  
16 commissioner of health as due from local  
17 social services districts each month as  
18 their share of payments made pursuant to  
19 section 367-b of the social services law  
20 may be set aside by the state comptroller  
21 in an interest-bearing account with such  
22 interest accruing to the credit of the  
23 locality in order to ensure the orderly  
24 and prompt payment of providers under  
25 section 367-b of the social services law  
26 pursuant to an estimate provided by the  
27 commissioner of health of each local  
28 social services district's share of  
29 payments made pursuant to section 367-b of  
30 the social services law.

31 Funds appropriated herein shall be available  
32 for aid to municipalities and for payments  
33 to the federal government for expenditures  
34 made pursuant to the social services law  
35 and the state plan for individual and  
36 family grant program under the disaster  
37 relief act of 1974.

38 Such funds are to be available for payment  
39 of aid heretofore accrued or hereafter to  
40 accrue to municipalities. Subject to the  
41 approval of the director of the budget,  
42 such funds shall be available to the  
43 office net of disallowances, refunds,  
44 reimbursements, and credits.

45 Notwithstanding any inconsistent provision  
46 of law, the amount herein appropriated may  
47 be transferred to any other appropriation  
48 within the office of children and family  
49 services and/or the office of temporary  
50 and disability assistance and/or suballo-  
51 cated to the office of temporary and disa-  
52 bility assistance for the purpose of  
53 paying local social services districts'  
54 costs of the above program and may be  
55 increased or decreased by interchange with  
56 any other appropriation or with any other  
57 item or items within the amounts appropri-  
58 ated within the office of children and  
59 family services general fund - local  
60 assistance account with the approval of  
61 the director of the budget who shall file

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1	such approval with the department of audit	
2	and control and copies thereof with the	
3	chairman of the senate finance committee	
4	and the chairman of the assembly ways and	
5	means committee .....	868,900,000
6		-----
7	Program account subtotal .....	868,900,000
8		-----

9  
10 Special Revenue Funds - Federal  
11 Federal Health and Human Services Fund  
12 Social Services Block Grant Account

13  
14 For services and expenses for supportive  
15 social services provided pursuant to title  
16 XX of the federal social security act.  
17 Notwithstanding any other provision of  
18 law, the moneys hereby appropriated shall  
19 be apportioned by the office of children  
20 and family services to local social  
21 services districts, to reimburse local  
22 district expenditures for supportive  
23 services and training subject to the  
24 approval of the director of the budget;  
25 provided, however, that reimbursement to  
26 social services districts for eligible  
27 expenditures for services incurred during  
28 a particular federal fiscal year will be  
29 limited to expenditures claimed by March  
30 31 of the following year.

31 Notwithstanding any other provision of law,  
32 of the funds available herein, including  
33 any funds transferred from the temporary  
34 assistance to needy families block grant  
35 to the title XX block grant, \$66,000,000  
36 shall be allocated to social services  
37 districts, solely for reimbursement of  
38 expenditures for the provision and admin-  
39 istration of adult protective services,  
40 residential services for victims of domes-  
41 tic violence who are determined to be  
42 ineligible for public assistance during  
43 the time the victims were residing in  
44 residential programs for victims of domes-  
45 tic violence, and nonresidential services  
46 for victims of domestic violence, pursuant  
47 to an allocation plan developed by the  
48 office and submitted for approval by the  
49 division of the budget no later than 60  
50 days following enactment of this chapter,  
51 based on each district's claims for such  
52 costs and any other factors as identified  
53 in the allocation plan, adjusted by appli-  
54 cable cost allocation methodology and net  
55 of any retroactive payments for the 12  
56 month period ending June 30, 2011 that are  
57 submitted on or before January 3, 2012;  
58 provided, however, that if the office  
59 determines that the total amount of a  
60 social services district's claims for such  
61 services which could be reimbursed from

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1 these funds is less than the amount allo-  
2 cated to the district for such claims, the  
3 office may, subject to approval by the  
4 director of the budget, reallocate the  
5 unused funds to other social services  
6 districts with eligible claims that exceed  
7 their allocation.

8 Funds appropriated herein shall be available  
9 for aid to municipalities and for payments  
10 to the federal government for expenditures  
11 made pursuant to the social services law  
12 and the state plan for individual and  
13 family grant program under the disaster  
14 relief act of 1974.

15 The funds hereby appropriated are to be  
16 available for payment of state aid hereto-  
17 fore accrued or hereafter to accrue to  
18 municipalities. Subject to the approval of  
19 the director of the budget, such funds  
20 hereby appropriated shall be available to  
21 the office net of disallowances, refunds,  
22 reimbursements, and credits.

23 Notwithstanding any inconsistent provision  
24 of law, the amount herein appropriated may  
25 be transferred to any other appropriation  
26 within the office of children and family  
27 services and/or the office of temporary  
28 and disability assistance and/or suballo-  
29 cated to the office of temporary and disa-  
30 bility assistance for the purpose of  
31 paying local social services districts'  
32 costs of the above program and may be  
33 increased or decreased by interchange with  
34 any other appropriation or with any other  
35 item or items within the amounts appropri-  
36 ated within the office of children and  
37 family services general fund - local  
38 assistance account with the approval of  
39 the director of the budget who shall file  
40 such approval with the department of audit  
41 and control and copies thereof with the  
42 chairman of the senate finance committee  
43 and the chairman of the assembly ways and  
44 means committee.

45 Notwithstanding any inconsistent provision  
46 of law, in lieu of payments authorized by  
47 the social services law, or payments of  
48 federal funds otherwise due to the local  
49 social services districts for programs  
50 provided under the federal social security  
51 act or the federal food stamp act, funds  
52 herein appropriated, in amounts certified  
53 by the state comptroller or the state  
54 commissioner of health as due from local  
55 social services districts each month as  
56 their share of payments made pursuant to  
57 section 367-b of the social services law  
58 may be set aside by the state comptroller  
59 in an interest bearing account with such  
60 interest accruing to the credit of the  
61 locality in order to ensure the orderly

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1	and prompt payment of providers under	
2	section 367-b of the social services law	
3	pursuant to an estimate provided by the	
4	commissioner of health of each local	
5	social services district's share of	
6	payments made pursuant to section 367-b of	
7	the social services law .....	150,000,000
8		-----
9	Program account subtotal .....	150,000,000
10		-----
11		
12	Special Revenue Funds - Other	
13	Combined Gifts, Grants and Bequests Fund	
14	Children and Family Trust Fund	
15		
16	For services and expenses related to the	
17	administration and implementation of	
18	contracts for prevention and support	
19	service programs for victims of family	
20	violence under the William B. Hoyt memori-	
21	al children and family trust fund pursuant	
22	to article 10-A of the social services	
23	law. Funds appropriated to the children	
24	and family trust fund shall be available	
25	for expenditure for such services and	
26	expenses herein .....	3,459,000
27		-----
28	Program fund subtotal .....	3,459,000
29		-----
30		
31	Special Revenue Funds - Other	
32	Miscellaneous Special Revenue Fund	
33	Children and Family Services Quality Enhancement Account	
34		
35	For services and expenses related to activ-	
36	ities to increase the availability and/or	
37	quality of children and family services	
38	programs. No expenditures shall be made	
39	from this account until an expenditure	
40	plan has been approved by the director of	
41	the budget .....	5,000,000
42		-----
43	Program account subtotal .....	5,000,000
44		-----
45		
46	Special Revenue Funds - Other	
47	Miscellaneous Special Revenue Fund	
48	Family Preservation and Federal Family Violence Services	
49	Account	
50		
51	For services and expenses associated with	
52	the home visiting program, the coordinated	
53	children's services initiative, domestic	
54	violence programs and related programs,	
55	subject to the approval of the director of	
56	the budget .....	10,000,000
57		-----
58	Program account subtotal .....	10,000,000
59		-----
60		
61		

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1	TRAINING AND DEVELOPMENT PROGRAM .....	24,034,800
2		-----
3		
4	General Fund	
5	Local Assistance Account	
6		
7	For state reimbursement to local social	
8	services districts for training expenses	
9	associated with title IV-a, title IV-e,	
10	title IV-d, title IV-f and title XIX of	
11	the federal social security act or their	
12	successor titles and programs.	
13	Funds appropriated herein shall be available	
14	for aid to municipalities and for payments	
15	to the federal government for expenditures	
16	made pursuant to the social services law	
17	and the state plan for individual and	
18	family grant program under the disaster	
19	relief act of 1974.	
20	Such funds are to be available for payment	
21	of aid heretofore accrued or hereafter to	
22	accrue to municipalities. Subject to the	
23	approval of the director of the budget,	
24	such funds shall be available to the	
25	office net of disallowances, refunds,	
26	reimbursements, and credits.	
27	Notwithstanding any inconsistent provision	
28	of law, the amount herein appropriated may	
29	be transferred to any other appropriation	
30	and/or suballocated to any other agency	
31	for the purpose of paying local social	
32	services district cost or may be increased	
33	or decreased by interchange with any other	
34	appropriation or with any other item or	
35	items within the amounts appropriated	
36	within the office of children and family	
37	services - local assistance account with	
38	the approval of the director of the budget	
39	who shall file such approval with the	
40	department of audit and control and copies	
41	thereof with the chairman of the senate	
42	finance committee and the chairman of the	
43	assembly ways and means committee.	
44	The amount appropriated herein, as may be	
45	adjusted by transfer of general fund	
46	moneys for administration of child	
47	welfare, training and development, public	
48	assistance, and food stamp programs appro-	
49	priated in the office of children and	
50	family services and the office of tempo-	
51	rary and disability assistance, shall	
52	constitute total state reimbursement for	
53	all local training programs in state	
54	fiscal year 2012-13 .....	4,815,800
55		-----
56	Program account subtotal .....	4,815,800
57		-----
58		
59		

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

1 Special Revenue Funds - Federal  
2 Federal Health and Human Services Fund  
3 Federal Health and Human Services Fund Account  
4  
5 For reimbursement to local social services  
6 districts for training expenses associated  
7 with title IV-a, title IV-e, title IV-d  
8 and title XIX of the federal social secu-  
9 rity act or their successor titles and  
10 programs.  
11 Funds appropriated herein shall be available  
12 for aid to municipalities and for payments  
13 to the federal government for expenditures  
14 made pursuant to the social services law  
15 and the state plan for individual and  
16 family grant program under the disaster  
17 relief act of 1974.  
18 Such funds are to be available for payment  
19 of aid heretofore accrued or hereafter to  
20 accrue to municipalities. Subject to the  
21 approval of the director of the budget,  
22 such funds shall be available to the  
23 office net of disallowances, refunds,  
24 reimbursements, and credits.  
25 Notwithstanding any inconsistent provision  
26 of law, the amount herein appropriated may  
27 be transferred to any other appropriation  
28 and/or suballocated to any other agency  
29 for the purpose of paying local social  
30 services district cost, or may be  
31 increased or decreased by interchange with  
32 any other appropriation or with any other  
33 item or items within the amounts appropri-  
34 ated within the office of children and  
35 family services federal funds - local  
36 assistance account with the approval of  
37 the director of the budget who shall file  
38 such approval with the department of audit  
39 and control and copies thereof with the  
40 chairman of the senate finance committee  
41 and the chairman of the assembly ways and  
42 means committee ..... 19,219,000  
43 -----  
44 Program account subtotal ..... 19,219,000  
45 -----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CHILD CARE PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For services and expenses of the civil service employees association,  
8 Local 1000, AFSCME, AFL-CIO to establish and operate a quality grant  
9 program for licensed group family day care home and registered  
10 family day care home providers outside the city of New York;  
11 provided however, that, pursuant to a request by the civil services  
12 association, the funds may be made available to CSEA Workers'  
13 Opportunity Resources and Knowledge Institute (CSEA WORK Institute),  
14 or other administrator designated by the union to administer and  
15 implement the program for the union .....  
16 3,735,000 ..... (re. \$3,735,000)

17 For services and expenses of the united federation of teachers to  
18 establish and operate a quality grant program for licensed group  
19 family day care home providers and registered family day care home  
20 providers located in the city of New York .....  
21 1,500,000 ..... (re. \$1,500,000)

22 For services and expenses of child care services provided to children  
23 of migrant workers in programs operated by non-profit organizations  
24 under contract with the department of agriculture and markets to  
25 provide such care ... 1,754,000 ..... (re. \$1,754,000)  
26

27 The appropriation made by chapter 53, section 1, of the laws of 2011, as  
28 added by chapter 55, section 2, of the laws of 2011, is hereby  
29 amended and reappropriated to read:

30 Notwithstanding any inconsistent provision of law, the funds  
31 appropriated herein shall be available to operate and support  
32 enrollment in the child care facilitated enrollment pilot programs  
33 which expand access to child care subsidies for working families  
34 living or employed in the Liberty Zone, the boroughs of Brooklyn,  
35 Queens, and Bronx, and in the county of Monroe, with income up to  
36 275 percent of the federal poverty level. Of the amount appropriated  
37 herein, \$1,605,000 shall be made available for Monroe county, and  
38 \$3,855,000 shall be made available for all other projects. Up to  
39 \$160,500 shall be made available to the current designated  
40 administrator in the county of Monroe, or to a successor  
41 administrator designated by the current administration to administer  
42 such county's program and to implement a plan approved by the office  
43 of children and family services; and up to \$385,500 shall be made  
44 available to the Consortium for Worker Education, Inc., or other  
45 designated successor, to administer and to implement a plan approved  
46 by the office of children and family services for the programs in  
47 the Liberty Zone, and the boroughs of Brooklyn, Queens and Bronx.  
48 Each pilot program administrator shall prepare and submit to the  
49 office of children and family services, the chairs of the senate  
50 committee on children and families and the senate committee on  
51 social services, the chair of the assembly committee on children and  
52 families, the chair of the assembly committee on social services,  
53 the chair of the senate committee on labor, and the chair of the  
54 assembly committee on labor, an evaluation of the pilot with  
55 recommendations for continuation or dissolution of the program  
56 supported by appropriate documentation. Such evaluation shall  
57 include available, information regarding the pilot programs or  
58 participants in the pilot programs, absent identifying information,  
59 including but not limited to: the number of income-eligible children  
60 of working parents with income greater than 200 percent but at or  
61 less than 275 percent of the federal poverty level; the ages of the

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1 children served by the project, the number of families served by the  
2 project who are in receipt of family assistance, the factors that  
3 parents considered when searching for child care, the factors that  
4 barred the families' access to child care assistance prior to their  
5 enrollment in the pilot program, the number of families who receive  
6 a child care subsidy pursuant to this program who choose to use such  
7 subsidy for regulated child care, and the number of families who  
8 receive a child care subsidy pursuant to this program who choose to  
9 use such subsidy to receive child care services provided by a  
10 legally exempt provider. Such report shall be submitted by the  
11 applicable project administrator, on or before October 1, 2012,  
12 provided that if such report is not received by October 1, 2012,  
13 reimbursement for administrative costs shall be either reduced or  
14 withheld, and failure of an administrator to submit a timely report  
15 may jeopardize such program's funding in future years. Expenses  
16 related to the development of the evaluation of the pilot programs  
17 shall be paid from the pilot program's administrative set-aside or  
18 non-state funds. The remaining portion of the project's funds shall  
19 be allocated by the office of children and family services to the  
20 local social services districts where the recipient families reside  
21 as determined by the project administrator based on projected needs  
22 and cost of providing child care subsidy payments to working  
23 families enrolled in the child care subsidy program through the  
24 pilot initiative, provided however that the office of children and  
25 family services shall not reimburse subsidy payments in excess of  
26 the amount the subsidy funding appropriated herein can support and  
27 the applicable local social services district shall not be required  
28 to approve or pay for subsidies not funded herein. The total number  
29 of slots for pilot programs located within the city of New York  
30 shall not exceed one thousand during fiscal year [2011-2012]  
31 2012-13. Vacancies in child care slots may be filled at such time as  
32 the total enrollment of the New York city pilot program is less than  
33 one thousand slots. The pilot program located in the borough of  
34 Queens shall receive one new additional slot for each slot which  
35 becomes available through attrition once the total number of filled  
36 child care slots reaches less than one thousand. Child care  
37 subsidies paid on behalf of eligible families shall be reimbursed at  
38 the actual cost of care up to the applicable market rate for the  
39 district in which the child care is provided[, for subsidy payments  
40 made from April 1, 2011 through March 31, 2012 for the New York city  
41 pilot program and for subsidy payments made from January 1, 2012  
42 through December 31, 2012 for the Monroe county pilot program] in  
43 accordance with the fee schedule of the local social services  
44 district making the subsidy payments. Pilot programs are required to  
45 submit monthly reports to the office of children and family  
46 services, the local social services district, and for programs  
47 located in the city of New York, the administration for children's  
48 services, and the legislature. Each monthly report must provide  
49 without benefit of personal identifying information, the pilot  
50 program's current enrollment level, amount of the child's subsidy,  
51 co-payment levels and other information as needed or required by the  
52 office of children and family services. Further, the office of  
53 children and family services shall provide technical assistance to  
54 the pilot program to assist with project administration and timely  
55 coordination of the monthly claiming process. Notwithstanding any  
56 other provision of law, any pilot programs maintained herein may be  
57 terminated if the administrator for such programs mismanages such  
58 programs, by engaging in actions including but not limited to,  
59 improper use of funds, providing for child care subsidies in excess  
60 of the amount the subsidy funding appropriated herein can support,



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1 and failing to submit claims for reimbursement in a timely fashion  
2 ... 5,460,000 ..... (re. \$5,460,000)  
3 Notwithstanding any inconsistent provision of law, the funds  
4 appropriated herein shall be available to continue operation of the  
5 facilitated enrollment pilot program in Capital Region-Oneida  
6 (consisting of Rensselaer, Schenectady, Saratoga, Albany and Oneida  
7 counties) as provided to the NYS AFL-CIO Workforce Development  
8 Institute to act or continue to act as the administrator to  
9 implement the program proposed by the union child care coalition of  
10 the NYS AFL-CIO and approved by the office of children and family  
11 services. The administrative cost, including the cost of the  
12 development of the evaluation of the pilot program shall not exceed  
13 ten percent of the funds available for this purpose. The remaining  
14 portion of the funds shall be allocated by the office of children  
15 and family services to the local social services districts where the  
16 recipient families reside as determined by the project administrator  
17 based on projected need and cost of providing child care subsidies  
18 payment to working families enrolled through the pilot initiative, a  
19 local social services district shall not reimburse subsidy payments  
20 in excess of the amount the subsidy funding appropriated herein can  
21 support. Child care subsidies paid on behalf of eligible families  
22 shall be reimbursed at the actual cost of care up to the applicable  
23 market rate for the district in which child care is provided and in  
24 accordance with the fee schedule of the local social services  
25 district making the subsidy payment. Up to \$154,000 shall be made  
26 available to the NYS AFL-CIO Workforce Development Institute, or  
27 other designated administrator, to administer and to implement a  
28 plan approved by the office of children and family services for this  
29 pilot program in consultation with the advisory council. This  
30 administrator shall prepare and submit to the office of children and  
31 family services, the chairs of the senate committee on social  
32 services, the senate committee on children and families, the senate  
33 committee on labor, the chairs of the assembly committee on children  
34 and families, and the assembly committee on social services, an  
35 evaluation of the pilot with recommendations. Such evaluation shall  
36 include available information regarding the pilot programs or  
37 participants in the pilot programs, including but not limited to:  
38 the number of income-eligible children of working parents with  
39 income greater than 200 percent but at or less than 275 percent of  
40 the federal poverty level, the ages of the children served by the  
41 project, the number of families served by the project who are in  
42 receipt of family assistance, the factors that parents considered  
43 when searching for child care, the factors that barred the families'  
44 access to child care assistance prior to their enrollment in the  
45 facilitated enrollment program, the number of families who receive a  
46 child care subsidy pursuant to this program who choose to use such  
47 subsidy for regulated child care, and the number of families who  
48 receive a child care subsidy pursuant to this program who choose to  
49 use such subsidy to receive child care services provided by a  
50 legally exempt provider. Such report shall be submitted by the  
51 applicable project administrator, on or before November 1, 2012,  
52 provided that if such report is not received by November 30, 2012,  
53 reimbursement for administrative costs shall be either reduced or  
54 withheld, and failure of an administrator to submit a timely report  
55 may jeopardize such administrator's program from receiving funding  
56 in future years. Child care subsidies paid on behalf of eligible  
57 families shall be reimbursed at the actual cost of care up to the  
58 applicable market rate for the district in which the child care is  
59 provided, [for subsidy payments made from April 1, 2011 through  
60 March 31, 2012] in accordance with the fee schedule of the local  
61 social services district making the subsidy payments. The

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1 administrator for this pilot project is required to submit bi-  
 2 monthly reports on the fifteenth day of every other month beginning  
 3 on January 15, 2012 and bi-monthly thereafter that provide current  
 4 enrollment and information including, but not limited to, the amount  
 5 of the approved subsidy level, the level of co-payment by the local  
 6 social services district required for the participants in the  
 7 program, the program's adopted budget reflecting all expenses  
 8 including salaries and other information as needed, to the office of  
 9 children and family services, the chairs of the senate committee on  
 10 social services, the senate committee on children and families, the  
 11 senate committee on labor, the chairs of the assembly committee on  
 12 children and families and the assembly committee on social services,  
 13 and the local social services districts. Provided however that if  
 14 such bi-monthly reports are not received from this Capital Region-  
 15 Oneida administrator, reimbursement for administrative costs shall  
 16 be either reduced or withheld and failure of an administrator to  
 17 submit a timely report may jeopardize such administrator's program  
 18 from receiving funding in future years. The office of children and  
 19 family services shall provide technical assistance to the pilot  
 20 program to assist in timely coordination with the monthly claiming  
 21 process. Notwithstanding any other provision of law, this pilot  
 22 program maintained herein may be terminated if the administrator for  
 23 such program mismanages such program, by engaging in actions  
 24 including but not limited to, improper use of funds, providing for  
 25 child care subsidies in excess of the amount the subsidy funding  
 26 appropriated herein can support, and failing to submit claims for  
 27 reimbursement in a timely fashion ... 1,540,000 ... (re. \$1,540,000)  
 28

29 By chapter 53, section 1, of the laws of 2010:  
 30 For services and expenses of the united federation of teachers to  
 31 provide professional development to child care providers including  
 32 but not necessarily limited to licensed group family day care home,  
 33 registered family day care home and legally-exempt providers located  
 34 in the city of New York, to meet existing training requirements and  
 35 to enhance the development of such providers .....  
 36 500,000 ..... (re. \$500,000)  
 37

38 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
 39 section 1, of the laws of 2011:  
 40 For additional services and expenses of the civil service employees  
 41 association, Local 1000, AFSCME, AFL-CIO to establish and operate a  
 42 quality grant program for licensed group family day care home and  
 43 registered family day care home providers outside the city of New  
 44 York; provided however, that, pursuant to a request by the civil  
 45 services association, the funds may be made available to CSEA Work-  
 46 ers' Opportunity Resources and Knowledge Institute (CSEA WORK Insti-  
 47 tute), or other administrator designated by the union to administer  
 48 and implement the program for the union .....  
 49 2,235,000 ..... (re. \$2,235,000)  
 50

51 For services and expenses of the civil service employees association,  
 52 Local 1000, AFSCME, AFL-CIO to provide professional development to  
 53 child care providers which shall include but not necessarily be  
 54 limited to, licensed group family day care home, registered family  
 55 day care home and legally-exempt providers located outside the city  
 56 of New York, to meet existing training requirements and to enhance  
 57 the development of such providers; provided however, that, pursuant  
 58 to a request by the civil services association, the funds may be  
 59 made available to CSEA Workers' Opportunity Resources and Knowledge  
 60 Institute (CSEA WORK Institute), or other administrator designated  
 61 by the union to administer and implement the program for the union  
 ... 500,000 ..... (re. \$500,000)

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2009:

2 The funds appropriated herein shall be available for additional  
3 services and expenses related to the state block grant for child  
4 care for the provision by social services districts of child care  
5 assistance to families in receipt of family assistance and other low  
6 income families and for activities to increase the availability  
7 and/or quality of child care programs to the extent such funds are  
8 required to meet the non-supplantation requirements to receive the  
9 additional federal child care funds made available under the Ameri-  
10 can recovery and reinvestment act of 2009 (Public Law 111-5) .....  
11 8,835,300 ..... (re. \$973,000)  
12

13 Special Revenue Funds - Federal  
14 Federal Health and Human Services Fund  
15 Federal Day Care Account  
16

17 By chapter 53, section 1, of the laws of 2011:

18 For services and expenses related to the child care block grant.  
19 Notwithstanding any inconsistent provision of law, in lieu of payments  
20 authorized by the social services law, or payments of federal funds  
21 otherwise due to the local social services districts for programs  
22 provided under the federal social security act or the federal food  
23 stamp act, funds herein appropriated, in amounts certified by the  
24 state commissioner or the state commissioner of health as due from  
25 local social services districts each month as their share of  
26 payments made pursuant to section 367-b of the social services law  
27 may be set aside by the state comptroller in an interest-bearing  
28 account with such interest accruing to the credit of the locality in  
29 order to ensure the orderly and prompt payment of providers under  
30 section 367-b of the social services law pursuant to an estimate  
31 provided by the commissioner of health of each local social services  
32 district's share of payments made pursuant to section 367-b of the  
33 social services law.

34 Funds appropriated herein shall be available for aid to  
35 municipalities, for services and expenses under the child care block  
36 grant and for payments to the federal government for expenditures  
37 made pursuant to the social services law and the state plan for  
38 individual and family grant program under the disaster relief act of  
39 1974.

40 Such funds are to be available for payment of aid, services and  
41 expenses heretofore accrued or hereafter to accrue to  
42 municipalities. Subject to the approval of the director of the  
43 budget, such funds shall be available to the office net of  
44 disallowances, refunds, reimbursements, and credits.

45 Notwithstanding any inconsistent provision of law, the amount herein  
46 appropriated may be transferred to any other appropriation within  
47 the office of children and family services and/or the office of  
48 temporary and disability assistance and/or suballocated to the  
49 office of temporary and disability assistance for the purpose of  
50 paying local social services districts' costs of the above program  
51 and may be increased or decreased by interchange with any other  
52 appropriation or with any other item or items within the amounts  
53 appropriated within the office of children and family services  
54 general fund - local assistance account or special revenue funds  
55 federal/state operations federal day care account with the approval  
56 of the director of the budget who shall file such approval with the  
57 department of audit and control and copies thereof with the chairman  
58 of the senate finance committee and the chairman of the assembly  
59 ways and means committee.

60 Notwithstanding any other provision of law, the money hereby  
61 appropriated including any funds transferred by the office of

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1 temporary and disability assistance special revenue funds - federal  
2 / aid to localities federal health and human services fund, federal  
3 temporary assistance to needy families block grant funds at the  
4 request of local social services districts and, upon approval of the  
5 director of the budget, transfer of federal temporary assistance for  
6 needy families block grant funds made available from the New York  
7 works compliance fund program or otherwise specifically appropriated  
8 therefor, in combination with the money appropriated in the general  
9 fund / aid to localities local assistance account, appropriated for  
10 the state block grant for child care shall constitute the state  
11 block grant for child care.

12 Of the amounts appropriated herein, up to \$216,755,000 of the state  
13 block grant for child care may be used for child care assistance  
14 pursuant to title 5-C of article 6 of the social services law. The  
15 funds that are to be available to social services districts for  
16 child care assistance shall be apportioned among the social services  
17 districts by the office according to the allocation plan developed  
18 by the office and submitted to the director of the budget for  
19 approval within 60 days of enactment of the budget. A district's  
20 block grant allocation, including any funds the office of temporary  
21 and disability assistance transfers from a district's flexible fund  
22 for family services allocation to the state block grant for child  
23 care at the district's request, for a particular federal fiscal year  
24 is available only for child care assistance expenditures made during  
25 that federal fiscal year and which are claimed by March 31 of the  
26 year immediately following the end of that federal fiscal year.  
27 Notwithstanding any other provision of law, any claims for child  
28 care assistance made by a social services district for expenditures  
29 made during a particular federal fiscal year, other than claims made  
30 under title XX of the federal social security act and under the food  
31 stamp employment and training program, shall be counted against the  
32 social services district's block grant allocation for that federal  
33 fiscal year.

34 A social services district shall expend its allocation from the block  
35 grant in accordance with the applicable provisions in federal law  
36 and regulations relating to the federal funds included in the state  
37 block grant for child care and the regulations of the office of  
38 children and family services. Notwithstanding any other provision of  
39 law, each district's claims submitted under the state block grant  
40 for child care will be processed in a manner that maximizes the  
41 availability of federal funds and ensures that the district meets  
42 its maintenance of effort requirement in each applicable federal  
43 fiscal year. Funds appropriated herein shall be subject to the  
44 amount awarded in federal grant funding.

45 Of the amounts appropriated herein, up to \$38,332,000 of the funds may  
46 be available for funding to social services districts for child care  
47 assistance should additional health and human services funding be  
48 available.

49 Of the amounts appropriated herein, up to \$22,034,000 may be available  
50 for services and expenses for the operation and coordination of  
51 child care resource and referral agencies. Such funds are to be  
52 available pursuant to a plan prepared by the office of children and  
53 family services and approved by the director of the budget to  
54 continue existing programs with existing contractors that are  
55 satisfactorily performing as determined by the office of children  
56 and family services, to award new contracts to not-for-profit  
57 organizations to continue programs where the existing contractors  
58 are not satisfactorily performing as determined by the office of  
59 children and family services and/or to award new contracts to not-  
60 for-profit organizations through a competitive process.

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1 Of the amounts appropriated herein, up to \$6,125,000 may be available  
2 for services and expenses for the operation and coordination of  
3 legally exempt enrollment agencies located in the city of New York.  
4 Such funds are to be available pursuant to a plan prepared by the  
5 office of children and family services and approved by the director  
6 of the budget to continue existing programs with existing  
7 contractors that are satisfactorily performing as determined by the  
8 office of children and family services, to award new contracts to  
9 not-for-profit organizations to continue programs where the existing  
10 contractors are not satisfactorily performing as determined by the  
11 office of children and family services and/or to award new contracts  
12 to not-for-profit organizations through a competitive process.

13 Of the amounts appropriated herein, up to \$1,100,000 may be available  
14 for services and expenses for the operation of infant/toddler  
15 resource centers. Such funds are to be available pursuant to a plan  
16 prepared by the office of children and family services and approved  
17 by the director of the budget to continue existing programs with  
18 existing contractors that are satisfactorily performing as  
19 determined by the office of children and family services, to award  
20 new contracts to not-for-profit organizations to continue programs  
21 where the existing contractors are not satisfactorily performing as  
22 determined by the office of children and family services and/or to  
23 award new contracts to not-for-profit organizations through a  
24 competitive process.

25 Of the amounts appropriated herein, up to \$6,434,000 may be available  
26 for services and expenses of child care provider training.

27 Of the amounts appropriated herein, up to \$10,240,000 may be available  
28 for services and expenses of child care scholarships education and  
29 ongoing professional development.

30 Of the amounts appropriated herein, up to \$2,000,000 may be available  
31 for services and expenses of the development and maintenance of  
32 automated systems in support of licensing and oversight of child day  
33 care providers.

34 Of the amounts appropriated herein, up to \$586,000 may be available  
35 for services and expenses to make awards through a competitive grant  
36 process for start-up expenses and for the promotion of child health  
37 and safety, including equipment and minor renovations.

38 Of the amounts appropriated herein, up to \$300,000 may be available  
39 for services and expenses for the establishment and/or operation of  
40 child care services in the state's courts.

41 Of the amounts appropriated herein, up to \$2,020,000 may be available  
42 for services and expenses of subsidy and quality activities at the  
43 state university of New York including community colleges and state  
44 operated campuses.

45 Of the amounts appropriated herein, up to \$2,020,000 may be available  
46 for services and expenses of subsidy and quality activities at the  
47 city university of New York, including community colleges and senior  
48 colleges.

49 Of the amounts appropriated herein, up to \$750,000 may be available  
50 for services and expenses of child care services provided to  
51 children of migrant workers in programs operated by non-profit  
52 organizations under contract with the department of agriculture and  
53 markets to provide such care.

54 Of the amount appropriated herein, up to \$50,000 may be available for  
55 services and expenses of conducting a market rate survey .....  
56 308,746,000 ..... (re. \$244,403,000)  
57

58 By chapter 53, section 1, of the laws of 2010:  
59 For services and expenses related to the child care block grant.  
60 Notwithstanding any inconsistent provision of law, in lieu of payments  
61 authorized by the social services law, or payments of federal funds

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1 otherwise due to the local social services districts for programs  
2 provided under the federal social security act or the federal food  
3 stamp act, funds herein appropriated, in amounts certified by the  
4 state commissioner or the state commissioner of health as due from  
5 local social services districts each month as their share of  
6 payments made pursuant to section 367-b of the social services law  
7 may be set aside by the state comptroller in an interest-bearing  
8 account with such interest accruing to the credit of the locality in  
9 order to ensure the orderly and prompt payment of providers under  
10 section 367-b of the social services law pursuant to an estimate  
11 provided by the commissioner of health of each local social services  
12 district's share of payments made pursuant to section 367-b of the  
13 social services law.

14 Funds appropriated herein shall be available for aid to munici-  
15 palities, for services and expenses under the child care block grant  
16 and for payments to the federal government for expenditures made  
17 pursuant to the social services law and the state plan for individ-  
18 ual and family grant program under the disaster relief act of 1974.  
19 Such funds are to be available for payment of aid, services and  
20 expenses heretofore accrued or hereafter to accrue to munici-  
21 palities. Subject to the approval of the director of the budget,  
22 such funds shall be available to the office net of disallowances,  
23 refunds, reimbursements, and credits.

24 Notwithstanding any inconsistent provision of law, the amount herein  
25 appropriated may be transferred to any other appropriation within  
26 the office of children and family services and/or the office of  
27 temporary and disability assistance and/or suballocated to the  
28 office of temporary and disability assistance for the purpose of  
29 paying local social services districts' costs of the above program  
30 and may be increased or decreased by interchange with any other  
31 appropriation or with any other item or items within the amounts  
32 appropriated within the office of children and family services  
33 general fund - local assistance account or special revenue funds  
34 federal/state operations federal day care account with the approval  
35 of the director of the budget who shall file such approval with the  
36 department of audit and control and copies thereof with the chairman  
37 of the senate finance committee and the chairman of the assembly  
38 ways and means committee.

39 Notwithstanding any other provision of law, the money hereby appropri-  
40 ated including any funds transferred by the office of temporary and  
41 disability assistance special revenue funds - federal / aid to  
42 localities federal health and human services fund - 265 federal  
43 temporary assistance to needy families block grant funds at the  
44 request of local social services districts and, upon approval of the  
45 director of the budget, transfer of federal - 265 federal temporary  
46 assistance for needy families block grant funds made available from  
47 the New York works compliance fund program or otherwise specifically  
48 appropriated therefor, in combination with the money appropriated in  
49 the general fund / aid to localities local assistance account - 001,  
50 appropriated for the state block grant for child care shall consti-  
51 tute the state block grant for child care.

52 Of the amounts appropriated herein, up to \$216,755,000 of the state  
53 block grant for child care may be used for child care assistance  
54 pursuant to title 5-C of article 6 of the social services law. The  
55 funds that are to be available to social services districts for  
56 child care assistance shall be apportioned among the social services  
57 districts by the office according to the allocation plan developed  
58 by the office and submitted to the director of the budget for  
59 approval within 60 days of enactment of the budget. A district's  
60 block grant allocation, including any funds the office of temporary  
61 and disability assistance transfers from a district's flexible fund

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF CHILDREN AND FAMILY SERVICES

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 for family services allocation to the state block grant for child  
2 care at the district's request, for a particular federal fiscal year  
3 is available only for child care assistance expenditures made during  
4 that federal fiscal year and which are claimed by March 31 of the  
5 year immediately following the end of that federal fiscal year. Any  
6 claims for child care assistance made by a social services district  
7 for expenditures made during a particular federal fiscal year, other  
8 than claims made under title XX of the federal social security act,  
9 shall be counted against the social services district's block grant  
10 allocation for that federal fiscal year.

11 A social services district shall expend its allocation from the block  
12 grant in accordance with the applicable provisions in federal law  
13 and regulations relating to the federal funds included in the state  
14 block grant for child care and the regulations of the office of  
15 children and family services. Notwithstanding any other provision of  
16 law, each district's claims submitted under the state block grant  
17 for child care will be processed in a manner that maximizes the  
18 availability of federal funds and ensures that the district meets  
19 its maintenance of effort requirement in each applicable federal  
20 fiscal year. Funds appropriated herein shall be subject to the  
21 amount awarded in federal grant funding.

22 Of the amounts appropriated herein, up to \$43,295,300 of the funds may  
23 be available for funding to social services districts for child care  
24 assistance should additional fund-265 health and human services  
25 funding be available.

26 Of the amounts appropriated herein, up to \$21,141,000 may be available  
27 for services and expenses for the operation and coordination of  
28 child care resource and referral agencies. Such funds are to be  
29 available pursuant to a plan prepared by the office of children and  
30 family services and approved by the director of the budget to  
31 continue existing programs with existing contractors that are satis-  
32 factorily performing as determined by the office of children and  
33 family services, to award new contracts to not-for-profit organiza-  
34 tions to continue programs where the existing contractors are not  
35 satisfactorily performing as determined by the office of children  
36 and family services and/or to award new contracts to not-for-profit  
37 organizations through a competitive process.

38 Of the amounts appropriated herein, up to \$3,925,000 may be available  
39 for services and expenses for the operation and coordination of  
40 legally exempt enrollment agencies located in the city of New York.  
41 Such funds are to be available pursuant to a plan prepared by the  
42 office of children and family services and approved by the director  
43 of the budget to continue existing programs with existing contrac-  
44 tors that are satisfactorily performing as determined by the office  
45 of children and family services, to award new contracts to not-for-  
46 profit organizations to continue programs where the existing  
47 contractors are not satisfactorily performing as determined by the  
48 office of children and family services and/or to award new contracts  
49 to not-for-profit organizations through a competitive process.

50 Of the amounts appropriated herein, up to \$1,100,000 may be available  
51 for services and expenses for the operation of infant/toddler  
52 resource centers. Such funds are to be available pursuant to a plan  
53 prepared by the office of children and family services and approved  
54 by the director of the budget to continue existing programs with  
55 existing contractors that are satisfactorily performing as deter-  
56 mined by the office of children and family services, to award new  
57 contracts to not-for-profit organizations to continue programs where  
58 the existing contractors are not satisfactorily performing as deter-  
59 mined by the office of children and family services and/or to award  
60 new contracts to not-for-profit organizations through a competitive  
61 process.

DEPARTMENT OF FAMILY ASSISTANCE  
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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 Of the amounts appropriated herein, up to \$6,434,000 may be available
- 2 for services and expenses of child care provider training.
- 3 Of the amounts appropriated herein, up to \$10,240,000 may be available
- 4 for services and expenses of child care scholarships education and
- 5 ongoing professional development.
- 6 Of the amounts appropriated herein, up to \$2,000,000 may be available
- 7 for services and expenses of the development and maintenance of
- 8 automated systems in support of licensing and oversight of child day
- 9 care providers.
- 10 Of the amounts appropriated herein, up to \$586,000 may be available
- 11 for services and expenses to make awards through a competitive grant
- 12 process for start-up expenses and for the promotion of child health
- 13 and safety, including equipment and minor renovations.
- 14 Of the amounts appropriated herein, up to \$100,000 may be available
- 15 for services and expenses for the establishment and/or operation of
- 16 child care services in the state's courts.
- 17 Of the amounts appropriated herein, up to \$2,020,000 may be available
- 18 for services and expenses of subsidy and quality activities at the
- 19 state university of New York including community colleges and state
- 20 operated campuses.
- 21 Of the amounts appropriated herein, up to \$2,020,000 may be available
- 22 for services and expenses of subsidy and quality activities at the
- 23 city university of New York, including community colleges and senior
- 24 colleges.
- 25 Of the amounts appropriated herein, up to \$750,000 may be available
- 26 for services and expenses of child care services provided to chil-
- 27 dren of migrant workers in programs operated by non-profit organiza-
- 28 tions under contract with the department of agriculture and markets
- 29 to provide such care.
- 30 Of the amount appropriated herein, up to \$50,000 may be available for
- 31 services and expenses of conducting a market rate survey .....
- 32 310,416,300 ..... (re. \$72,005,000)
- 33

34 By chapter 53, section 1, of the laws of 2009:

35 For services and expenses related to the child care block grant.

36 Notwithstanding any inconsistent provision of law, in lieu of payments

37 authorized by the social services law, or payments of federal funds

38 otherwise due to the local social services districts for programs

39 provided under the federal social security act or the federal food

40 stamp act, funds herein appropriated, in amounts certified by the

41 state commissioner or the state commissioner of health as due from

42 local social services districts each month as their share of

43 payments made pursuant to section 367-b of the social services law

44 may be set aside by the state comptroller in an interest-bearing

45 account with such interest accruing to the credit of the locality in

46 order to ensure the orderly and prompt payment of providers under

47 section 367-b of the social services law pursuant to an estimate

48 provided by the commissioner of health of each local social services

49 district's share of payments made pursuant to section 367-b of the

50 social services law.

51 Funds appropriated herein shall be available for aid to munici-

52 palities, for services and expenses under the child care block grant

53 and for payments to the federal government for expenditures made

54 pursuant to the social services law and the state plan for individ-

55 ual and family grant program under the disaster relief act of 1974.

56 Such funds are to be available for payment of aid, services and

57 expenses heretofore accrued or hereafter to accrue to munici-

58 palities. Subject to the approval of the director of the budget,

59 such funds shall be available to the office net of disallowances,

60 refunds, reimbursements, and credits.

61



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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Notwithstanding any inconsistent provision of law, the amount herein  
2 appropriated may be transferred to any other appropriation within  
3 the office of children and family services and/or the office of  
4 temporary and disability assistance and/or suballocated to the  
5 office of temporary and disability assistance for the purpose of  
6 paying local social services districts' costs of the above program  
7 and may be increased or decreased by interchange with any other  
8 appropriation or with any other item or items within the amounts  
9 appropriated within the office of children and family services  
10 general fund - local assistance account with the approval of the  
11 director of the budget who shall file such approval with the depart-  
12 ment of audit and control and copies thereof with the chairman of  
13 the senate finance committee and the chairman of the assembly ways  
14 and means committee.

15 Notwithstanding any other provision of law, the money hereby appropri-  
16 ated including any funds transferred by the office of temporary and  
17 disability assistance special revenue funds - federal / aid to  
18 localities federal health and human services fund - 265 federal  
19 temporary assistance to needy families block grant funds at the  
20 request of local social services districts and, upon approval of the  
21 director of the budget, transfer of federal - 265 federal temporary  
22 assistance for needy families block grant funds made available from  
23 the New York works compliance fund program or otherwise specifically  
24 appropriated therefor, in combination with the money appropriated in  
25 the general fund / aid to localities local assistance account - 001,  
26 appropriated for the state block grant for child care shall consti-  
27 tute the state block grant for child care.

28 Of the amounts appropriated herein, up to \$216,755,000 of the state  
29 block grant for child care may be used for child care assistance  
30 pursuant to title 5-C of article 6 of the social services law. The  
31 funds that are to be available to social services districts for  
32 child care assistance shall be apportioned among the social services  
33 districts by the office according to the allocation plan developed  
34 by the office and submitted to the director of the budget for  
35 approval within 60 days of enactment of the budget. A district's  
36 block grant allocation, including any funds the office of temporary  
37 and disability assistance transfers from a district's flexible fund  
38 for family services allocation to the state block grant for child  
39 care at the district's request, for a particular federal fiscal year  
40 is available only for child care assistance expenditures made during  
41 that federal fiscal year and which are claimed by March 31 of the  
42 year immediately following the end of that federal fiscal year. Any  
43 claims for child care assistance made by a social services district  
44 for expenditures made during a particular federal fiscal year, other  
45 than claims made under title XX of the federal social security act,  
46 shall be counted against the social services district's block grant  
47 allocation for that federal fiscal year.

48 A social services district shall expend its allocation from the block  
49 grant in accordance with the applicable provisions in federal law  
50 and regulations relating to the federal funds included in the state  
51 block grant for child care and the regulations of the office of  
52 children and family services. Notwithstanding any other provision of  
53 law, each district's claims submitted under the state block grant  
54 for child care will be processed in a manner that maximizes the  
55 availability of federal funds and ensures that the district meets  
56 its maintenance of effort requirement in each applicable federal  
57 fiscal year. Funds appropriated herein shall be subject to the  
58 amount awarded in federal grant funding.

59 Of the amounts appropriated herein, up to \$47,523,000 of the funds may  
60 be available for funding to social services districts for child care  
61 assistance should additional fund-265 health and human services

DEPARTMENT OF FAMILY ASSISTANCE  
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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 funding be available.
- 2 Of the amounts appropriated herein, up to \$21,141,000 may be available  
3 for services and expenses for the operation and coordination of  
4 child care resource and referral agencies. Such funds are to be  
5 available pursuant to a plan prepared by the office of children and  
6 family services and approved by the director of the budget to  
7 continue existing programs with existing contractors that are satis-  
8 factorily performing as determined by the office of children and  
9 family services, to award new contracts to not-for-profit organiza-  
10 tions to continue programs where the existing contractors are not  
11 satisfactorily performing as determined by the office of children  
12 and family services and/or to award new contracts to not-for-profit  
13 organizations through a competitive process.
- 14 Of the amounts appropriated herein, up to \$3,925,000 may be available  
15 for services and expenses for the operation and coordination of  
16 legally exempt enrollment agencies located in the city of New York.  
17 Such funds are to be available pursuant to a plan prepared by the  
18 office of children and family services and approved by the director  
19 of the budget to continue existing programs with existing contrac-  
20 tors that are satisfactorily performing as determined by the office  
21 of children and family services, to award new contracts to not-for-  
22 profit organizations to continue programs where the existing  
23 contractors are not satisfactorily performing as determined by the  
24 office of children and family services and/or to award new contracts  
25 to not-for-profit organizations through a competitive process.
- 26 Of the amounts appropriated herein, up to \$1,100,000 may be available  
27 for services and expenses for the operation of infant/toddler  
28 resource centers. Such funds are to be available pursuant to a plan  
29 prepared by the office of children and family services and approved  
30 by the director of the budget to continue existing programs with  
31 existing contractors that are satisfactorily performing as deter-  
32 mined by the office of children and family services, to award new  
33 contracts to not-for-profit organizations to continue programs where  
34 the existing contractors are not satisfactorily performing as deter-  
35 mined by the office of children and family services and/or to award  
36 new contracts to not-for-profit organizations through a competitive  
37 process.
- 38 Of the amounts appropriated herein, up to \$6,434,000 may be available  
39 for services and expenses of child care provider training.
- 40 Of the amounts appropriated herein, up to \$10,240,000 may be available  
41 for services and expenses of child care scholarships education and  
42 ongoing professional development.
- 43 Of the amounts appropriated herein, up to \$2,000,000 may be available  
44 for services and expenses of the development and maintenance of  
45 automated systems in support of licensing and oversight of child day  
46 care providers.
- 47 Of the amounts appropriated herein, up to \$586,000 may be available  
48 for services and expenses to make awards through a competitive grant  
49 process for start-up expenses and for the promotion of child health  
50 and safety, including equipment and minor renovations.
- 51 Of the amounts appropriated herein, up to \$100,000 may be available  
52 for services and expenses for the establishment and/or operation of  
53 child care services in the state's courts.
- 54 Of the amounts appropriated herein, up to \$2,020,000 may be available  
55 for services and expenses of subsidy and quality activities at the  
56 state university of New York including community colleges and state  
57 operated campuses.
- 58 Of the amounts appropriated herein, up to \$2,020,000 may be available  
59 for services and expenses of subsidy and quality activities at the  
60 city university of New York, including community colleges and senior  
61 colleges.

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1 Of the amounts appropriated herein, up to \$750,000 may be available  
 2 for services and expenses of child care services provided to chil-  
 3 dren of migrant workers in programs operated by non-profit organiza-  
 4 tions under contract with the department of agriculture and markets  
 5 to provide such care.  
 6 Of the amount appropriated herein, up to \$50,000 may be available for  
 7 services and expenses of conducting a market rate survey .....  
 8 314,644,000 ..... (re. \$60,645,000)  
 9

10 By chapter 53, section 1, of the laws of 2008:

11 For services and expenses related to the child care block grant.  
 12 Notwithstanding any inconsistent provision of law, in lieu of payments  
 13 authorized by the social services law, or payments of federal funds  
 14 otherwise due to the local social services districts for programs  
 15 provided under the federal social security act or the federal food  
 16 stamp act, funds herein appropriated, in amounts certified by the  
 17 state commissioner or the state commissioner of health as due from  
 18 local social services districts each month as their share of  
 19 payments made pursuant to section 367-b of the social services law  
 20 may be set aside by the state comptroller in an interest-bearing  
 21 account with such interest accruing to the credit of the locality in  
 22 order to ensure the orderly and prompt payment of providers under  
 23 section 367-b of the social services law pursuant to an estimate  
 24 provided by the commissioner of health of each local social services  
 25 district's share of payments made pursuant to section 367-b of the  
 26 social services law.

27 Funds appropriated herein shall be available for aid to munici-  
 28 palities, for services and expenses under the child care block grant  
 29 and for payments to the federal government for expenditures made  
 30 pursuant to the social services law and the state plan for individ-  
 31 ual and family grant program under the disaster relief act of 1974.  
 32 Such funds are to be available for payment of aid, services and  
 33 expenses heretofore accrued or hereafter to accrue to munici-  
 34 palities. Subject to the approval of the director of the budget,  
 35 such funds shall be available to the office net of disallowances,  
 36 refunds, reimbursements, and credits.

37 Notwithstanding any inconsistent provision of law, the amount herein  
 38 appropriated may be transferred to any other appropriation within  
 39 the office of children and family services and/or the office of  
 40 temporary and disability assistance and/or suballocated to the  
 41 office of temporary and disability assistance for the purpose of  
 42 paying local social services districts' costs of the above program  
 43 and may be increased or decreased by interchange with any other  
 44 appropriation or with any other item or items within the amounts  
 45 appropriated within the office of children and family services  
 46 general fund - local assistance account with the approval of the  
 47 director of the budget who shall file such approval with the depart-  
 48 ment of audit and control and copies thereof with the chairman of  
 49 the senate finance committee and the chairman of the assembly ways  
 50 and means committee.

51 Notwithstanding any other provision of law, the money hereby appropri-  
 52 ated including any funds transferred by the office of temporary and  
 53 disability assistance special revenue funds - federal / aid to  
 54 localities federal health and human services fund - 265 federal  
 55 temporary assistance to needy families block grant funds at the  
 56 request of local social services districts and, upon approval of the  
 57 director of the budget, transfer of federal - 265 federal temporary  
 58 assistance for needy families block grant funds made available from  
 59 the New York works compliance fund program or otherwise specifically  
 60 appropriated therefor, in combination with the money appropriated in  
 61 the general fund / aid to localities local assistance account - 001,

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1 appropriated for the state block grant for child care shall consti-  
2 tute the state block grant for child care. Pursuant to title 5-C of  
3 article 6 of the social services law, the state block grant for  
4 child care shall be used for child care assistance. The funds that  
5 are to be available to social services districts for child care  
6 assistance shall be apportioned among the social services districts  
7 by the office according to the allocation plan developed by the  
8 office and submitted to the director of the budget for approval  
9 within 60 days of enactment of the budget. A district's block grant  
10 allocation, including any funds the office of temporary and disabil-  
11 ity assistance transfers from a district's flexible fund for family  
12 services allocation to the state block grant for child care at the  
13 district's request, for a particular federal fiscal year is avail-  
14 able only for child care assistance expenditures made during that  
15 federal fiscal year and which are claimed by March 31 of the year  
16 immediately following the end of that federal fiscal year. Any  
17 claims for child care assistance made by a social services district  
18 for expenditures made during a particular federal fiscal year, other  
19 than claims made under title XX of the federal social security act,  
20 shall be counted against the social services district's block grant  
21 allocation for that federal fiscal year.

22 For funding to social services districts for child care assistance  
23 should additional fund-265 health and human services funding be  
24 available ... 47,523,000 ..... (re. \$47,523,000)  
25

26 Special Revenue Funds - Other  
27 Miscellaneous Special Revenue Fund  
28 Quality Child Care and Protection Account  
29

30 By chapter 53, section 1, of the laws of 2011:  
31 For services and expenses related to administering the "quality child  
32 care and protection act" specifically, the provision of grants to  
33 child day care providers for health and safety purposes, for  
34 training of child day care provider staff and other activities to  
35 increase the availability and/or quality of child care programs. No  
36 expenditure shall be made from this account until an expenditure  
37 plan has been approved by the director of the budget .....  
38 343,000 ..... (re. \$343,000)  
39

40 FAMILY AND CHILDREN'S SERVICES PROGRAM

41  
42 General Fund  
43 Local Assistance Account  
44

45 By chapter 53, section 1, of the laws of 2011:  
46 Notwithstanding any inconsistent provision of law, the amount  
47 appropriated herein, shall be available under a foster care block  
48 grant for state reimbursement of eligible social services district  
49 expenditures for the provision and administration of foster care  
50 services including care, maintenance, supervision, and tuition; for  
51 supervision of foster children placed in federally funded job corps  
52 programs; for care, maintenance, supervision, and tuition for  
53 adjudicated juvenile delinquents and persons in need of supervision  
54 placed in residential programs operated by authorized agencies and  
55 in out-of-state residential programs; and for the provision and  
56 administration of the kinship guardian assistance program including  
57 kinship guardianship assistance payments and payments for non-  
58 recurring guardianship expenses.

59 Notwithstanding any other provision of law, a portion of the funds are  
60 available to reimburse social services districts for the change in  
61 the maximum state aid rates established by the office of children

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1 and family services for the 2011-12 rate year pursuant to section  
2 398-a of the social services law and sections 4003 and 4405 of the  
3 education law to reflect the continuation of the cost of living  
4 adjustments that became effective April 1, 2008 for payments made to  
5 foster parents and for salary and fringe benefit costs and other  
6 critical nonpersonal services costs for foster care programs as  
7 determined by the office. Social services districts must adjust the  
8 amount of payments made for care provided by congregate care and  
9 foster boarding home programs and to foster parents to reflect the  
10 cost of living adjustments in the manner specified by the office.  
11 Each authorized agency operating a congregate care or foster  
12 boarding home program in New York state for which the office sets a  
13 maximum state aid rate pursuant to section 398-a of the social  
14 services law or section 4003 or 4405 of the education law shall  
15 submit, at the time and in a manner to be determined by the office,  
16 a written certification, attesting that the funds received for the  
17 continuation of the cost of living adjustment to the maximum state  
18 aid rate that became effective April 1, 2008 for that program will  
19 be or were used solely in accordance with the requirements of the  
20 cost of living adjustment established by the office. Within the  
21 amounts appropriated herein, state reimbursement to each social  
22 services district for services identified herein that are otherwise  
23 reimbursable by the state from April 1, 2011 through March 31, 2012  
24 shall be limited to a district allocation, hereinafter referred to  
25 as the district's block grant allocation. Notwithstanding any other  
26 provision of law, such block grant allocation shall be based, in  
27 part, on each district's claims for such costs, adjusted by the  
28 applicable cost allocation methodology and net of any retroactive  
29 payments for the 12 month period ending June 30, 2010 that are  
30 submitted on or before January 3, 2011 and, in part, on such other  
31 factors as determined by the office of children and family services  
32 and approved by the director of the budget. Any portion of a social  
33 services district's allocation from funds appropriated herein not  
34 claimed by such district during the state fiscal year may be used by  
35 such district for expenditures on preventive services provided  
36 pursuant to section 409-a of the social services law, independent  
37 living services and aftercare services provided pursuant to  
38 regulations of the department of family assistance, claimed by such  
39 district during the next state fiscal year up to the amount  
40 remaining from the district's foster care block grant allocation,  
41 provided however, that any claims for such services during the next  
42 state fiscal year in excess of such amount shall be subject to 95.4  
43 percent of 65 percent state reimbursement exclusive of any federal  
44 funds made available for such purposes, in accordance with  
45 directives of the department of family assistance and subject to the  
46 approval of the director of the budget. Any claims submitted by a  
47 social services district for reimbursement for a particular state  
48 fiscal year for which the social services district does not receive  
49 state or federal reimbursement during that state fiscal year may not  
50 be claimed against that district's block grant apportionment for the  
51 next state fiscal year.

52 The office of children and family services, with the approval of the  
53 director of the budget, may reduce a district's block grant  
54 allocation by the state share decrease related to federal  
55 retroactive reimbursement for such foster care services identified  
56 herein. The office, with the approval of the director of the budget,  
57 may reduce a district's block grant allocation by the state share of  
58 disallowances or sanctions taken against the district pursuant to  
59 the social services law or federal law.

60 Notwithstanding any other provision of law, the state shall not be  
61 responsible for reimbursing a social services district and a

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1 district shall not seek state reimbursement for any portion of any  
2 state disallowance or sanction taken against the social services  
3 district, or any federal disallowance attributable to final federal  
4 agency decisions or to settlement made, on or after July 1, 1995,  
5 when such disallowance or sanction results from the failure of the  
6 social services district to comply with federal or state  
7 requirements, including, but not limited to, failure to document  
8 eligibility for federal or state funds in the case record; provided,  
9 however, if the office determines that any federal disallowance for  
10 services provided between January 1, 1999 and May 31, 1999 results  
11 solely from the late enactment of the state legislation implementing  
12 the federal adoption and safe families act, the state shall be  
13 solely responsible for the full amount of the disallowance or  
14 sanction; provided, further, however, this provision shall be deemed  
15 to apply both prospectively and retroactively regardless of whether  
16 such sanctions or disallowances are for services provided or claims  
17 made prior to or after April 1, 2011.

18 Notwithstanding any other provision of law, any federal disallowance  
19 resulting from a federal title IV-E eligibility review or audit that  
20 uses extrapolated statistic techniques shall be passed along by the  
21 state to any and all social services districts that the office of  
22 children and family services has determined have not complied with  
23 the title IV-E eligibility requirements or have not taken the  
24 necessary actions to ensure compliance with such requirements  
25 including, but not limited to, failing to: assess and fully document  
26 all the criteria and have readily available all the necessary  
27 documents to establish and continue title IV-E eligibility for all  
28 title IV-E eligible children within the required time frames; claim  
29 title IV-E funding only for cases that meet all of the title IV-E  
30 eligibility criteria; and fully implement the social services  
31 payment system on or before April 1, 2005 for all direct and  
32 voluntary agency foster care services.

33 Notwithstanding any law to the contrary, the office of children and  
34 family services shall impose on social services districts any  
35 federal disallowance issued against the state as a result of a  
36 federal title IV-E secondary eligibility review regardless of the  
37 date the children may have entered foster care, the date the  
38 eligibility or payment errors occurred, or the filing date of any  
39 federal claims for reimbursement; provided, however, that the state  
40 shall be responsible for the disallowed costs and expenditures  
41 related to the placement of children in a facility operated by the  
42 office of children and family services, which shall be determined in  
43 the same manner as the disallowed costs and expenditures for social  
44 services districts other than the city of New York. In order to  
45 reimburse the federal government for the full amount of any  
46 disallowance imposed on the state by the federal administration for  
47 children and families within the timeframes necessary to avoid any  
48 potential interest payments on such amount, the office of children  
49 and family services is authorized to immediately offset funds  
50 otherwise due to each district for a pro rata share of the total  
51 disallowed costs based on the percentage of applicable federal title  
52 IV-E claims made by that district for the relevant time period as  
53 compared to the total applicable statewide title IV-E claims. The  
54 amount of the offset against each district will be adjusted, if  
55 necessary, upon completion of the disallowance allocation process.  
56 The final allocation of the amount of any federal disallowance  
57 resulting from a title IV-E secondary eligibility review shall be  
58 allocated among the districts so that each district shall be  
59 responsible for the amount attributable to each of the district's  
60 children or cases that are determined by the federal review to be  
61 unallowable. Each district shall also be responsible for a portion

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1 of the federal extrapolated disallowance amount based on the  
2 relative error rate for the district. The city of New York's error  
3 rate will be based on the federal sample and federal statistics. For  
4 all social services districts other than the city of New York, the  
5 error rate will be based on a review conducted by the district of a  
6 sample of children and/or cases determined by the office of children  
7 and family services and a re-review of a sub-sample by the office of  
8 those children and/or cases determined by the office. The office of  
9 children and family services will determine what is reasonable in  
10 establishing the size of the sample and sub-sample for each  
11 district. The office of children and family services shall notify  
12 each social services district of the sample of children and/or cases  
13 from the federal audit period that the social services district must  
14 review. Any child or case from the social services district that was  
15 included in the federal sample will automatically be included in the  
16 social services district's review sample and the determination made  
17 at the federal review regarding that child or case will govern for  
18 the purposes of the social services district's review. The social  
19 services district must complete and submit the results of its review  
20 to the office of children and family services within 60 days of  
21 receipt of the sample. The error rate for the district will be based  
22 on the findings of the district's review and the office of children  
23 and family services' re-review. If a social services district does  
24 not complete its review within 60 days of receiving the sample from  
25 the office of children and family services, the office of children  
26 and family services shall assign an error rate to the social  
27 services district based on the relative percentage of the district's  
28 applicable title IV-E claims for the relevant period as compared to  
29 applicable statewide title IV-E claims for that period and other  
30 circumstances that the office of children and family services may  
31 consider in order to allocate 100 percent of the federal  
32 disallowance. The office of children and family services shall apply  
33 each social services district's error rate to the total amount of  
34 the district's applicable title IV-E claims including associated  
35 administrative expenses. The resulting dollar amounts for all of the  
36 social services districts will be summed to derive the total amount  
37 of title IV-E claims deemed to be in error statewide. To establish a  
38 disallowance percentage for each social services district, the  
39 amount of the district's title IV-E claims deemed to be in error  
40 will be divided by the amount of statewide title IV-E claims deemed  
41 to be in error. The resulting disallowance percentage for each  
42 district will be applied to the entire title IV-E extrapolated  
43 disallowance calculated by the federal review to determine the  
44 amount of the extrapolated disallowance for which the district is  
45 responsible. Each district will be credited for the amount already  
46 disallowed for any individual children or cases found to be in error  
47 during the federal review. The exclusive appeal rights for the  
48 review of the amount of the federal disallowance assigned to each  
49 social services district shall be pursuant to article 78 of the  
50 civil practice laws and rules; provided, however, that in any such  
51 action all of the social services districts shall be joined as  
52 necessary parties and the venue of any such action shall be in  
53 Rensselaer county. Any social services district that fails to  
54 complete its sample review in the required time frames shall have no  
55 right to appeal and shall not be a necessary party to any action  
56 brought by another social services district.

57 The money hereby appropriated is to be available for payment of state  
58 aid heretofore accrued or hereafter to accrue to municipalities.  
59 Subject to the approval of the director of the budget, the money  
60 hereby appropriated shall be available to the office net of  
61 disallowances, refunds, reimbursements, and credits.

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1 Notwithstanding any inconsistent provision of law, the amount herein  
2 appropriated may be transferred to any other appropriation within  
3 the office of children and family services and/or the office of  
4 temporary and disability assistance and/or suballocated to the  
5 office of temporary and disability assistance for the purpose of  
6 paying local social services districts' costs of the above program  
7 and may be increased or decreased by interchange with any other  
8 appropriation or with any other item or items within the amounts  
9 appropriated within the office of children and family services  
10 general fund - local assistance account with the approval of the  
11 director of the budget who shall file such approval with the  
12 department of audit and control and copies thereof with the chairman  
13 of the senate finance committee and the chairman of the assembly  
14 ways and means committee.

15 Notwithstanding any inconsistent provision of law, in lieu of payments  
16 authorized by the social services law, or payments of federal funds  
17 otherwise due to the local social services districts for programs  
18 provided under the federal social security act or the federal food  
19 stamp act, funds herein appropriated, in amounts certified by the  
20 state comptroller or the state commissioner of health as due from  
21 local social services districts each month as their share of  
22 payments made pursuant to section 367-b of the social services law  
23 may be set aside by the state comptroller in an interest bearing  
24 account with such interest accruing to the credit of the locality in  
25 order to ensure the orderly and prompt payment of providers under  
26 section 367-b of the social services law pursuant to an estimate  
27 provided by the commissioner of health of each local social services  
28 district's share of payments made pursuant to section 367-b of the  
29 social services law.

30 Notwithstanding the provisions of any other law to the contrary, the  
31 office of children and family services may, on behalf of social  
32 services districts, make payments to foster boarding homes paid  
33 directly by social services districts by direct deposit or debit  
34 card. Local social services districts shall reimburse the office for  
35 the costs of administering such direct deposit or debit card  
36 payments.

37 Notwithstanding any inconsistent provision of the social services law  
38 or the state finance law, the office of children and family services  
39 shall, on a quarterly basis, request that the office of temporary  
40 and disability assistance reimburse the office of children and  
41 family services for the non-federal share of the costs of  
42 administering such direct deposit or debit card payments to capture  
43 the local share of such costs.

44 Notwithstanding any other provision of law, if a social services  
45 district fails to provide reimbursement to the office of children  
46 and family services pursuant to section 529 of the executive law  
47 within 60 days of receiving a bill for services under such section,  
48 or by the date certain set by such office for providing  
49 reimbursement, whichever is later, the offices of the department of  
50 family assistance are authorized to exercise the state's set-off  
51 rights by withholding any amounts due and owing to such district  
52 under this appropriation, up to such amounts due and owing to the  
53 state under section 529 of the executive law and transferring such  
54 funds to the miscellaneous special revenue fund youth facility per  
55 diem account (YF) ... 436,002,000 ..... (re. \$500,000)

56 Notwithstanding any other provision of law, the amount appropriated  
57 herein shall be available to reimburse for 98 percent of 65 percent  
58 of eligible social services district expenditures that are claimed  
59 by March 31, 2012 for those community preventive services provided  
60 from October 1, 2010 through September 30, 2011 at a cost that does  
61 not exceed the cost that was in effect on October 1, 2008 and that a



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1 social services district can demonstrate had been approved by the  
2 office of children and family services on or before October 1, 2008;  
3 provided, however, that should insufficient funds be available to  
4 provide state reimbursement for 98 percent of 65 percent of such  
5 costs, reimbursement shall be made proportionally to each district  
6 based on the percentage of their total eligible claims to the amount  
7 appropriated; and, provided further, however, that if the amount  
8 appropriated exceeds the amount of funds necessary to reimburse 98  
9 percent of 65 percent of the eligible social services district  
10 expenditures, the office may, to the extent funds are available,  
11 provide reimbursement for 98 percent of 65 percent of eligible  
12 social services district expenditures for new community preventive  
13 services programs approved by the office and only up to the amounts  
14 approved by the office. A local social services district seeking  
15 federal and/or state reimbursement for community preventive services  
16 provided on or after October 1, 2010 must submit claims that  
17 separately identify the costs of such services in a form and manner  
18 and at such times as are required by the department of family  
19 assistance and that information regarding outcome based measures  
20 that demonstrate quality of services provided and program  
21 effectiveness be submitted to the office of children and family  
22 services in a form and manner and at such times as required by the  
23 office. Of the amount appropriated herein, up to \$1 million may be  
24 used to provide additional funding to an eligible program or  
25 programs with evaluation results that show program effectiveness and  
26 demonstrate private monetary support as determined by the office of  
27 children and family services and approved by the director of the  
28 budget ... 12,124,750 ..... (re. \$12,124,750)  
29 For state aid to reimburse 100 percent of social services district  
30 expenditures related to the improvement of staff to client ratios in  
31 the local district child protective workforce including, but not  
32 limited to new hiring to increase the number of caseworkers and to  
33 increase the number of supervisory staff in the local district child  
34 protective workforce. Each social services district receiving these  
35 funds shall certify that the district will not be using these funds  
36 to supplant other state and local funds and that the district will  
37 not submit claims for reimbursement under this appropriation for the  
38 same type and level of funding so certified, and the district shall  
39 submit to the office of children and family services information  
40 regarding outcome based measures that demonstrate quality of  
41 services provided and program effectiveness of such improved staff  
42 to client ratios in a form and manner and at such times as required  
43 by the office; provided, however, that a district may use these  
44 funds for expenditures to continue or expand activities that were  
45 funded with last year's appropriation that was enacted for this  
46 purpose ... 757,200 ..... (re. \$757,200)  
47 For services and expenses of the office of children and family  
48 services and local social services districts for activities  
49 necessary to comply with certain provisions of the adoption and safe  
50 families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999  
51 and chapter 668 of the laws of 2006 requiring criminal record checks  
52 for foster care parents, prospective adoptive parents, and adult  
53 household members. Funds appropriated herein shall be made available  
54 in accordance with a plan to be developed by the commissioner of the  
55 office of children and family services and approved by the director  
56 of the budget. Funds appropriated herein shall be available for 94  
57 percent of 98 percent of one-half of the non-federal share of the  
58 national and state fees for fingerprinting foster care parents,  
59 prospective adoptive parents, and other adult household members.  
60 Notwithstanding any inconsistent provision of law, and pursuant to  
61 chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006,

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1 local social services districts shall reimburse the commissioner of  
 2 the office of children and family services for an amount equal to  
 3 53.94 percent of the non-federal share of the cost of obtaining  
 4 state and national fingerprint records. Notwithstanding any  
 5 inconsistent provision of law, and pursuant to chapter 7 of the laws  
 6 of 1999 and chapter 668 of the laws of 2006, the commissioner of the  
 7 office of children and family services shall, on behalf of local  
 8 social services districts, make payments to the division of criminal  
 9 justice services for processing of state and national criminal  
 10 record checks and any other related costs. The commissioner shall  
 11 ensure expenditures made pursuant to this provision reflect  
 12 appropriate federal and local shares. The commissioner of the office  
 13 of children and family services shall request that the commissioner  
 14 of the office of temporary and disability assistance reimburse the  
 15 commissioner of the office of children and family services in an  
 16 amount equal to 53.94 percent of the nonfederal share of such  
 17 payments provided that such reimbursement in payments reflects  
 18 actual expenditures made on behalf of each local social services  
 19 district to capture the local share of such costs.

20 Notwithstanding any inconsistent provision of the social services law  
 21 or the state finance law, the commissioner shall, on a quarterly  
 22 basis, request that the commissioner of the office of temporary and  
 23 disability assistance reimburse the commissioner of the office of  
 24 children and family services in an amount equal to 53.94 percent of  
 25 the non-federal share of such fees to capture the local share of  
 26 such fees. Such reimbursement shall occur on or before the one-  
 27 hundred and twentieth day following the close of the preceding  
 28 quarter and shall be charged among districts based on the number of  
 29 children currently placed in foster care in each local social  
 30 services district provided that this methodology is revised  
 31 quarterly to reflect most current available data. Amounts  
 32 appropriated herein may, subject to the director of the budget, be  
 33 interchanged or transferred with any other appropriation of the  
 34 office of children and family services or the office of temporary  
 35 and disability assistance as necessary to reimburse the state share  
 36 of local social services district costs appropriated herein .....  
 37 1,857,000 ..... (re. \$1,857,000)

38 For services and expenses of certain child fatality review teams  
 39 approved by the office of children and family services for the  
 40 purposes of investigating and/or reviewing the death of children ...  
 41 829,100 ..... (re. \$829,100)

42 For services and expenses of certain local or regional  
 43 multidisciplinary child abuse investigation teams approved by the  
 44 office of children and family services for the purpose of  
 45 investigating reports of suspected child abuse or maltreatment and  
 46 for new and established child advocacy centers .....  
 47 5,229,900 ..... (re. \$4,991,000)

48 For services and expenses, including local administrative costs, for  
 49 providing medicaid home and community based waiver services pursuant  
 50 to subdivision 12 of section 366 of the social services law. The  
 51 amount appropriated herein is subject to a spending plan approved by  
 52 the division of the budget and may be available for transfer or  
 53 suballocation to the department of health for the medical assistance  
 54 program for such services and expenses .....  
 55 72,494,000 ..... (re. \$72,494,000)

56 The money hereby appropriated is to be available for payment of state  
 57 aid heretofore accrued or hereafter to accrue to municipalities.  
 58 Subject to the approval of the director of the budget, the money  
 59 hereby appropriated shall be available to the office net of  
 60 disallowances, refunds, reimbursements, and credits.

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1 Notwithstanding any inconsistent provision of law, the amount herein  
2 appropriated may be transferred to any other appropriation within  
3 the office of children and family services and/or the office of  
4 temporary and disability assistance and/or suballocated to the  
5 office of temporary and disability assistance for the purpose of  
6 paying local social services districts' costs of the above program  
7 and may be increased or decreased by interchange with any other  
8 appropriation or with any other item or items within the amounts  
9 appropriated within the office of children and family services  
10 general fund - local assistance account with the approval of the  
11 director of the budget who shall file such approval with the  
12 department of audit and control and copies thereof with the chairman  
13 of the senate finance committee and the chairman of the assembly  
14 ways and means committee.

15 Notwithstanding any inconsistent provision of law, in lieu of payments  
16 authorized by the social services law, or payments of federal funds  
17 otherwise due to the local social services districts for programs  
18 provided under the federal social security act or the federal food  
19 stamp act, funds herein appropriated, in amounts certified by the  
20 state commissioner or the state commissioner of health as due from  
21 local social services districts each month as their share of  
22 payments made pursuant to section 367-b of the social services law  
23 may be set aside by the state comptroller in an interest-bearing  
24 account with such interest accruing to the credit of the locality in  
25 order to ensure the orderly and prompt payment of providers under  
26 section 367-b of the social services law pursuant to an estimate  
27 provided by the commissioner of health of each local social services  
28 district's share of payments made pursuant to section 367-b of the  
29 social services law.

30 Notwithstanding section 398-a of the social services law or any other  
31 law to the contrary, the amount appropriated herein, or such other  
32 amount as may be approved by the director of the budget, shall be  
33 available for 98 percent of 50 percent reimbursement after deducting  
34 any federal funds available therefor to social services districts  
35 for amounts attributable to dormitory authority billings or approved  
36 refinancing of such billings which result in local social services  
37 districts' claims in excess of a local district's foster care block  
38 grant allocation. In addition, subject to the approval of the  
39 director of the budget, a portion of funds appropriated herein, or  
40 such other amount as may be approved by the director of the budget,  
41 shall be available for reimbursement related to payments made by a  
42 social services district to foster care providers subject to the  
43 provisions of section 410-i of the social services law for expenses  
44 directly related to projects funded through the housing finance  
45 agency for those foster care providers which also received revised  
46 or supplemental rates from the applicable regulating agency to  
47 accommodate the housing finance agency payments or the refinancing  
48 of previously approved dormitory authority payments.

49 Notwithstanding section 398-a of the social services law or any other  
50 law to the contrary, such reimbursement shall be available for 94  
51 percent of 98 percent of 50 percent of social services district  
52 costs, after deducting federal funds available therefor, for those  
53 social services districts' claims in excess of a social services  
54 district's foster care block grant allocation for those amounts  
55 exclusively attributable to the previously approved revised or  
56 supplemental rates. In addition, subject to the approval of the  
57 director of the budget, a portion of funds appropriated herein may  
58 also be used for payments to the dormitory authority of the state of  
59 New York for advisory services including, but not limited to, site  
60 visits and review of applications, building plans and cost estimates  
61 for voluntary agency programs for which the office of children and

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1 family services establishes maximum state aid rates and for capital  
2 projects for residential institutions for children seeking financing  
3 under paragraph b of subdivision 40 of section 1680 of the public  
4 authorities law, as amended by chapter 508 of the laws of 2006 .....  
5 6,620,000 ..... (re. \$6,620,000)  
6 For payment of state aid for services and expenses for programs  
7 pursuant to section 530 of the executive law for secure and non-  
8 secure detention services provided from January 1, 2011 to December  
9 31, 2011; provided, however, notwithstanding the provisions of any  
10 other law to the contrary, the liability of the state and the amount  
11 to be distributed or otherwise expended by the state pursuant to  
12 section 530 of the executive law shall be determined by first  
13 calculating the amount of the expenditure or other liability  
14 pursuant to such law after taking into consideration any other  
15 limitations on the amount of such expenditure or liability set forth  
16 in the state budget for such year, and then reducing the amount so  
17 calculated by two percent of such amount. Within the amounts  
18 appropriated herein, state reimbursement shall be limited to the  
19 amount of the municipality's distribution. Notwithstanding any other  
20 provision of law, allocations shall be based on a plan developed by  
21 the office of children and family services and approved by the  
22 director of the budget and shall be based, in part, on each  
23 municipality's history of detention utilization, youth population  
24 and other factors as determined by the office. Any portion of a  
25 municipality's distribution not claimed by the municipality for  
26 reimbursement of detention expenditures made during the period  
27 January 1, 2011 through December 31, 2011 may be claimed by such  
28 municipality to reimburse 62 percent of expenditures during such  
29 period for supervision and treatment services for juveniles programs  
30 not otherwise reimbursable pursuant to a chapter of the laws of  
31 2011. Notwithstanding any provision of law to the contrary, the  
32 amount appropriated herein may provide for reimbursement of up to  
33 100 percent of the cost of care, maintenance and supervision for  
34 youth whose residence is outside the county providing the services  
35 up to the county's distribution; provided that upon such  
36 reimbursement from this appropriation, the office of children and  
37 family services shall bill, and the home county of such youth shall  
38 reimburse the office of children and family services, for 51 percent  
39 of the cost of care, maintenance and supervision of such youth.  
40 Notwithstanding any law to the contrary, the office of children and  
41 family services may require that such claims and data on detention  
42 use be submitted to the office electronically in the manner and  
43 format required by the office.  
44 Notwithstanding any law to the contrary, the office shall be  
45 authorized to promulgate regulations permitting the office to impose  
46 fiscal sanctions in the event that the office finds non-compliance  
47 with regulations governing secure and nonsecure detention facilities  
48 and to establish cost standards related to reimbursement of secure  
49 and non-secure detention services.  
50 Notwithstanding section 51 of the state finance law and any other  
51 provision of law to the contrary, the director of the budget may,  
52 upon the advice of the commissioner of the office of children and  
53 family services, authorize the transfer or interchange of moneys  
54 appropriated herein with any other local assistance - general fund  
55 appropriation within the office of children and family services  
56 except where transfer or interchange of appropriation is prohibited  
57 or otherwise restricted by law.  
58 Notwithstanding any other provision of law, if a social services  
59 district fails to provide reimbursement to the office of children  
60 and family services pursuant to section 529 of the executive law  
61 within 60 days of receiving a bill for services under such section,

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1 or by the date certain set by such office for providing  
2 reimbursement, whichever is later, the offices of the department of  
3 family assistance are authorized to exercise the state's set-off  
4 rights by withholding any amounts due and owing to such district  
5 under this appropriation, up to such amounts due and owing to the  
6 state under section 529 of the executive law and transferring such  
7 funds to the miscellaneous special revenue fund youth facility per  
8 diem account (YF) ... 76,160,000 ..... (re. \$65,595,000)  
9 Notwithstanding any provision of law to the contrary, the amount  
10 appropriated herein shall be available to the office of children and  
11 family services for payment of the state share of a county's prior  
12 years claim for reimbursement based upon a subsequent review by the  
13 office of actual expenditures for care, maintenance and supervision  
14 provided to youth in detention, to address any underpayment of state  
15 aid to the county for services and expenses for detention in a prior  
16 calendar year ... 12,344,000 ..... (re. \$7,683,000)  
17 Notwithstanding any inconsistent provision of law, the amount  
18 appropriated herein shall be available under the supervision and  
19 treatment services for juveniles program for state reimbursement to  
20 counties and the city of New York for eligible expenditures for the  
21 provision and administration of eligible supervision and treatment  
22 services for juveniles programs during the period of April 1, 2011  
23 through March 31, 2012 that have been approved by the office of  
24 children and family services pursuant to a plan approved by the  
25 director of the budget. Notwithstanding any inconsistent provision  
26 of law funds shall be available without requiring a local match.  
27 Within the amounts appropriated herein, state reimbursement shall be  
28 limited to the amount of such municipality's distribution. The  
29 office of children and family services shall not reimburse any  
30 claims unless they are submitted within 12 months of the calendar  
31 quarter in which the claimed services were delivered. These funds  
32 shall not be used to supplant other state and local funds. Of the  
33 amount appropriated herein, up to \$500,000 may be used for services  
34 and expenses of the Vera Institute of Justice, Inc. to develop one  
35 or more risk assessment instruments and provide training to  
36 municipalities on the use of such instruments .....  
37 8,376,000 ..... (re. \$8,376,000)  
38 Notwithstanding section 530 of the executive law or any other law to  
39 the contrary, for reimbursement of 49 percent of approved capital  
40 expenditures for secure juvenile detention. Such reimbursement shall  
41 be in the form of depreciation of approved capital costs and  
42 interest on bonds, notes or other indebtedness necessarily  
43 undertaken to finance construction costs. Notwithstanding any  
44 provision of laws to the contrary, funding for such costs shall be  
45 limited to the amount appropriated herein. Notwithstanding any law  
46 to the contrary, the office of children and family services may  
47 require that such claims for reimbursement of capital expenditures  
48 be submitted to the office electronically in the manner and format  
49 required by the office. Notwithstanding section 51 of the state  
50 finance law and any other provision of law to the contrary, the  
51 director of the budget may, upon the advice of the commissioner of  
52 the office of children and family services, authorize the  
53 interchange of moneys appropriated herein with any other local  
54 assistance - general fund appropriation within the office of  
55 children and family services ... 4,606,000 ..... (re. \$4,606,000)  
56 Of the amount appropriated herein, \$10,622,675 shall be available as  
57 follows:  
58 For services and expenses related to locally operated youth  
59 development and delinquency prevention programs. No expenditure  
60 shall be made from this appropriation until a plan has been approved  
61 by the director of the budget and a certificate of approval

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1 allocating these funds has been issued by the director of the  
2 budget.

3 Notwithstanding the provisions of section 420 of the executive law  
4 which would require expenditure of state aid for youth programs in a  
5 total amount greater than \$10,622,675, for payment of state aid for  
6 programs pursuant to article 19-A of the executive law, for  
7 delinquency prevention and youth development. Notwithstanding the  
8 provisions of section 420 of the executive law, eligibility for  
9 state aid reimbursement for counties which do not participate in the  
10 county comprehensive planing process shall be determined as follows:  
11 the aggregate amount of state aid for recreation, youth service and  
12 similar projects to a county and municipalities within such county  
13 shall not exceed \$2,750 of which no more than \$1,450 may be used for  
14 recreation projects, per 1,000 youths residing in the county based  
15 on a single count of such youths as shown by the last published  
16 federal census for the county certified in the same manner as  
17 provided by section 54 of the state finance law. The office shall  
18 not reimburse any claims unless they are submitted within 12 months  
19 of the project year in which the expenditure was made.  
20 Notwithstanding any law to the contrary, the office of children and  
21 family services may require that such claims for youth development  
22 and delinquency prevention programs be submitted to the office  
23 electronically in the manner and format required by the office, and  
24 that counties and municipalities submit to the office information  
25 regarding delinquency prevention and youth development outcome based  
26 measures that demonstrate quality of services provided and  
27 effectiveness of such funded programs in a form and manner and at  
28 such times as required by the office.

29 Of the amount appropriated herein \$3,499,025 shall be available as  
30 follows:

31 For services and expenses related to programs providing special  
32 delinquency prevention or other youth development services. No  
33 expenditure shall be made for such programs from this appropriation  
34 until a plan has been approved by the director of the budget and a  
35 certificate of approval allocating these funds has been issued by  
36 the director of the budget. The office shall not reimburse any  
37 claims unless they are submitted within seven months of the project  
38 year in which the expenditure was made. Notwithstanding any law to  
39 the contrary, the office of children and family services may require  
40 that such claims for special delinquency prevention or other youth  
41 development services be submitted to the office electronically in  
42 the manner and format required by the office, and that information  
43 regarding delinquency prevention outcome based measures that  
44 demonstrate quality of services provided and program effectiveness  
45 be submitted to the office in a form and manner and at such times as  
46 required by the office.

47 For direct contracts with private not-for-profit community agencies to  
48 provide needed services for the operation of programs to prevent  
49 juvenile delinquency and promote youth development, and through an  
50 allocation to public agencies where it is documented that private  
51 not-for-profit community agencies are not available to provide such  
52 services. Moneys shall be made available to community agencies in  
53 counties outside the city of New York based on a statewide  
54 allocation formula determined by each county's eligibility for  
55 comprehensive planning funds as a proportion of the statewide total  
56 provided under paragraph a of subdivision 1 of section 420 of the  
57 executive law. Moneys made available to community agencies shall be  
58 allocated by local youth bureaus subject to final funding  
59 determinations by the commissioner of children and family services  
60 and approved by the director of the budget. Such contracts shall  
61 provide for submission of information regarding outcome based

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1 measures that demonstrate quality of services provided and program  
2 effectiveness to the office in a form and manner and at such times  
3 as required by the office.

4 For direct contract with private not-for-profit community agencies to  
5 provide needed services for the operation of programs to prevent  
6 juvenile delinquency and promote youth development, and through an  
7 allocation to public agencies where it is documented that private  
8 not-for-profit agencies are not available to provide such services.  
9 Such contracts shall provide for submission of information regarding  
10 outcome based measures that demonstrate quality of services provided  
11 and program effectiveness to the office in a form and manner and at  
12 such times as required by the office.

13 Notwithstanding any inconsistent provision of law, moneys shall be  
14 made available to community agencies in cities with populations  
15 greater than 275,000 and to community agencies statewide .....  
16 14,121,700 ..... (re. \$14,121,700)

17 For payment of state aid for programs for the provision of services to  
18 runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of  
19 section 420 of the executive law and pursuant to chapter 800 of the  
20 laws of 1985 amending the runaway and homeless youth act for the  
21 provision of transitional independent living support services and  
22 the establishment and operation of young adult shelters for youth  
23 between the ages of 16 to 21; the office of children and family  
24 services shall not reimburse any claims unless they are submitted  
25 within 12 months of the calendar quarter in which the claimed  
26 service or services were delivered. Notwithstanding any law to the  
27 contrary, the office of children and family services may require  
28 that such claims for provision of services to runaway and homeless  
29 youth be submitted to the office electronically in the manner and  
30 format required by the office, and the information regarding outcome  
31 based measures that demonstrate quality of services provided and  
32 program effectiveness be submitted to the office in a form and  
33 manner and at such times as required by the office. No expenditures  
34 shall be made from this appropriation until an annual expenditure  
35 plan is approved by the director of the budget and a certificate of  
36 approval allocating these funds has been issued by the director of  
37 the budget and copies of such certificate or any amendment thereto  
38 filed with the state comptroller, the chairperson of the senate  
39 finance committee and the chairperson of the assembly ways and means  
40 committee ... 2,355,800 ..... (re. \$2,355,800)

41 For services and expenses provided by local probation departments, for  
42 the post-placement care of youth leaving a youth residential  
43 facility and for services and expenses of the office of children and  
44 family services related to community-based programs for youth in the  
45 care of the office of children and family services which may include  
46 but not be limited to multi-systemic therapy, family functional  
47 therapy and/or functional therapeutic foster care, and electronic  
48 monitoring.

49 Funds appropriated herein shall be made available subject to the  
50 approval of an expenditure plan by the director of the budget.  
51 Funded programs shall submit information regarding outcome based  
52 measures that demonstrate quality of services provided and program  
53 effectiveness to the office in a form and manner and at such times  
54 as required by the office ... 311,700 ..... (re. \$311,700)

55 For services and expenses of kinship care programs. Such funds are  
56 available pursuant to a plan prepared by the office of children and  
57 family services and approved by the director of the budget to  
58 continue or expand existing programs with existing contractors that  
59 are satisfactorily performing as determined by the office of  
60 children and family services, to award new contracts to continue  
61 programs where the existing contractors are not satisfactorily

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1 performing as determined by the office of children and family  
 2 services and/or award new contracts through a competitive process.  
 3 Such contracts shall provide for submission of information regarding  
 4 outcome based measures that demonstrate quality of services provided  
 5 and program effectiveness to the office in a form and manner and at  
 6 such times as required by the office ... 338,750 .... (re. \$338,750)  
 7 For services and expenses related to the home visiting program. Such  
 8 funds are to be available pursuant to a plan prepared by the office  
 9 of children and family services and approved by the director of the  
 10 budget to continue or expand existing programs with existing  
 11 contractors that are satisfactorily performing as determined by the  
 12 office of children and family services, to award new contracts to  
 13 continue programs where the existing contractors are not  
 14 satisfactorily performing as determined by the office of children  
 15 and family services and/or to award new contracts through a  
 16 competitive process. Such contracts shall provide for submission of  
 17 information regarding outcome based measures that demonstrate  
 18 quality of services provided and program effectiveness to the office  
 19 in a form and manner and at such times as required by the office ...  
 20 23,288,200 ..... (re. 17,501,000)  
 21 For services and expenses of the William B. Hoyt memorial children and  
 22 family trust fund, for prevention and support service programs for  
 23 victims of family violence pursuant to article 10-A of the social  
 24 services law. Programs funded through such trust shall submit  
 25 information regarding outcome based measures that demonstrate  
 26 quality of services provided and program effectiveness to the office  
 27 in a form and manner and at such times as required by the office.  
 28 Funds appropriated herein may be transferred to the office of  
 29 children and family services miscellaneous special revenue fund,  
 30 children and family trust fund ... 621,850 ..... (re. \$621,850)  
 31 For services and expenses for supportive housing for young adults aged  
 32 25 years or younger leaving or having recently left foster care or  
 33 who had been in foster care for more than a year after their 16th  
 34 birthday and who are at-risk of street homelessness or sheltered  
 35 homelessness provided under the joint project between the state and  
 36 the city of New York, known as the New York New York III supportive  
 37 housing agreement. No expenditure shall be made until a certificate  
 38 of allocation has been approved by the director of the budget with  
 39 copies to be filed with the chairpersons of the senate finance  
 40 committee and the assembly ways and means committee. The amount  
 41 appropriated herein may be transferred or otherwise made available  
 42 to the city of New York administration for children's services for  
 43 services and expenses related to implementing the project .....  
 44 2,137,000 ..... (re. \$2,137,000)  
 45 For services and expenses of the Catholic Family Center in Rochester  
 46 to establish and operate a statewide kinship information and  
 47 referral network ... 220,500 ..... (re. \$220,500)  
 48 For services and expenses of the advantage after school program. Such  
 49 funds are to be available pursuant to a plan prepared by the office  
 50 of children and family services and approved by the director of the  
 51 budget to extend or expand current contracts with community based  
 52 organizations, to award new contracts to continue programs where the  
 53 existing contractors are not satisfactorily performing as determined  
 54 by the office of children and family services and/or to award new  
 55 contracts through a competitive process to community based  
 56 organizations ... 17,255,300 ..... (re. \$16,310,000)  
 57 For services and expenses related to the settlement house program.  
 58 Funded programs shall submit information regarding outcome based  
 59 measures that demonstrate quality of services provided and program  
 60 effectiveness to the office in a form and manner and at such times  
 61 as required by the office ... 450,000 ..... (re. \$265,000)



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By chapter 53, section 1, of the laws of 2010:

For services and expenses of the office of children and family services and local social services districts for activities necessary to comply with certain provisions of the adoption and safe families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006 requiring criminal record checks for foster care parents, prospective adoptive parents, and adult household members. Funds appropriated herein shall be made available in accordance with a plan to be developed by the commissioner of the office of children and family services and approved by the director of the budget. Funds appropriated herein shall be available for 94 percent of 98 percent of one-half of the non-federal share of the national and state fees for fingerprinting foster care parents, prospective adoptive parents, and other adult household members. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, local social services districts shall reimburse the commissioner of the office of children and family services for an amount equal to 53.94 percent of the non-federal share of the cost of obtaining state and national fingerprint records. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, the commissioner of the office of children and family services shall, on behalf of local social services districts, make payments to the division of criminal justice services for processing of state and national criminal record checks and any other related costs. The commissioner shall ensure expenditures made pursuant to this provision reflect appropriate federal and local shares. The commissioner of the office of children and family services shall request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the nonfederal share of such payments provided that such reimbursement in payments reflects actual expenditures made on behalf of each local social services district to capture the local share of such costs.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the commissioner shall, on a quarterly basis, request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the non-federal share of such fees to capture the local share of such fees. Such reimbursement shall occur on or before the one hundred and twentieth day following the close of the preceding quarter and shall be charged among districts based on the number of children currently placed in foster care in each local social services district provided that this methodology is revised quarterly to reflect most current available data. Amounts appropriated herein may, subject to the director of the budget, be interchanged or transferred with any other appropriation of the office of children and family services or the office of temporary and disability assistance as necessary to reimburse the state share of local social services district costs appropriated herein .....  
1,857,000 ..... (re. \$611,000)

For services and expenses, including local administrative costs, for providing medicaid home and community based waiver services pursuant to subdivision 12 of section 366 of the social services law. The amount appropriated herein is subject to a spending plan approved by the division of the budget and may be available for transfer or

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1 suballocation to the department of health for the medical assistance  
2 program for such services and expenses .....  
3 72,494,000 ..... (re. \$70,546,000)

4 The money hereby appropriated is to be available for payment of state  
5 aid heretofore accrued or hereafter to accrue to municipalities.  
6 Subject to the approval of the director of the budget, the money  
7 hereby appropriated shall be available to the office net of disal-  
8 lowances, refunds, reimbursements, and credits.

9 Notwithstanding any inconsistent provision of law, the amount herein  
10 appropriated may be transferred to any other appropriation within  
11 the office of children and family services and/or the office of  
12 temporary and disability assistance and/or suballocated to the  
13 office of temporary and disability assistance for the purpose of  
14 paying local social services districts' costs of the above program  
15 and may be increased or decreased by interchange with any other  
16 appropriation or with any other item or items within the amounts  
17 appropriated within the office of children and family services  
18 general fund - local assistance account with the approval of the  
19 director of the budget who shall file such approval with the depart-  
20 ment of audit and control and copies thereof with the chairman of  
21 the senate finance committee and the chairman of the assembly ways  
22 and means committee.

23 Notwithstanding any inconsistent provision of law, in lieu of payments  
24 authorized by the social services law, or payments of federal funds  
25 otherwise due to the local social services districts for programs  
26 provided under the federal social security act or the federal food  
27 stamp act, funds herein appropriated, in amounts certified by the  
28 state commissioner or the state commissioner of health as due from  
29 local social services districts each month as their share of  
30 payments made pursuant to section 367-b of the social services law  
31 may be set aside by the state comptroller in an interest-bearing  
32 account with such interest accruing to the credit of the locality in  
33 order to ensure the orderly and prompt payment of providers under  
34 section 367-b of the social services law pursuant to an estimate  
35 provided by the commissioner of health of each local social services  
36 district's share of payments made pursuant to section 367-b of the  
37 social services law.

38 Notwithstanding section 398-a of the social services law or any other  
39 law to the contrary, the amount appropriated herein, or such other  
40 amount as may be approved by the director of the budget, shall be  
41 available for 98 percent of 50 percent reimbursement after deducting  
42 any federal funds available therefor to social services districts  
43 for amounts attributable to dormitory authority billings or approved  
44 refinancing of such billings which result in local social services  
45 districts' claims in excess of a local district's foster care block  
46 grant allocation. In addition, subject to the approval of the direc-  
47 tor of the budget, a portion of funds appropriated herein, or such  
48 other amount as may be approved by the director of the budget, shall  
49 be available for reimbursement related to payments made by a social  
50 services district to foster care providers subject to the provisions  
51 of section 410-i of the social services law for expenses directly  
52 related to projects funded through the housing finance agency for  
53 those foster care providers which also received revised or supple-  
54 mental rates from the applicable regulating agency to accommodate  
55 the housing finance agency payments or the refinancing of previously  
56 approved dormitory authority payments.

57 Notwithstanding section 398-a of the social services law or any other  
58 law to the contrary, such reimbursement shall be available for 94  
59 percent of 98 percent of 50 percent of social services district  
60 costs, after deducting federal funds available therefor, for those  
61 social services districts' claims in excess of a social services

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1 district's foster care block grant allocation for those amounts  
2 exclusively attributable to the previously approved revised or  
3 supplemental rates. In addition, subject to the approval of the  
4 director of the budget, a portion of funds appropriated herein may  
5 also be used for payments to the dormitory authority of the state of  
6 New York for advisory services including, but not limited to, site  
7 visits and review of applications, building plans and cost estimates  
8 for voluntary agency programs for which the office of children and  
9 family services establishes maximum state aid rates and for capital  
10 projects for residential institutions for children seeking financing  
11 under paragraph b of subdivision 40 of section 1680 of the public  
12 authorities law, as amended by chapter 508 of the laws of 2006 .....  
13 6,620,000 ..... (re. \$4,378,000)  
14 For payment of state aid for calendar year 2010 services and expenses  
15 for programs pursuant to section 530 of the executive law for secure  
16 and non-secure detention services; provided, however, notwithstand-  
17 ing the provisions of any other law to the contrary, for state  
18 fiscal year 2010-11 the liability of the state and the amount to be  
19 distributed or otherwise expended by the state pursuant to section  
20 530 of the executive law shall be determined by first calculating  
21 the amount of the expenditure or other liability pursuant to such  
22 law after taking into consideration any other limitations on the  
23 amount of such expenditure or liability set forth in the state budg-  
24 et for such year, and then reducing the amount so calculated by two  
25 percent of such amount. Notwithstanding any provision of law to the  
26 contrary, the amount appropriated herein may provide for reimburse-  
27 ment of up to 100 percent of the cost of care, maintenance and  
28 supervision for youth whose residence is outside the county provid-  
29 ing the services; provided that upon such reimbursement from this  
30 appropriation, the office of children and family services shall  
31 bill, and the home county of such youth shall reimburse the office  
32 of children and family services, for 51 percent of the cost of care,  
33 maintenance and supervision of such youth. The office of children  
34 and family services shall not reimburse any claims unless they are  
35 submitted in final within 12 months of the calendar quarter in which  
36 the claimed service or services were delivered. The office of chil-  
37 dren and family services may reduce or increase a county's prior  
38 years claim for reimbursement based upon a subsequent review by the  
39 office of actual expenditures for care, maintenance and supervision  
40 provided to youth in detention, to address any overpayment or under-  
41 payment of state aid to the county for services and expenses for  
42 detention in a prior calendar year.  
43 Notwithstanding any law to the contrary, the office of children and  
44 family services may require that such claims and data on detention  
45 use be submitted to the office electronically in the manner and  
46 format required by the office.  
47 Notwithstanding any law to the contrary, the office shall be author-  
48 ized to promulgate regulations permitting the office to impose  
49 fiscal sanctions in the event that the office finds non-compliance  
50 with regulations governing secure and nonsecure detention facilities  
51 and to establish cost standards related to reimbursement of secure  
52 and non-secure detention services.  
53 Notwithstanding section 51 of the state finance law and any other  
54 provision of law to the contrary, the director of the budget may,  
55 upon the advice of the commissioner of the office of children and  
56 family services, authorize the transfer or interchange of moneys  
57 appropriated herein with any other local assistance - general fund  
58 appropriation within the office of children and family services  
59 except where transfer or interchange of appropriation is prohibited  
60 or otherwise restricted by law.  
61 Notwithstanding any other provision of law, if a social services

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1 district fails to provide reimbursement to the office of children  
2 and family services pursuant to section 529 of the executive law  
3 within 60 days of receiving a bill for services under such section,  
4 or by the date certain set by such office for providing reimburse-  
5 ment, whichever is later, the offices of the department of family  
6 assistance are authorized to exercise the state's set-off rights by  
7 withholding any amounts due and owing to such district under this  
8 appropriation, up to such amounts due and owing to the state under  
9 section 529 of the executive law and transferring such funds to the  
10 special revenue other youth facilities per diem account .....

11 72,000,000 ..... (re. \$9,668,000)

12 Notwithstanding section 530 of the executive law or any other law to  
13 the contrary, for reimbursement of 49 percent of approved capital  
14 expenditures for secure juvenile detention. Such reimbursement shall  
15 be in the form of depreciation of approved capital costs and inter-  
16 est on bonds, notes or other indebtedness necessarily undertaken to  
17 finance construction costs. Notwithstanding any provision of laws to  
18 the contrary, funding for such costs shall be limited to the amount  
19 appropriated herein. Notwithstanding any law to the contrary, the  
20 office of children and family services may require that such claims  
21 for reimbursement of capital expenditures be submitted to the office  
22 electronically in the manner and format required by the office.  
23 Notwithstanding section 51 of the state finance law and any other  
24 provision of law to the contrary, the director of the budget may,  
25 upon the advice of the commissioner of the office of children and  
26 family services, authorize the interchange of moneys appropriated  
27 herein with any other local assistance - general fund appropriation  
28 within the office of children and family services .....

29 4,606,000 ..... (re. \$4,606,000)

30 For services and expenses for supportive housing for young adults aged  
31 25 years or younger leaving or having recently left foster care or  
32 who had been in foster care for more than a year after their 16th  
33 birthday and who are at-risk of street homelessness or sheltered  
34 homelessness provided under the joint project between the state and  
35 the city of New York, known as the New York New York III supportive  
36 housing agreement. No expenditure shall be made until a certificate  
37 of allocation has been approved by the director of the budget with  
38 copies to be filed with the chairpersons of the senate finance  
39 committee and the assembly ways and means committee. The amount  
40 appropriated herein may be transferred or otherwise made available  
41 to the city of New York administration for children's services for  
42 services and expenses related to implementing the project .....

43 2,137,000 ..... (re. \$2,137,000)

44  
45 By chapter 110, section 15, of the laws of 2010:

46 Notwithstanding any other provision of law, the amount appropriated  
47 herein shall be available to reimburse for 98 percent of 65 percent  
48 of eligible social services district expenditures that are claimed  
49 by March 31, 2011 for those community preventive services provided  
50 from October 1, 2009 through September 30, 2010 at a cost that does  
51 not exceed the cost that was in effect on October 1, 2008 and that a  
52 social services district can demonstrate had been approved by the  
53 office of children and family services on or before October 1, 2008;  
54 provided, however, that should insufficient funds be available to  
55 provide state reimbursement for 98 percent of 65 percent of such  
56 costs, reimbursement shall be made proportionally to each district  
57 based on the percentage of their total eligible claims to the amount  
58 appropriated; and, provided further, however, that if the amount  
59 appropriated exceeds the amount of funds necessary to reimburse 98  
60 percent of 65 percent of the eligible social services district  
61 expenditures, the office may, to the extent funds are available,

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1 provide reimbursement for 98 percent of 65 percent of eligible  
2 social services district expenditures for new community preventive  
3 services programs approved by the office and only up to the amounts  
4 approved by the office. A local social services district seeking  
5 federal and/or state reimbursement for community preventive services  
6 provided on or after October 1, 2009 must submit claims that sepa-  
7 rately identify the costs of such services in a form and manner and  
8 at such times as are required by the department of family assistance  
9 and must submit to the office of children and family services infor-  
10 mation regarding the outcomes of such services in a form and manner  
11 and at such times as required by the office .....  
12 24,249,500 ..... (re. \$2,270,000)  
13 For state aid to reimburse 100 percent of social services district  
14 expenditures related to the improvement of staff to client ratios in  
15 the local district child protective workforce including, but not  
16 limited to new hiring to increase the number of caseworkers and to  
17 increase the number of supervisory staff in the local district child  
18 protective workforce. Each social services district receiving these  
19 funds shall certify that the district will not be using these funds  
20 to supplant other state and local funds and that the district will  
21 not submit claims for reimbursement under this appropriation for the  
22 same type and level of funding so certified; provided, however, that  
23 a district may use these funds for expenditures to continue or  
24 expand activities that were funded with last year's appropriation  
25 that was enacted for this purpose ... 1,514,400 ..... (re. \$290,000)  
26 Notwithstanding any inconsistent provision of law, subject to an  
27 expenditure plan approved by the director of the budget, for eligi-  
28 ble services and expenses of improving the quality of child welfare  
29 services that may include, but not be limited to, training to  
30 mandated reporters regarding the proper identification of and  
31 response to signs of child abuse and neglect, public information  
32 programs and services that advance a zero tolerance campaign of  
33 child abuse and neglect, and demonstration projects to test models  
34 for new or targeted expansion of services beyond the level currently  
35 funded by local social services districts including continuing to  
36 contract with existing providers that are performing satisfactorily  
37 ... 1,796,400 ..... (re. \$1,792,000)  
38 For services and expenses of certain child fatality review teams  
39 approved by the office of children and family services for the  
40 purposes of investigating and/or reviewing the death of children ...  
41 829,100 ..... (re. \$829,100)  
42 For services and expenses of certain local or regional multidiscipli-  
43 nary child abuse investigation teams approved by the office of chil-  
44 dren and family services for the purpose of investigating reports of  
45 suspected child abuse or maltreatment and for new and established  
46 child advocacy centers ... 5,229,900 ..... (re. \$1,321,000)  
47 For services and expenses related to the home visiting program. Such  
48 funds are to be available pursuant to a plan prepared by the office  
49 of children and family services and approved by the director of the  
50 budget to continue or expand existing programs with existing  
51 contractors that are satisfactorily performing as determined by the  
52 office of children and family services, to award new contracts to  
53 continue programs where the existing contractors are not satisfac-  
54 torily performing as determined by the office of children and family  
55 services and/or to award new contracts through a competitive process  
56 ... 23,288,200 ..... (re. \$2,120,000)  
57 For services and expenses of the Catholic Family Center in Rochester  
58 to establish and operate a statewide kinship information and refer-  
59 ral network ... 220,500 ..... (re. \$48,000)  
60 For services and expenses of the advantage after school program. Such  
61 funds are to be available pursuant to a plan prepared by the office

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1 of children and family services and approved by the director of the  
2 budget to extend or expand current contracts with community based  
3 organizations, to award new contracts to continue programs where the  
4 existing contractors are not satisfactorily performing as determined  
5 by the office of children and family services and/or to award new  
6 contracts through a competitive process to community based organiza-  
7 tions ... 11,433,300 ..... (re. \$2,336,000)  
8

9 By chapter 110, section 15, of the laws of 2010, as amended by chapter  
10 53, section 1, of the laws of 2011:

11 Notwithstanding any other provision of law, for services and expenses  
12 to initiate and/or continue program modifications and/or to provide  
13 services including, but not limited to, demonstrate effective  
14 programs such as evidence-based initiatives for alternatives to  
15 detention for persons alleged or determined to be in need of super-  
16 vision or otherwise at risk of placement in the juvenile justice  
17 system and for services and expenses related to reducing office of  
18 children and family services institutional placements through  
19 program modifications and/or services including, but not limited to,  
20 mental health and substance abuse programs, demonstrated effective  
21 programs such as evidence-based initiatives to divert youth at-risk  
22 of placement with the office of children and family services and/or  
23 as alternatives to residential placements with such office. Notwith-  
24 standing any other provision of law to the contrary, the office may  
25 authorize one or more demonstration projects to co-locate respite  
26 beds for youth alleged or at risk of juvenile delinquency in a runa-  
27 way and homeless youth program ... 1,708,000 ..... (re. \$946,000)

28 Of the amount appropriated herein, \$15,934,017 shall be available as  
29 follows:

30 For services and expenses related to locally operated youth develop-  
31 ment and delinquency prevention programs. No expenditure shall be  
32 made from this appropriation until a plan has been approved by the  
33 director of the budget and a certificate of approval allocating  
34 these funds has been issued by the director of the budget.

35 Notwithstanding the provisions of section 420 of the executive law  
36 which would require expenditure of state aid for youth programs in a  
37 total amount greater than \$15,934,017, for payment of state aid for  
38 programs pursuant to article 19-A of the executive law, for  
39 delinquency prevention and youth development. Notwithstanding the  
40 provisions of section 420 of the executive law, eligibility for  
41 state aid reimbursement for counties which do not participate in the  
42 county comprehensive planning process shall be determined as  
43 follows: the aggregate amount of state aid for recreation, youth  
44 service and similar projects to a county and municipalities within  
45 such county shall not exceed \$2,750 of which no more than \$1,450 may  
46 be used for recreation projects, per 1,000 youths residing in the  
47 county based on a single count of such youths as shown by the last  
48 published federal census for the county certified in the same manner  
49 as provided by section 54 of the state finance law. The office shall  
50 not reimburse any claims unless they are submitted within 12 months  
51 of the project year in which the expenditure was made.  
52 Notwithstanding any law to the contrary, the office of children and  
53 family services may require that such claims for youth development  
54 and delinquency prevention programs be submitted to the office  
55 electronically in the manner and format required by the office.

56 Of the amount appropriated herein \$4,724,405 shall be available as  
57 follows:

58 For services and expenses related to programs providing special delin-  
59 quency prevention or other youth development services. No expendi-  
60 ture shall be made for such programs from this appropriation until a  
61 plan has been approved by the director of the budget and a certif-

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1 icate of approval allocating these funds has been issued by the  
2 director of the budget. The office shall not reimburse any claims  
3 unless they are submitted within 7 months of the project year in  
4 which the expenditure was made. Notwithstanding any law to the  
5 contrary, the office of children and family services may require  
6 that such claims for special delinquency prevention or other youth  
7 development services be submitted to the office electronically in  
8 the manner and format required by the office.

9 For direct contracts with private not-for-profit community agencies to  
10 provide needed services for the operation of programs to prevent  
11 juvenile delinquency and promote youth development, and through an  
12 allocation to public agencies where it is documented that private  
13 not-for-profit community agencies are not available to provide such  
14 services. Moneys shall be made available to community agencies in  
15 counties outside the city of New York based on a statewide allo-  
16 cation formula determined by each county's eligibility for compre-  
17 hensive planning funds as a proportion of the statewide total  
18 provided under paragraph a of subdivision 1 of section 420 of the  
19 executive law. Moneys made available to community agencies shall be  
20 allocated by local youth bureaus subject to final funding determi-  
21 nations by the commissioner of children and family services and  
22 approved by the director of the budget.

23 For direct contract with private not-for-profit community agencies to  
24 provide needed services for the operation of programs to prevent  
25 juvenile delinquency and promote youth development, and through an  
26 allocation to public agencies where it is documented that private  
27 not-for-profit agencies are not available to provide such services.

28 Notwithstanding any inconsistent provision of law, moneys shall be  
29 made available to community agencies in cities with populations  
30 greater than 275,000 and to community agencies statewide .....  
31 20,658,421 ..... (re. \$16,543,000)

32 For payment of state aid for programs for the provision of services to  
33 runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of  
34 section 420 of the executive law and pursuant to chapter 800 of the  
35 laws of 1985 amending the runaway and homeless youth act for the  
36 provision of transitional independent living support services and  
37 the establishment and operation of young adult shelters for youth  
38 between the ages of 16 and 21; the office of children and family  
39 services shall not reimburse any claims unless they are submitted  
40 within 12 months of the calendar quarter in which the claimed  
41 service or services were delivered. Notwithstanding any law to the  
42 contrary, the office of children and family services may require  
43 that such claims for provision of services to runaway and homeless  
44 youth be submitted to the office electronically in the manner and  
45 format required by the office. No expenditures shall be made from  
46 this appropriation until an annual expenditure plan is approved by  
47 the director of the budget and a certificate of approval allocating  
48 these funds has been issued by the director of the budget and copies  
49 of such certificate or any amendment thereto filed with the state  
50 comptroller, the chairperson of the senate finance committee and the  
51 chairperson of the assembly ways and means committee .....

52 3,533,700 ..... (re. \$2,902,000)

53 For services and expenses provided by local probation departments, for  
54 the post-placement care of youth leaving a youth residential facili-  
55 ty and for services and expenses of the office of children and fami-  
56 ly services related to community-based programs for youth in the  
57 care of the office of children and family services which may include  
58 but not be limited to multi-systemic therapy, family functional  
59 therapy and/or functional therapeutic foster care, and electronic  
60 monitoring.

61 Funds appropriated herein shall be made available subject to the

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1 approval of an expenditure plan by the director of the budget .....  
2 467,550 ..... (re. \$467,550)  
3 For services and expenses of kinship care programs. Such funds are  
4 available pursuant to a plan prepared by the office of children and  
5 family services and approved by the director of the budget to  
6 continue or expand existing programs with existing contractors that  
7 are satisfactorily performing as determined by the office of chil-  
8 dren and family services, to award new contracts to continue  
9 programs where the existing contractors are not satisfactorily  
10 performing as determined by the office of children and family  
11 services and/or award new contracts through a competitive process  
12 ... 536,354 ..... (re. \$41,000)  
13 For services and expenses related to the settlement house program ....  
14 450,000 ..... (re. \$450,000)  
15

16 By chapter 53, section 1, of the laws of 2009:  
17 Notwithstanding any other provision of law, the amount appropriated  
18 herein shall be available to reimburse for 98 percent of 65 percent  
19 of eligible social services district expenditures that are claimed  
20 by March 31, 2010 for those community preventive services provided  
21 from October 1, 2008 through September 30, 2009 at a cost that does  
22 not exceed the cost that was in effect on October 1, 2008 and that a  
23 social services district can demonstrate had been approved by the  
24 office of children and family services on or before October 1, 2008;  
25 provided, however, that should insufficient funds be available to  
26 provide state reimbursement for 98 percent of 65 percent of such  
27 costs, reimbursement shall be made proportionally to each district  
28 based on the percentage of their total eligible claims to the amount  
29 appropriated; and, provided further, however, that if the amount  
30 appropriated exceeds the amount of funds necessary to reimburse 98  
31 percent of 65 percent of the eligible social services district  
32 expenditures, the office may, to the extent funds are available,  
33 provide reimbursement for 98 percent of 65 percent of eligible  
34 social services district expenditures for new community preventive  
35 services programs approved by the office and only up to the amounts  
36 approved by the office. A local social services district seeking  
37 federal and/or state reimbursement for community preventive services  
38 provided on or after October 1, 2008 must submit claims that sepa-  
39 rately identify the costs of such services in a form and manner and  
40 at such times as are required by the department of family assistance  
41 and must submit to the office of children and family services infor-  
42 mation regarding the outcomes of such services in a form and manner  
43 and at such times as required by the office. Funds appropriated  
44 herein are supported by savings resulting from the increased Federal  
45 Medical Assistance Percentage (FMAP) provided pursuant to the Ameri-  
46 can recovery and reinvestment act of 2009 .....  
47 29,105,000 ..... (re. \$1,725,000)

48 For the continuation of the demonstration project, established pursu-  
49 ant to part G of chapter 58 of the laws of 2006, as amended, in the  
50 districts selected by the office of children and family services to  
51 determine the best practices needed to improve the workload of the  
52 child protective workforce including, but not limited to, the  
53 purchase of new information technology that permits caseworkers to  
54 work from field locations, and other eligible non-personal services  
55 expenses, subject to an expenditure plan approved by the office of  
56 children and family services ... 940,000 ..... (re. \$98,000)  
57 Notwithstanding any inconsistent provision of law, subject to an  
58 expenditure plan approved by the director of the budget, for eligi-  
59 ble services and expenses of improving the quality of child welfare  
60 services that may include, but not be limited to, training to  
61 mandated reporters regarding the proper identification of and



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1 response to signs of child abuse and neglect, public information  
2 programs and services that advance a zero tolerance campaign of  
3 child abuse and neglect, and demonstration projects to test models  
4 for new or targeted expansion of services beyond the level currently  
5 funded by local social services districts including continuing to  
6 contract with existing providers that are performing satisfactorily  
7 ... 3,592,700 ..... (re. \$1,638,000)  
8 For services and expenses of certain child fatality review teams  
9 approved by the office of children and family services for the  
10 purposes of investigating and/or reviewing the death of children ...  
11 921,200 ..... (re. \$700,000)  
12 The money hereby appropriated is to be available for payment of state  
13 aid heretofore accrued or hereafter to accrue to municipalities.  
14 Subject to the approval of the director of the budget, the money  
15 hereby appropriated shall be available to the office net of disal-  
16 lowances, refunds, reimbursements, and credits.  
17 Notwithstanding any inconsistent provision of law, the amount herein  
18 appropriated may be transferred to any other appropriation within  
19 the office of children and family services and/or the office of  
20 temporary and disability assistance and/or suballocated to the  
21 office of temporary and disability assistance for the purpose of  
22 paying local social services districts' costs of the above program  
23 and may be increased or decreased by interchange with any other  
24 appropriation or with any other item or items within the amounts  
25 appropriated within the office of children and family services  
26 general fund - local assistance account with the approval of the  
27 director of the budget who shall file such approval with the depart-  
28 ment of audit and control and copies thereof with the chairman of  
29 the senate finance committee and the chairman of the assembly ways  
30 and means committee.  
31 Notwithstanding any inconsistent provision of law, in lieu of payments  
32 authorized by the social services law, or payments of federal funds  
33 otherwise due to the local social services districts for programs  
34 provided under the federal social security act or the federal food  
35 stamp act, funds herein appropriated, in amounts certified by the  
36 state commissioner or the state commissioner of health as due from  
37 local social services districts each month as their share of  
38 payments made pursuant to section 367-b of the social services law  
39 may be set aside by the state comptroller in an interest-bearing  
40 account with such interest accruing to the credit of the locality in  
41 order to ensure the orderly and prompt payment of providers under  
42 section 367-b of the social services law pursuant to an estimate  
43 provided by the commissioner of health of each local social services  
44 district's share of payments made pursuant to section 367-b of the  
45 social services law.  
46 Notwithstanding section 398-a of the social services law or any other  
47 law to the contrary, the amount appropriated herein, or such other  
48 amount as may be approved by the director of the budget, shall be  
49 available for 98 percent of 50 percent reimbursement after deducting  
50 any federal funds available therefor to social services districts  
51 for amounts attributable to dormitory authority billings or approved  
52 refinancing of such billings which result in local social services  
53 districts' claims in excess of a local district's foster care block  
54 grant allocation. In addition, subject to the approval of the direc-  
55 tor of the budget, a portion of funds appropriated herein, or such  
56 other amount as may be approved by the director of the budget, shall  
57 be available for reimbursement related to payments made by a social  
58 services district to foster care providers subject to the provisions  
59 of section 410-i of the social services law for expenses directly  
60 related to projects funded through the housing finance agency for  
61 those foster care providers which also received revised or supple-

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1 mental rates from the applicable regulating agency to accommodate  
2 the housing finance agency payments or the refinancing of previously  
3 approved dormitory authority payments.  
4 Notwithstanding section 398-a of the social services law or any other  
5 law to the contrary, such reimbursement shall be available for 94  
6 percent of 98 percent of 50 percent of social services district  
7 costs, after deducting federal funds available therefor, for those  
8 social services districts' claims in excess of a social services  
9 district's foster care block grant allocation for those amounts  
10 exclusively attributable to the previously approved revised or  
11 supplemental rates. In addition, subject to the approval of the  
12 director of the budget, a portion of funds appropriated herein may  
13 also be used for payments to the dormitory authority of the state of  
14 New York for advisory services including, but not limited to, site  
15 visits and review of applications, building plans and cost estimates  
16 for voluntary agency programs for which the office of children and  
17 family services establishes maximum state aid rates and for capital  
18 projects for residential institutions for children seeking financing  
19 under paragraph b of subdivision 40 of section 1680 of the public  
20 authorities law, as amended by chapter 508 of the laws of 2006 .....  
21 6,620,000 ..... (re. \$4,291,000)  
22 Notwithstanding any other provision of law, for services and expenses  
23 to initiate and/or continue program modifications and/or to provide  
24 services including, but not limited to, demonstrate effective  
25 programs such as evidence-based initiatives for alternatives to  
26 detention for persons alleged or determined to be in need of super-  
27 vision or otherwise at risk of placement in the juvenile justice  
28 system and for services and expenses related to reducing office of  
29 children and family services institutional placements through  
30 program modifications and/or services including, but not limited to,  
31 mental health and substance abuse programs, demonstrated effective  
32 programs such as evidence-based initiatives to divert youth at-risk  
33 of placement with the office of children and family services and/or  
34 as alternatives to residential placements with such office.  
35 Notwithstanding any other provision of law to the contrary, the  
36 office may authorize one or more demonstration projects to co-locate  
37 respite beds for youth alleged or at risk of juvenile delinquency in  
38 a runaway and homeless youth program .....  
39 2,460,762 ..... (re. \$1,369,000)  
40 Notwithstanding section 530 of the executive law or any other law to  
41 the contrary, for reimbursement of 49 percent of approved capital  
42 expenditures for secure juvenile detention. Such reimbursement shall  
43 be in the form of depreciation of approved capital costs and inter-  
44 est on bonds, notes or other indebtedness necessarily undertaken to  
45 finance construction costs. Notwithstanding any provision of laws to  
46 the contrary, funding for such costs shall be limited to the amount  
47 appropriated herein. Notwithstanding any law to the contrary, the  
48 office of children and family services may require that such claims  
49 for reimbursement of capital expenditures be submitted to the office  
50 electronically in the manner and format required by the office.  
51 Notwithstanding section 51 of the state finance law and any other  
52 provision of law to the contrary, the director of the budget may,  
53 upon the advice of the commissioner of the office of children and  
54 family services, authorize the interchange of moneys appropriated  
55 herein with any other local assistance - general fund appropriation  
56 within the office of children and family services .....  
57 4,606,000 ..... (re. \$3,704,000)  
58 For additional services and expenses provided by local probation  
59 departments, for the post-placement care of youth leaving a youth  
60 residential facility and for services and expenses of the office of  
61 children and family services related to community-based programs for

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1 youth in the care of the office of children and family services  
 2 which may include but not be limited to multi-systemic therapy,  
 3 family functional therapy and/or functional therapeutic foster care,  
 4 and electronic monitoring. Funds appropriated herein shall be made  
 5 available subject to the approval of an expenditure plan by the  
 6 director of the budget ... 230,736 ..... (re. \$148,000)  
 7 For services and expenses for supportive housing for young adults aged  
 8 25 years or younger leaving or having recently left foster care or  
 9 who had been in foster care for more than a year after their 16th  
 10 birthday and who are at-risk of street homelessness or sheltered  
 11 homelessness provided under the joint project between the state and  
 12 the city of New York, known as the New York New York III supportive  
 13 housing agreement. No expenditure shall be made until a certificate  
 14 of allocation has been approved by the director of the budget with  
 15 copies to be filed with the chairpersons of the senate finance  
 16 committee and the assembly ways and means committee. The amount  
 17 appropriated herein may be transferred or otherwise made available  
 18 to the city of New York administration for children's services for  
 19 services and expenses related to implementing the project .....  
 20 854,000 ..... (re. \$847,000)  
 21 For services and expenses for supportive housing for young adults aged  
 22 25 years or younger leaving or having recently left foster care or  
 23 who had been in foster care for more than a year after their 16th  
 24 birthday and who are at-risk of street homelessness or sheltered  
 25 homelessness provided under the joint project between the state and  
 26 the city of New York, known as the New York New York III supportive  
 27 housing agreement. No expenditure shall be made until a certificate  
 28 of allocation has been approved by the director of the budget with  
 29 copies to be filed with the chairpersons of the senate finance  
 30 committee and the assembly ways and means committee. The amount  
 31 appropriated herein may be transferred or otherwise made available  
 32 to the city of New York administration for children's services for  
 33 services and expenses related to implementing the project. Funds  
 34 appropriated herein are supported by savings resulting from the  
 35 increased Federal Medical Assistance Percentage (FMAP) provided  
 36 pursuant to the American recovery and reinvestment act of 2009 .....  
 37 1,283,000 ..... (re. \$302,000)  
 38 For services and expenses related to the settlement house program,  
 39 notwithstanding any inconsistent provision of law to the contrary,  
 40 funds shall be available for the statewide settlement house program  
 41 to provide a comprehensive range of services to residents of neigh-  
 42 borhoods they serve pursuant to the following sub-schedule .....  
 43 1,347,891 ..... (re. \$231,000)

sub-schedule

47	Baden .....	47,598
48	Booker T. Washington Community	
49	Center .....	12,742
50	CAMBA .....	23,622
51	Carver .....	19,622
52	Chinese-American .....	35,608
53	Citizens Advice Bureau .....	26,726
54	Claremont .....	73,650
55	Community Place/Rochester .....	34,954
56	Cypress Hills Local Development .....	23,624
57	Dunbar Association .....	12,740
58	East Side House .....	25,394
59	Educational Alliance .....	72,108
60	Goddard Riverside .....	72,022
61	Grand Street .....	61,364

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1	Greenwich House .....	24,062
2	Hamilton Madison .....	36,672
3	Hartley House .....	24,950
4	Henry St. Settlement .....	69,802
5	Hudson Guild .....	27,170
6	Huntington Family Guild .....	12,742
7	Stanley Isaacs .....	24,950
8	Kingsbridge Heights .....	32,056
9	Lenox Hill Neighborhood .....	34,274
10	Lincoln Square Neighborhood .....	24,950
11	Montgomery Neighborhood Center .....	12,742
12	Mosholu Montefiore .....	24,950
13	Neighborhood Center of Utica .....	12,742
14	Queens Community .....	27,170
15	Jacob A. Riis .....	24,950
16	Riverdale Neighborhood House .....	24,950
17	St. Matthew's/St. Timothy .....	24,950
18	St. Nicholas Neighborhood	
19	Preservation .....	23,622
20	SCAN NY .....	27,169
21	School Settlement .....	27,169
22	Shorefront YM-YMHA .....	23,624
23	Southeast Bronx .....	102,659
24	Sunnyside Community .....	24,949
25	Syracuse Model Neighborhood .....	12,742
26	Trinity Institution .....	12,740
27	Union Settlement .....	27,169
28	United Community Centers .....	23,585
29	University Settlement .....	36,607
30		
31	For developing and implementation of a new subsidized kinship guardi-	
32	anship program consistent with the federal fostering connections to	
33	success and increasing adoptions act of 2008 (P.L. 110-351) .....	
34	100,000 .....	(re. \$10,000)
35		
36	By chapter 53, section 1, of the laws of 2009, as amended by chapter	
37	502, section 2, of the laws of 2009:	
38	For state aid grants to support contractual agreements with community-	
39	based programs for children, youth and families, in order to provide	
40	services that meet the needs of families and enhance the safety and	
41	stability of children and youth in their homes and contractual	
42	agreements with non-for-profits to enhance the assessment of the	
43	need for, and provision of services to, victims of domestic violence	
44	that are involved in child protective services cases. Such funds are	
45	available to continue or expand existing programs with existing	
46	contractors that are satisfactorily performing services, to award	
47	new contracts to continue programs where existing contractors are	
48	not satisfactorily performing as determined by the office of chil-	
49	dren and family services, and/or award new contracts through a	
50	competitive process; provided, however, that the amount of this	
51	appropriation available for expenditure and disbursement on and	
52	after November 1, 2009 shall be reduced by 12.5 percent of the	
53	amount that was undisbursed as of November 1, 2009 .....	
54	4,934,100 .....	(re. \$251,000)
55	For services and expenses of certain local or regional multidiscipli-	
56	nary child abuse investigation teams approved by the office of chil-	
57	dren and family services for the purpose of investigating reports of	
58	suspected child abuse or maltreatment and for new and established	
59	child advocacy centers; provided, however, that the amount of this	
60	appropriation available for expenditure and disbursement on and	
61		

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1 after November 1, 2009 shall be reduced by 12.5 percent of the  
2 amount that was undisbursed as of November 1, 2009 .....  
3 5,811,000 ..... (re. \$329,000)  
4 For payment of state aid for programs for the provision of services to  
5 runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of  
6 section 420 of the executive law and pursuant to chapter 800 of the  
7 laws of 1985 amending the runaway and homeless youth act for the  
8 provision of transitional independent living support services and  
9 the establishment and operation of young adult shelters for youth  
10 between the ages of 16 and 21; the office of children and family  
11 services shall not reimburse any claims unless they are submitted  
12 within 12 months of the calendar quarter in which the claimed  
13 service or services were delivered; provided, however, that the  
14 amount of this appropriation available for expenditure and disburse-  
15 ment on and after November 1, 2009 shall be reduced by 12.5 percent  
16 of the amount that was undisbursed as of November 1, 2009. No  
17 expenditures shall be made from this appropriation until an annual  
18 expenditure plan is approved by the director of the budget and a  
19 certificate of approval allocating these funds has been issued by  
20 the director of the budget and copies of such certificate or any  
21 amendment thereto filed with the state comptroller, the chairperson  
22 of the senate finance committee and the chairperson of the assembly  
23 ways and means committee ... 5,235,048 ..... (re. \$545,000)  
24 For services and expenses of the advantage after school program. Such  
25 funds are to be available pursuant to a plan prepared by the office  
26 of children and family services and approved by the director of the  
27 budget to extend or expand current contracts with community based  
28 organizations, to award new contracts to continue programs where the  
29 existing contractors are not satisfactorily performing as determined  
30 by the office of children and family services and/or to award new  
31 contracts through a competitive process to community based organiza-  
32 tions; provided, however, that the amount of this appropriation  
33 available for expenditure and disbursement on and after November 1,  
34 2009 shall be reduced by 12.5 percent of the amount that was undis-  
35 bursed as of November 1, 2009 ... 19,172,500 ..... (re. \$1,220,000)  
36  
37 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
38 section 1, of the laws of 2011:  
39 Of the amount appropriated herein, \$23,605,938 shall be available as  
40 follows; provided, however, that the amount of this appropriation  
41 available for expenditure and disbursement on and after November 1,  
42 2009 shall be reduced by 12.5 percent of the amount that was undis-  
43 bursed as of November 1, 2009:  
44 For services and expenses related to locally operated youth develop-  
45 ment and delinquency prevention programs. No expenditure shall be  
46 made from this appropriation until a plan has been approved by the  
47 director of the budget and a certificate of approval allocating  
48 these funds has been issued by the director of the budget.  
49 Notwithstanding the provisions of section 420 of the executive law  
50 which would require expenditure of state aid for youth programs in a  
51 total amount greater than the amount appropriated, for payment of  
52 state aid for programs pursuant to article 19-A of the executive  
53 law, for delinquency prevention and youth development. Notwith-  
54 standing the provisions of section 420 of the executive law, eligi-  
55 bility for state aid reimbursement for counties which do not partic-  
56 ipate in the county comprehensive planning process shall be  
57 determined as follows: the aggregate amount of state aid for recre-  
58 ation, youth service and similar projects to a county and munici-  
59 palities within such county shall not exceed \$2,750 of which no more  
60 than \$1,450 may be used for recreation projects, per 1,000 youths  
61 residing in the county based on a single count of such youths as

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1 shown by the last published federal census for the county certified  
2 in the same manner as provided by section 54 of the state finance  
3 law. The office shall not reimburse any claims unless they are  
4 submitted within 12 months of the project year in which the expendi-  
5 ture was made.

6 Of the amount appropriated herein 7,150,072 shall be available as  
7 follows; provided, however, that the amount of this appropriation  
8 available for expenditure and disbursement on and after November 1,  
9 2009 shall be reduced by 12.5 percent of the amount that was  
10 undisbursed as of November 1, 2009:

11 For services and expenses related to programs providing special delin-  
12 quency prevention or other youth development services. No expendi-  
13 ture shall be made for such programs from this appropriation until a  
14 plan has been approved by the director of the budget and a certifi-  
15 cate of approval allocating these funds has been issued by the  
16 director of the budget. The office shall not reimburse any claims  
17 unless they are submitted within 7 months of the project year in  
18 which the expenditure was made.

19 For direct contracts with private not-for-profit community agencies to  
20 provide needed services for the operation of programs to prevent  
21 juvenile delinquency and promote youth development, and through an  
22 allocation to public agencies where it is documented that private  
23 not-for-profit community agencies are not available to provide such  
24 services. Moneys shall be made available to community agencies in  
25 counties outside the city of New York based on a statewide allo-  
26 cation formula determined by each county's eligibility for compre-  
27 hensive planning funds as a proportion of the statewide total  
28 provided under paragraph a of subdivision 1 of section 420 of the  
29 executive law. Moneys made available to community agencies shall be  
30 allocated by local youth bureaus subject to final funding determi-  
31 nations by the commissioner of children and family services and  
32 approved by the director of the budget.

33 For direct contract with private not-for-profit community agencies to  
34 provide needed services for the operation of programs to prevent  
35 juvenile delinquency and promote youth development, and through an  
36 allocation to public agencies where it is documented that private  
37 not-for-profit agencies are not available to provide such services.

38 Notwithstanding any inconsistent provision of law, moneys shall be  
39 made available to community agencies in cities with populations  
40 greater than 275,000 and to community agencies statewide .....  
41 30,756,010 ..... (re. \$3,484,000)  
42

43 By chapter 53, section 1, of the laws of 2008, as amended by chapter  
44 496, section 3, of the laws of 2008:

45 For the continuation of the demonstration project, established pursu-  
46 ant to part G of chapter 58 of the laws of 2006, as amended, in  
47 districts selected by the office of children and family services to  
48 determine the best practices needed to improve the workload of the  
49 child protective workforce including, but not limited to, the  
50 purchase of new information technology that permits caseworkers to  
51 work from field locations, and other eligible non-personal services  
52 expenses, subject to an expenditure plan approved by the office of  
53 children and family services, provided, however, that the amount of  
54 this appropriation available for expenditure and disbursement on and  
55 after September 1, 2008 shall be reduced by six percent of the  
56 amount that was undisbursed as of August 15, 2008 .....  
57 1,000,000 ..... (re. \$53,000)

58 For services and expenses for a demonstration project in targeted  
59 social services districts identified jointly by the office of chil-  
60 dren and family services and the office of alcoholism and substance  
61 abuse services based, in part, on size, experience, readiness and

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1 availability of services, to improve the assessment and treatment  
2 outcomes for families and youth involved in the child welfare system  
3 who need chemical dependency services including providing funding  
4 for chemical dependency programs to co-locate certified chemical  
5 dependency staff with appropriate district child welfare services  
6 staff, provided, however, that the amount of this appropriation  
7 available for expenditure and disbursement on and after September 1,  
8 2008 shall be reduced by six percent of the amount that was undis-  
9 bursed as of August 15, 2008 ... 4,435,000 ..... (re. \$1,142,000)  
10 Notwithstanding any inconsistent provision of law, subject to an  
11 expenditure plan approved by the director of the budget, for eligi-  
12 ble services and expenses of improving the quality of child welfare  
13 services that may include, but not be limited to, training to  
14 mandated reporters regarding the proper identification of and  
15 response to signs of child abuse and neglect, public information  
16 programs and services that advance a zero tolerance campaign of  
17 child abuse and neglect, and demonstration projects to test models  
18 for new or targeted expansion of services beyond the level currently  
19 funded by local social services districts including continuing to  
20 contract with existing providers that are performing satisfactorily,  
21 provided, however, that the amount of this appropriation available  
22 for expenditure and disbursement on and after September 1, 2008  
23 shall be reduced by six percent of the amount that was undisbursed  
24 as of August 15, 2008 ... 3,822,000 ..... (re. \$1,183,000)  
25 For services and expenses of certain child fatality review teams  
26 approved by the office of children and family services for the  
27 purposes of investigating and/or reviewing the death of children,  
28 provided, however, that the amount of this appropriation available  
29 for expenditure and disbursement on and after September 1, 2008  
30 shall be reduced by six percent of the amount that was undisbursed  
31 as of August 15, 2008 ... 980,000 ..... (re. \$175,000)  
32 For services and expenses of certain local or regional multidiscipli-  
33 nary child abuse investigation teams approved by the office of chil-  
34 dren and family services for the purpose of investigating reports of  
35 suspected child abuse or maltreatment and for new and established  
36 child advocacy centers, provided, however, that the amount of this  
37 appropriation available for expenditure and disbursement on and  
38 after September 1, 2008 shall be reduced by six percent of the  
39 amount that was undisbursed as of August 15, 2008 .....  
40 6,181,840 ..... (re. \$365,000)  
41 The money hereby appropriated is to be available for payment of state  
42 aid heretofore accrued or hereafter to accrue to municipalities.  
43 Subject to the approval of the director of the budget, the money  
44 hereby appropriated shall be available to the office net of disal-  
45 lowances, refunds, reimbursements, and credits.  
46 Notwithstanding any inconsistent provision of law, the amount herein  
47 appropriated may be transferred to any other appropriation within  
48 the office of children and family services and/or the office of  
49 temporary and disability assistance and/or suballocated to the  
50 office of temporary and disability assistance for the purpose of  
51 paying local social services districts' costs of the above program  
52 and may be increased or decreased by interchange with any other  
53 appropriation or with any other item or items within the amounts  
54 appropriated within the office of children and family services  
55 general fund - local assistance account with the approval of the  
56 director of the budget who shall file such approval with the depart-  
57 ment of audit and control and copies thereof with the chairman of  
58 the senate finance committee and the chairman of the assembly ways  
59 and means committee.  
60  
61

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1 Notwithstanding any inconsistent provision of law, in lieu of payments  
 2 authorized by the social services law, or payments of federal funds  
 3 otherwise due to the local social services districts for programs  
 4 provided under the federal social security act or the federal food  
 5 stamp act, funds herein appropriated, in amounts certified by the  
 6 state commissioner or the state commissioner of health as due from  
 7 local social services districts each month as their share of  
 8 payments made pursuant to section 367-b of the social services law  
 9 may be set aside by the state comptroller in an interest-bearing  
 10 account with such interest accruing to the credit of the locality in  
 11 order to ensure the orderly and prompt payment of providers under  
 12 section 367-b of the social services law pursuant to an estimate  
 13 provided by the commissioner of health of each local social services  
 14 district's share of payments made pursuant to section 367-b of the  
 15 social services law.

16 Notwithstanding section 398-a of the social services law or any other  
 17 law to the contrary, the amount appropriated herein, or such other  
 18 amount as may be approved by the director of the budget, shall be  
 19 available for 98 percent of 50 percent reimbursement after deducting  
 20 any federal funds available therefor to social services districts  
 21 for amounts attributable to dormitory authority billings or approved  
 22 refinancing of such billings which result in local social services  
 23 districts' claims in excess of a local district's foster care block  
 24 grant allocation; provided, however, for claims paid on or after  
 25 September 1, 2008, the reimbursement percentage shall be reduced to  
 26 94 percent of 98 percent of 50 percent. In addition, subject to the  
 27 approval of the director of the budget, a portion of funds appropri-  
 28 ated herein, or such other amount as may be approved by the director  
 29 of the budget, shall be available for reimbursement related to  
 30 payments made by a social services district to foster care providers  
 31 subject to the provisions of section 410-i of the social services  
 32 law for expenses directly related to projects funded through the  
 33 housing finance agency for those foster care providers which also  
 34 received revised or supplemental rates from the applicable regulat-  
 35 ing agency to accommodate the housing finance agency payments or the  
 36 refinancing of previously approved dormitory authority payments.

37 Notwithstanding section 398-a of the social services law or any other  
 38 law to the contrary, such reimbursement shall be available for 98  
 39 percent of 50 percent of social services district costs, after  
 40 deducting federal funds available therefor, for those social  
 41 services districts' claims in excess of a social services district's  
 42 foster care block grant allocation for those amounts exclusively  
 43 attributable to the previously approved revised or supplemental  
 44 rates; provided, however, for claims paid on or after September 1,  
 45 2008, the reimbursement percentage shall be reduced to 94 percent of  
 46 98 percent of 50 percent. In addition, subject to the approval of  
 47 the director of the budget, a portion of funds appropriated herein  
 48 may also be used for payments to the dormitory authority of the  
 49 state of New York for advisory services including, but not limited  
 50 to, site visits and review of applications, building plans and cost  
 51 estimates for voluntary agency programs for which the office of  
 52 children and family services establishes maximum state aid rates and  
 53 for capital projects for residential institutions for children seek-  
 54 ing financing under paragraph b of subdivision 40 of section 1680 of  
 55 the public authorities law, as amended by chapter 508 of the laws of  
 56 2006 ... 6,620,000 ..... (re. \$574,000)

57 For services and expenses of the Amy Watkins caseworker education and  
 58 training program for the provision of continuing education and  
 59 training for caseworkers working in child welfare programs in local  
 60 social services districts having a population of 125,000 or more,  
 61 and caseworkers employed by voluntary not-for-profit community based



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1 agencies in such local social services districts. Such assistance  
2 shall be used for tuition and fees associated with job-related  
3 certificate programs, programs leading to associate, baccalaureate  
4 and masters degrees, licensure requirements and other job-related  
5 training requirements as necessary and appropriate, provided, howev-  
6 er, that the amount of this appropriation available for expenditure  
7 and disbursement on and after September 1, 2008 shall be reduced by  
8 six percent of the amount that was undisbursed as of August 15, 2008  
9 ... 980,000 ..... (re. \$92,000)

10  
11 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,  
12 section 2, of the laws of 2009:

13 For additional services and expenses to initiate program modifications  
14 and/or to expand services including, but not limited to, demon-  
15 strated effective programs such as evidence-based initiatives for  
16 alternatives to detention for persons alleged or determined to be in  
17 need of supervision, or otherwise at risk of placement in the juve-  
18 nile justice system ... 752,000 ..... (re. \$752,000)

19 For services and expenses related to the homeless veterans outreach  
20 and supportive services program pursuant to the following sub-sche-  
21 dule ... 187,999 ..... (re. \$187,999)

22  
23 sub-schedule

24		
25	National Association for Black	
26	Veterans (NABVETS) .....	26,857
27	Black Veterans for Social	
28	Justice .....	26,857
29	National Coalition for Home-	
30	less Veterans .....	26,857
31	Iraq and Afghanistan Veterans	
32	of America .....	26,857
33	Military Order of the Purple	
34	Heart .....	26,857
35	Vietnam Veterans of America .....	26,857
36	American Legion Inwood Post	
37	#581 .....	26,857
38		-----
39	Total of sub-schedule .....	187,999
40		-----

41  
42 By chapter 53, section 1, of the laws of 2008, as amended by chapter 53,  
43 section 1, of the laws of 2009:

44 For services and expenses related to reducing office of children and  
45 family services institutional placements through program modifica-  
46 tions and/or services including, but not limited to, mental health  
47 and substance abuse programs, demonstrated effective programs such  
48 as evidence-based initiatives to divert youth at-risk of placement  
49 with the office of children and family services and/or as alterna-  
50 tives to residential placements with such office. Notwithstanding  
51 any other provision of law to the contrary, the office may authorize  
52 one or more demonstration projects to co-locate respite beds for  
53 youth alleged or at risk of juvenile delinquency in a runaway and  
54 homeless youth program ... 5,091,162 ..... (re. \$2,275,000)

55 Of the amount appropriated herein, \$23,605,938 shall be available as  
56 follows, provided, however, that the amount of this appropriation  
57 available for expenditures and disbursement on and after September  
58 1, 2008 shall be reduced by six percent of the amount that was  
59 undisbursed as of August 15, 2008. For services and expenses related  
60 to locally operated youth development and delinquency prevention  
61 programs. No expenditure shall be made from this appropriation until

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1 a plan has been approved by the director of the budget and a certifi-  
2 cate of approval allocating these funds has been issued by the  
3 director of the budget.

4 Notwithstanding the provisions of section 420 of the executive law  
5 which would require expenditure of state aid for youth programs in a  
6 total amount greater than \$23,605,938, for payment of state aid for  
7 programs pursuant to article 19-A of the executive law, for delin-  
8 quency prevention and youth development. Notwithstanding the  
9 provisions of section 420 of the executive law, eligibility for  
10 state aid reimbursement for counties which do not participate in the  
11 county comprehensive planning process shall be determined as  
12 follows: the aggregate amount of state aid for recreation, youth  
13 service and similar projects to a county and municipalities within  
14 such county shall not exceed \$2,750 of which no more than \$1,450 may  
15 be used for recreation projects, per 1,000 youths residing in the  
16 county based on a single count of such youths as shown by the last  
17 published federal census for the county certified in the same manner  
18 as provided by section 54 of the state finance law. The office shall  
19 not reimburse any claims unless they are submitted within 12 months  
20 of the project year in which the expenditure was made.

21 Of the amount appropriated herein \$7,775,586 shall be available as  
22 follows, provided, however, that the amount of this appropriation  
23 available for expenditure and disbursement on and after September 1,  
24 2008 shall be reduced by six percent of the amount that was undis-  
25 bursed as of August 15, 2008. For services and expenses related to  
26 programs providing special delinquency prevention or other youth  
27 development services. No expenditure shall be made for such programs  
28 from this appropriation until a plan has been approved by the direc-  
29 tor of the budget and a certificate of approval allocating these  
30 funds has been issued by the director of the budget. The office  
31 shall not reimburse any claims unless they are submitted within 7  
32 months of the project year in which the expenditure was made.

33 For direct contracts with private not-for-profit community agencies to  
34 provide needed services for the operation of programs to prevent  
35 juvenile delinquency and promote youth development, and through an  
36 allocation to public agencies where it is documented that private  
37 not-for-profit community agencies are not available to provide such  
38 services. Moneys shall be made available to community agencies in  
39 counties outside the city of New York based on a statewide allo-  
40 cation formula determined by each county's eligibility for compre-  
41 hensive planning funds as a proportion of the statewide total  
42 provided under paragraph a of subdivision 1 of section 420 of the  
43 executive law. Moneys made available to community agencies shall be  
44 allocated by local youth bureaus subject to final funding determi-  
45 nations by the commissioner of children and family services and  
46 approved by the director of the budget.

47 For direct contract with private not-for-profit community agencies to  
48 provide needed services for the operation of programs to prevent  
49 juvenile delinquency and promote youth development, and through an  
50 allocation to public agencies where it is documented that private  
51 not-for-profit agencies are not available to provide such services.

52 Notwithstanding any inconsistent provision of law, moneys shall be  
53 made available to community agencies in cities with populations  
54 greater than 275,000 and to community agencies statewide .....  
55 31,381,524 ..... (re. \$1,886,000)  
56

57 By chapter 53, section 1, of the laws of 2007:

58 For services for the prevention of domestic violence and expenses  
59 related thereto. Any federal funds applicable to expenditures made  
60 as a result of this appropriation may be made available to the  
61 office or its contractors ... 150,000 ..... (re. \$150,000)

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1 For the office of children and family services to contract with the  
2 office for the prevention of domestic violence to develop and imple-  
3 ment a training program on the dynamics of domestic violence and its  
4 relationship to child abuse and neglect with particular emphasis on  
5 alternatives to out-of-home placement. Any federal funds applicable  
6 to expenditures made as a result of this appropriation may be made  
7 available to the office of children and family services or its  
8 contractors ... 135,000 ..... (re. \$135,000)  
9

10 By chapter 53, section 1, of the laws of 2007, as amended by chapter 53,  
11 section 1, of the laws of 2008:

12 For services and expenses related to the settlement house program,  
13 notwithstanding any inconsistent provision of law to the contrary,  
14 funds shall be available for the statewide settlement house program  
15 to provide a comprehensive range of services to residents of neigh-  
16 borhoods they serve pursuant to the following sub-schedule .....  
17 576,000 ..... (re. \$43,000)  
18

19 sub-schedule

20		
21	Baden .....	23,061
22	Boys Harbor .....	12,079
23	Carver .....	9,496
24	Chinese-American .....	17,247
25	Citizens Advise Bureau .....	12,940
26	Claremont .....	35,691
27	Community Pace/Rochester .....	16,929
28	East Side House .....	12,295
29	Educational Alliance .....	34,944
30	Queens Community .....	13,155
31	Goddard Riverside .....	34,902
32	Grand Street .....	29,734
33	Greenwich House .....	11,649
34	Hamilton Madison .....	17,763
35	Hartley House .....	12,079
36	Henry St. Settlement .....	33,825
37	Hudson Guild .....	13,155
38	Stanley Isaacs .....	12,079
39	Kingsbridge Heights .....	15,524
40	Lenox Hill Neighborhood .....	16,600
41	Lincoln Square Neigh .....	12,079
42	Mosholu Montefiore .....	12,079
43	Jacob A. Riis .....	12,079
44	Riverdale Neigh House .....	12,079
45	St. Mathew's/St. Timothy .....	12,079
46	SCAN NY .....	13,155
47	School Settlement .....	13,155
48	Southeast Bronx .....	49,756
49	Sunnyside Community .....	12,078
50	Union Settlement .....	13,155
51	United Community Ctrs .....	11,417
52	University Settlement .....	17,729
53		-----
54	Total .....	576,000
55		-----

56  
57 By chapter 53, section 1, of the laws of 2007, as amended by chapter  
58 496, section 3, of the laws of 2008:

59 For preventive services including but not limited to: intensive case  
60 management and related services for families with children at risk  
61 of foster care placement due to the presence of alcohol and/or

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1 substance abuse in the household; family preservation services,  
2 centers and programs; foster care diversion demonstrations; and  
3 nonprofit provider collaborations with family treatment courts,  
4 provided, however, that the amount of this appropriation available  
5 for expenditure and disbursement on and after September 1, 2008  
6 shall be reduced by six percent of the amount that was undisbursed  
7 as of August 15, 2008 ... 5,356,000 ..... (re. \$681,000)  
8 For services and expenses of certain child fatality review teams  
9 approved by the office of children and family services for the  
10 purposes of investigating and/or reviewing the death of children,  
11 provided, however, that the amount of this appropriation available  
12 for expenditure and disbursement on and after September 1, 2008  
13 shall be reduced by six percent of the amount that was undisbursed  
14 as of August 15, 2008 ... 1,000,000 ..... (re. \$119,000)  
15 The money hereby appropriated is to be available for payment of state  
16 aid heretofore accrued or hereafter to accrue to municipalities.  
17 Subject to the approval of the director of the budget, the money  
18 hereby appropriated shall be available to the office net of disal-  
19 lowances, refunds, reimbursements, and credits.  
20 Notwithstanding any inconsistent provision of law, the amount herein  
21 appropriated may be increased or decreased by interchange with any  
22 other appropriation or with any other item or items within the  
23 amounts appropriated within the department of family assistance,  
24 office of temporary and disability assistance and office of children  
25 and family services general fund - local assistance account with the  
26 approval of the director of the budget who shall file such approval  
27 with the department of audit and control and copies thereof with the  
28 chairman of the senate finance committee and the chairman of the  
29 assembly ways and means committee.  
30 Notwithstanding any inconsistent provision of law, in lieu of payments  
31 authorized by the social services law, or payments of federal funds  
32 otherwise due to the local social services districts for programs  
33 provided under the federal social security act or the federal food  
34 stamp act, funds herein appropriated, in amounts certified by the  
35 state commissioner or the state commissioner of health as due from  
36 local social services districts each month as their share of  
37 payments made pursuant to section 367-b of the social services law  
38 may be set aside by the state comptroller in an interest-bearing  
39 account with such interest accruing to the credit of the locality in  
40 order to ensure the orderly and prompt payment of providers under  
41 section 367-b of the social services law pursuant to an estimate  
42 provided by the commissioner of health of each local social services  
43 district's share of payments made pursuant to section 367-b of the  
44 social services law.  
45 The amount appropriated herein, or such other amount as may be  
46 approved by the director of the budget, shall be available for 50  
47 percent reimbursement after deducting any federal funds available  
48 therefor to social services districts for amounts attributable to  
49 dormitory authority billings or approved refinancing of such bill-  
50 ings which result in local social services districts' claims in  
51 excess of a local district's foster care block grant allocation;  
52 provided, however, for claims paid on or after September 1, 2008,  
53 the reimbursement percentage shall be reduced to 94 percent of 50  
54 percent. In addition, subject to the approval of the director of the  
55 budget, a portion of funds appropriated herein, or such other amount  
56 as may be approved by the director of the budget, shall be available  
57 for reimbursement related to payments made by a social services  
58 district to foster care providers subject to the provisions of  
59 section 410-i of the social services law for expenses directly  
60 related to projects funded through the housing finance agency for  
61 those foster care providers which also received revised or supple-

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1 mental rates from the applicable regulating agency to accommodate  
2 the housing finance agency payments or the refinancing of previously  
3 approved dormitory authority payments.  
4 Such reimbursement shall be available for 50 percent of social  
5 services district costs, after deducting federal funds available  
6 therefor, for those social services districts' claims in excess of a  
7 social services district's foster care block grant allocation for  
8 those amounts exclusively attributable to the previously approved  
9 revised or supplemental rates; provided, however, for claims paid on  
10 or after September 1, 2008, the reimbursement percentage shall be  
11 reduced to 94 percent of 50 percent. In addition, subject to the  
12 approval of the director of the budget, a portion of funds appropri-  
13 ated herein may also be used for payments to the dormitory authority  
14 of the state of New York for advisory services including, but not  
15 limited to, site visits and review of applications, building plans  
16 and cost estimates for voluntary agency programs for which the  
17 office of children and family services establishes maximum state aid  
18 rates and for capital projects for residential institutions for  
19 children seeking financing under paragraph b of subdivision 40 of  
20 section 1680 of the public authorities law, as amended by chapter  
21 508 of the laws of 2006 ... 6,750,000 ..... (re. \$332,000)  
22 For services and expenses of the Amy Watkins caseworker education and  
23 training program for the provision of continuing education and  
24 training for caseworkers working in child welfare programs in local  
25 social services districts having a population of 125,000 or more,  
26 and caseworkers employed by voluntary not-for-profit community based  
27 agencies in such local social services districts. Such assistance  
28 shall be used for tuition and fees associated with job-related  
29 certificate programs, programs leading to associate, baccalaureate  
30 and masters degrees, licensure requirements and other job-related  
31 training requirements as necessary and appropriate, provided, howev-  
32 er, that the amount of this appropriation available for expenditure  
33 and disbursement on and after September 1, 2008 shall be reduced by  
34 six percent of the amount that was undisbursed as of August 15, 2008  
35 ... 1,000,000 ..... (re. \$119,000)  
36 Notwithstanding any inconsistent provision of law, subject to an  
37 expenditure plan approved by the director of the budget, for eligi-  
38 ble services and expenses of improving the quality of child welfare  
39 services that may include, but not be limited to, training to  
40 mandated reporters regarding the proper identification of and  
41 response to signs of child abuse and neglect, public information  
42 programs and services that advance a zero tolerance campaign of  
43 child abuse and neglect, and demonstration projects to test models  
44 for new or targeted expansion of services beyond the level currently  
45 funded by local social services districts including continuing to  
46 contract with existing providers that are performing satisfactorily,  
47 provided, however, that the amount of this appropriation available  
48 for expenditure and disbursement on and after September 1, 2008  
49 shall be reduced by six percent of the amount that was undisbursed  
50 as of August 15, 2008 ... 3,822,000 ..... (re. \$207,000)  
51 For services and expenses of family empowerment centers for the  
52 purpose of providing training and educational programs to assist  
53 children and families, at risk of entry into the child welfare  
54 system, to achieve self-sufficiency, provided, however, that the  
55 amount of this appropriation available for expenditure and disburse-  
56 ment on and after September 1, 2008 shall be reduced by six percent  
57 of the amount that was undisbursed as of August 15, 2008 .....  
58 2,964,000 ..... (re. \$1,025,000)  
59  
60  
61

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1 Special Revenue Funds - Federal  
2 Federal Health and Human Services Fund  
3 Title IV-a, IV-b, IV-e Account  
4

5 By chapter 53, section 1, of the laws of 2011:

6 For services and expenses for the foster care and adoption assistance  
7 program, and the kinship guardianship assistance program, including  
8 related administrative expenses, and for services and expenses for  
9 child welfare and family preservation and family support services  
10 provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and  
11 title IV-e of the federal social security act including the federal  
12 share of costs incurred implementing the federal adoption and safe  
13 families act of 1997 (P.L. 105-89); provided, however, that  
14 reimbursement to social services districts for eligible expenditures  
15 for services other than the foster care and adoption assistance  
16 program, and the kinship guardianship assistance program incurred  
17 during a particular federal fiscal year will be limited to  
18 expenditures claimed by March 31 of the following year.

19 Notwithstanding any inconsistent provision of law, in lieu of payments  
20 authorized by the social services law, or payments of federal funds  
21 otherwise due to the local social services districts for programs  
22 provided under the federal social security act or the federal food  
23 stamp act, funds herein appropriated, in amounts certified by the  
24 state commissioner or the state commissioner of health as due from  
25 local social services districts each month as their share of  
26 payments made pursuant to section 367-b of the social services law  
27 may be set aside by the state comptroller in an interest-bearing  
28 account with such interest accruing to the credit of the locality in  
29 order to ensure the orderly and prompt payment of providers under  
30 section 367-b of the social services law pursuant to an estimate  
31 provided by the commissioner of health of each local social services  
32 district's share of payments made pursuant to section 367-b of the  
33 social services law.

34 Funds appropriated herein shall be available for aid to municipalities  
35 and for payments to the federal government for expenditures made  
36 pursuant to the social services law and the state plan for  
37 individual and family grant program under the disaster relief act of  
38 1974.

39 Such funds are to be available for payment of aid heretofore accrued  
40 or hereafter to accrue to municipalities. Subject to the approval of  
41 the director of the budget, such funds shall be available to the  
42 office net of disallowances, refunds, reimbursements, and credits.

43 Notwithstanding any inconsistent provision of law, the amount herein  
44 appropriated may be transferred to any other appropriation within  
45 the office of children and family services and/or the office of  
46 temporary and disability assistance and/or suballocated to the  
47 office of temporary and disability assistance for the purpose of  
48 paying local social services districts' costs of the above program  
49 and may be increased or decreased by interchange with any other  
50 appropriation or with any other item or items within the amounts  
51 appropriated within the office of children and family services  
52 general fund - local assistance account with the approval of the  
53 director of the budget who shall file such approval with the  
54 department of audit and control and copies thereof with the chairman  
55 of the senate finance committee and the chairman of the assembly  
56 ways and means committee ... 868,900,000 ..... (re. \$538,496,000)

57 For additional reimbursement for services and expenses resulting from  
58 the increase in the Federal medical assistance percentage available  
59 for the foster care and adoption assistance program provided  
60 pursuant to title IV-e of the federal social security act in  
61 accordance with the requirements of the American recovery and

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1 reinvestment act of 2009 (Public Law 111-5). Funds appropriated  
2 herein shall be subject to all applicable reporting and  
3 accountability requirements contained in such act. Such funds are to  
4 be available for payment of aid heretofore accrued or hereafter to  
5 accrue to municipalities to the extent authorized by such act.  
6 Notwithstanding any inconsistent provision of law, the amount herein  
7 appropriated may be transferred to any other appropriation within  
8 the office of children and family services and/or the office of  
9 temporary and disability assistance and/or suballocated to the  
10 office of temporary and disability assistance for the purpose of  
11 paying local social services districts' costs of the above program  
12 and may be increased or decreased by interchange with any other  
13 appropriation or with any other item or items within the amounts  
14 appropriated within the office of children and family services  
15 general fund - local assistance account with the approval of the  
16 director of the budget who shall file such approval with the  
17 department of audit and control and copies thereof with the chairman  
18 of the senate finance committee and the chairman of the assembly  
19 ways and means committee ... 48,000,000 ..... (re. \$48,000,000)  
20

21 By chapter 53, section 1, of the laws of 2010:  
22 For services and expenses for the foster care and adoption assistance  
23 program, including related administrative expenses, and for services  
24 and expenses for child welfare and family preservation and family  
25 support services provided pursuant to title IV-a, subparts 1 and 2  
26 of title IV-b and title IV-e of the federal social security act  
27 including the federal share of costs incurred implementing the  
28 federal adoption and safe families act of 1997 (P.L. 105-89);  
29 provided, however, that reimbursement to social services districts  
30 for eligible expenditures for services other than foster care  
31 services incurred during a particular federal fiscal year will be  
32 limited to expenditures claimed by March 31 of the following year.  
33 Notwithstanding any inconsistent provision of law, in lieu of payments  
34 authorized by the social services law, or payments of federal funds  
35 otherwise due to the local social services districts for programs  
36 provided under the federal social security act or the federal food  
37 stamp act, funds herein appropriated, in amounts certified by the  
38 state commissioner or the state commissioner of health as due from  
39 local social services districts each month as their share of  
40 payments made pursuant to section 367-b of the social services law  
41 may be set aside by the state comptroller in an interest-bearing  
42 account with such interest accruing to the credit of the locality in  
43 order to ensure the orderly and prompt payment of providers under  
44 section 367-b of the social services law pursuant to an estimate  
45 provided by the commissioner of health of each local social services  
46 district's share of payments made pursuant to section 367-b of the  
47 social services law.  
48 Funds appropriated herein shall be available for aid to municipalities  
49 and for payments to the federal government for expenditures made  
50 pursuant to the social services law and the state plan for individ-  
51 ual and family grant program under the disaster relief act of 1974.  
52 Such funds are to be available for payment of aid heretofore accrued  
53 or hereafter to accrue to municipalities. Subject to the approval of  
54 the director of the budget, such funds shall be available to the  
55 office net of disallowances, refunds, reimbursements, and credits.  
56 Notwithstanding any inconsistent provision of law, the amount herein  
57 appropriated may be transferred to any other appropriation within  
58 the office of children and family services and/or the office of  
59 temporary and disability assistance and/or suballocated to the  
60 office of temporary and disability assistance for the purpose of  
61 paying local social services districts' costs of the above program

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1 and may be increased or decreased by interchange with any other  
2 appropriation or with any other item or items within the amounts  
3 appropriated within the office of children and family services  
4 general fund - local assistance account with the approval of the  
5 director of the budget who shall file such approval with the depart-  
6 ment of audit and control and copies thereof with the chairman of  
7 the senate finance committee and the chairman of the assembly ways  
8 and means committee ... 868,900,000 ..... (re. \$298,779,000)

9 For additional reimbursement for services and expenses resulting from  
10 the increase in the Federal medical assistance percentage available  
11 for the foster care and adoption assistance program provided pursu-  
12 ant to title IV-e of the federal social security act in accordance  
13 with the requirements of the American recovery and reinvestment act  
14 of 2009 (Public Law 111-5). Funds appropriated herein shall be  
15 subject to all applicable reporting and accountability requirements  
16 contained in such act. Such funds are to be available for payment of  
17 aid heretofore accrued or hereafter to accrue to municipalities to  
18 the extent authorized by such act.

19 Notwithstanding any inconsistent provision of law, the amount herein  
20 appropriated may be transferred to any other appropriation within  
21 the office of children and family services and/or the office of  
22 temporary and disability assistance and/or suballocated to the  
23 office of temporary and disability assistance for the purpose of  
24 paying local social services districts' costs of the above program  
25 and may be increased or decreased by interchange with any other  
26 appropriation or with any other item or items within the amounts  
27 appropriated within the office of children and family services  
28 general fund - local assistance account with the approval of the  
29 director of the budget who shall file such approval with the depart-  
30 ment of audit and control and copies thereof with the chairman of  
31 the senate finance committee and the chairman of the assembly ways  
32 and means committee ... 48,000,000 ..... (re. \$24,920,000)

33  
34 By chapter 53, section 1, of the laws of 2009:

35 For services and expenses for the foster care and adoption assistance  
36 program, including related administrative expenses, and for services  
37 and expenses for child welfare and family preservation and family  
38 support services provided pursuant to title IV-a, subparts 1 and 2  
39 of title IV-b and title IV-e of the federal social security act  
40 including the federal share of costs incurred implementing the  
41 federal adoption and safe families act of 1997 (P.L. 105-89);  
42 provided, however, that reimbursement to social services districts  
43 for eligible expenditures for services other than foster care  
44 services incurred during a particular federal fiscal year will be  
45 limited to expenditures claimed by March 31 of the following year.

46 Notwithstanding any inconsistent provision of law, in lieu of payments  
47 authorized by the social services law, or payments of federal funds  
48 otherwise due to the local social services districts for programs  
49 provided under the federal social security act or the federal food  
50 stamp act, funds herein appropriated, in amounts certified by the  
51 state commissioner or the state commissioner of health as due from  
52 local social services districts each month as their share of  
53 payments made pursuant to section 367-b of the social services law  
54 may be set aside by the state comptroller in an interest-bearing  
55 account with such interest accruing to the credit of the locality in  
56 order to ensure the orderly and prompt payment of providers under  
57 section 367-b of the social services law pursuant to an estimate  
58 provided by the commissioner of health of each local social services  
59 district's share of payments made pursuant to section 367-b of the  
60 social services law.



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1 Funds appropriated herein shall be available for aid to municipalities  
2 and for payments to the federal government for expenditures made  
3 pursuant to the social services law and the state plan for individ-  
4 ual and family grant program under the disaster relief act of 1974.  
5 Such funds are to be available for payment of aid heretofore accrued  
6 or hereafter to accrue to municipalities. Subject to the approval of  
7 the director of the budget, such funds shall be available to the  
8 office net of disallowances, refunds, reimbursements, and credits.  
9 Notwithstanding any inconsistent provision of law, the amount herein  
10 appropriated may be transferred to any other appropriation within  
11 the office of children and family services and/or the office of  
12 temporary and disability assistance and/or suballocated to the  
13 office of temporary and disability assistance for the purpose of  
14 paying local social services districts' costs of the above program  
15 and may be increased or decreased by interchange with any other  
16 appropriation or with any other item or items within the amounts  
17 appropriated within the office of children and family services  
18 general fund - local assistance account with the approval of the  
19 director of the budget who shall file such approval with the depart-  
20 ment of audit and control and copies thereof with the chairman of  
21 the senate finance committee and the chairman of the assembly ways  
22 and means committee ... 868,900,000 ..... (re. \$222,331,000)  
23

24 By chapter 53, section 1, of the laws of 2008:  
25 For services and expenses for the foster care and adoption assistance  
26 program, including related administrative expenses, and for services  
27 and expenses for child welfare and family preservation and family  
28 support services provided pursuant to title IV-a, subparts 1 and 2  
29 of title IV-b and title IV-e of the federal social security act  
30 including the federal share of costs incurred implementing the  
31 federal adoption and safe families act of 1997 (P.L. 105-89);  
32 provided, however, that reimbursement to social services districts  
33 for eligible expenditures for services other than foster care  
34 services incurred during a particular federal fiscal year will be  
35 limited to expenditures claimed by March 31 of the following year.

36 Notwithstanding any inconsistent provision of law, in lieu of payments  
37 authorized by the social services law, or payments of federal funds  
38 otherwise due to the local social services districts for programs  
39 provided under the federal social security act or the federal food  
40 stamp act, funds herein appropriated, in amounts certified by the  
41 state commissioner or the state commissioner of health as due from  
42 local social services districts each month as their share of  
43 payments made pursuant to section 367-b of the social services law  
44 may be set aside by the state comptroller in an interest-bearing  
45 account with such interest accruing to the credit of the locality in  
46 order to ensure the orderly and prompt payment of providers under  
47 section 367-b of the social services law pursuant to an estimate  
48 provided by the commissioner of health of each local social services  
49 district's share of payments made pursuant to section 367-b of the  
50 social services law.

51 Funds appropriated herein shall be available for aid to municipalities  
52 and for payments to the federal government for expenditures made  
53 pursuant to the social services law and the state plan for individ-  
54 ual and family grant program under the disaster relief act of 1974.  
55 Such funds are to be available for payment of aid heretofore accrued  
56 or hereafter to accrue to municipalities. Subject to the approval of  
57 the director of the budget, such funds shall be available to the  
58 office net of disallowances, refunds, reimbursements, and credits.  
59 Notwithstanding any inconsistent provision of law, the amount herein  
60 appropriated may be transferred to any other appropriation within  
61 the office of children and family services and/or the office of

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1 temporary and disability assistance and/or suballocated to the  
2 office of temporary and disability assistance for the purpose of  
3 paying local social services districts' costs of the above program  
4 and may be increased or decreased by interchange with any other  
5 appropriation or with any other item or items within the amounts  
6 appropriated within the office of children and family services  
7 general fund - local assistance account with the approval of the  
8 director of the budget who shall file such approval with the depart-  
9 ment of audit and control and copies thereof with the chairman of  
10 the senate finance committee and the chairman of the assembly ways  
11 and means committee ... 868,900,000 ..... (re. \$263,203,000)  
12

13 By chapter 53, section 1, of the laws of 2007:

14 For services and expenses for the foster care and adoption assistance  
15 program, including related administrative expenses, and for services  
16 and expenses for child welfare and family preservation and family  
17 support services provided pursuant to title IV-a, subparts 1 and 2  
18 of title IV-b and title IV-e of the federal social security act  
19 including the federal share of costs incurred implementing the  
20 federal adoption and safe families act of 1997 (P.L. 105-89);  
21 provided, however, that reimbursement to social services districts  
22 for eligible expenditures for services other than foster care  
23 services incurred during a particular federal fiscal year will be  
24 limited to expenditures claimed by March 31 of the following year.

25 Notwithstanding any inconsistent provision of law, in lieu of payments  
26 authorized by the social services law, or payments of federal funds  
27 otherwise due to the local social services districts for programs  
28 provided under the federal social security act or the federal food  
29 stamp act, funds herein appropriated, in amounts certified by the  
30 state commissioner or the state commissioner of health as due from  
31 local social services districts each month as their share of  
32 payments made pursuant to section 367-b of the social services law  
33 may be set aside by the state comptroller in an interest-bearing  
34 account with such interest accruing to the credit of the locality in  
35 order to ensure the orderly and prompt payment of providers under  
36 section 367-b of the social services law pursuant to an estimate  
37 provided by the commissioner of health of each local social services  
38 district's share of payments made pursuant to section 367-b of the  
39 social services law.

40 Funds appropriated herein shall be available for aid to municipalities  
41 and for payments to the federal government for expenditures made  
42 pursuant to the social services law and the state plan for individ-  
43 ual and family grant program under the disaster relief act of 1974.

44 Such funds are to be available for payment of aid heretofore accrued  
45 or hereafter to accrue to municipalities. Subject to the approval of  
46 the director of the budget, such funds shall be available to the  
47 office net of disallowances, refunds, reimbursements, and credits.

48 Notwithstanding any inconsistent provision of law, the amount herein  
49 appropriated may be increased or decreased by interchange with any  
50 other appropriation or with any other item or items within the  
51 amounts appropriated within the department of family assistance,  
52 office of temporary and disability assistance and office of children  
53 and family services federal funds - local assistance account with  
54 the approval of the director of the budget who shall file such  
55 approval with the department of audit and control and copies thereof  
56 with the chairman of the senate finance committee and the chairman  
57 of the assembly ways and means committee.

58 For the grant period October 1, 2006 to September 30, 2007 .....  
59 430,000,000 ..... (re. \$214,000,000)  
60 For the grant period October 1, 2007 to September 30, 2008 .....  
61 438,900,000 ..... (re. \$90,000,000)

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1 By chapter 53, section 1, of the laws of 2006:  
2 For services and expenses for the foster care and adoption assistance  
3 program, including related administrative expenses and for services  
4 and expenses for child welfare and family preservation and family  
5 support services provided pursuant to title IV-a, subparts 1 and 2  
6 of title IV-b and title IV-e of the federal social security act  
7 including the federal share of costs incurred implementing the  
8 federal adoption and safe families act of 1997 (P.L. 105-89).

9 Notwithstanding any inconsistent provision of law, in lieu of payments  
10 authorized by the social services law, or payments of federal funds  
11 otherwise due to the local social services districts for programs  
12 provided under the federal social security act or the federal food  
13 stamp act, funds herein appropriated, in amounts certified by the  
14 state commissioner or the state commissioner of health as due from  
15 local social services districts each month as their share of  
16 payments made pursuant to section 367-b of the social services law  
17 may be set aside by the state comptroller in an interest-bearing  
18 account with such interest accruing to the credit of the locality in  
19 order to ensure the orderly and prompt payment of providers under  
20 section 367-b of the social services law pursuant to an estimate  
21 provided by the commissioner of health of each local social services  
22 district's share of payments made pursuant to section 367-b of the  
23 social services law.

24 Funds appropriated herein shall be available for aid to municipalities  
25 and for payments to the federal government for expenditures made  
26 pursuant to social services law and the state plan for individual  
27 and family grant program under the disaster relief act of 1974.

28 Such funds are to be available for payment of aid heretofore accrued  
29 or hereafter to accrue to municipalities. Subject to the approval of  
30 the director of the budget, such funds shall be available to the  
31 office net of disallowances, refunds, reimbursements, and credits.

32 Notwithstanding any inconsistent provision of law, the amount herein  
33 appropriated may be increased or decreased by interchange with any  
34 other appropriation or with any other item or items within the  
35 amounts appropriated within the department of family assistance,  
36 office of temporary and disability assistance and office of children  
37 and family services federal funds - local assistance account with  
38 the approval of the director of the budget who shall file such  
39 approval with the department of audit and control and copies thereof  
40 with the chairman of the senate finance committee and the chairman  
41 of the assembly ways and means committee.

42 For the grant period October 1, 2006 to September 30, 2007 .....  
43 438,900,000 ..... (re. \$50,000,000)

44  
45 Special Revenue Funds - Federal  
46 Federal Health and Human Services Fund  
47 Social Services Block Grant Account  
48

49 By chapter 53, section 1, of the laws of 2011:  
50 For services and expenses for supportive social services provided  
51 pursuant to title XX of the federal social security act.  
52 Notwithstanding any other provision of law, the moneys hereby  
53 appropriated shall be apportioned by the office of children and  
54 family services to local social services districts, to reimburse  
55 local district expenditures for supportive services and training  
56 subject to the approval of the director of the budget; provided,  
57 however, that reimbursement to social services districts for  
58 eligible expenditures for services incurred during a particular  
59 federal fiscal year will be limited to expenditures claimed by March  
60 31 of the following year.

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1 Notwithstanding any other provision of law, of the funds available  
2 herein, including any funds transferred from the temporary  
3 assistance to needy families block grant to the title XX block  
4 grant, \$66,000,000 shall be allocated to social services districts,  
5 solely for reimbursement of expenditures for the provision and  
6 administration of adult protective services, residential services  
7 for victims of domestic violence who are determined to be ineligible  
8 for public assistance during the time the victims were residing in  
9 residential programs for victims of domestic violence, and  
10 nonresidential services for victims of domestic violence, pursuant  
11 to an allocation plan developed by the office and submitted for  
12 approval by the division of the budget no later than 60 days  
13 following enactment of this chapter, based on each district's claims  
14 for such costs and any other factors as identified in the allocation  
15 plan, adjusted by applicable cost allocation methodology and net of  
16 any retroactive payments for the 12 month period ending June 30,  
17 2010 that are submitted on or before January 3, 2011; provided,  
18 however, that if the office determines that the total amount of a  
19 social services district's claims for such services which could be  
20 reimbursed from these funds is less than the amount allocated to the  
21 district for such claims, the office may, subject to approval by the  
22 director of the budget, reallocate the unused funds to other social  
23 services districts with eligible claims that exceed their  
24 allocation.

25 Funds appropriated herein shall be available for aid to municipalities  
26 and for payments to the federal government for expenditures made  
27 pursuant to the social services law and the state plan for  
28 individual and family grant program under the disaster relief act of  
29 1974.

30 The funds hereby appropriated are to be available for payment of state  
31 aid heretofore accrued or hereafter to accrue to municipalities.  
32 Subject to the approval of the director of the budget, such funds  
33 hereby appropriated shall be available to the office net of  
34 disallowances, refunds, reimbursements, and credits.

35 Notwithstanding any inconsistent provision of law, the amount herein  
36 appropriated may be transferred to any other appropriation within  
37 the office of children and family services and/or the office of  
38 temporary and disability assistance and/or suballocated to the  
39 office of temporary and disability assistance for the purpose of  
40 paying local social services districts' costs of the above program  
41 and may be increased or decreased by interchange with any other  
42 appropriation or with any other item or items within the amounts  
43 appropriated within the office of children and family services  
44 general fund - local assistance account with the approval of the  
45 director of the budget who shall file such approval with the  
46 department of audit and control and copies thereof with the chairman  
47 of the senate finance committee and the chairman of the assembly  
48 ways and means committee.

49 Notwithstanding any inconsistent provision of law, in lieu of payments  
50 authorized by the social services law, or payments of federal funds  
51 otherwise due to the local social services districts for programs  
52 provided under the federal social security act or the federal food  
53 stamp act, funds herein appropriated, in amounts certified by the  
54 state comptroller or the state commissioner of health as due from  
55 local social services districts each month as their share of  
56 payments made pursuant to section 367-b of the social services law  
57 may be set aside by the state comptroller in an interest bearing  
58 account with such interest accruing to the credit of the locality in  
59 order to ensure the orderly and prompt payment of providers under  
60 section 367-b of the social services law pursuant to an estimate  
61 provided by the commissioner of health of each local social services

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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 district's share of payments made pursuant to section 367-b of the  
2 social services law ... 150,000,000 ..... (re. \$53,193,000)  
3 For services and expenses of grants made available under subtitle H of  
4 title XX of the federal social security act in accordance with the  
5 elder justice act of 2009 ... 12,000,000 ..... (re. \$12,000,000)  
6

7 By chapter 110, section 15, of the laws of 2010:

8 For services and expenses for supportive social services provided  
9 pursuant to title XX of the federal social security act. Notwith-  
10 standing any other provision of law, the moneys hereby appropriated  
11 shall be apportioned by the office of children and family services  
12 to local social services districts, to reimburse local district  
13 expenditures for supportive services and training subject to the  
14 approval of the director of the budget; provided, however, that  
15 reimbursement to social services districts for eligible expenditures  
16 for services incurred during a particular federal fiscal year will  
17 be limited to expenditures claimed by March 31 of the following  
18 year.

19 Notwithstanding any other provision of law, of the funds available  
20 herein, including any funds transferred from the temporary assist-  
21 ance to needy families block grant to the title XX block grant,  
22 \$66,000,000 shall be allocated to social services districts, solely  
23 for reimbursement of expenditures for the provision and adminis-  
24 tration of adult protective services, residential services for  
25 victims of domestic violence who are determined to be ineligible for  
26 public assistance during the time the victims were residing in resi-  
27 dential programs for victims of domestic violence, and nonresiden-  
28 tial services for victims of domestic violence, pursuant to an allo-  
29 cation plan developed by the office and submitted for approval by  
30 the division of the budget no later than 60 days following enactment  
31 of this chapter, based on each district's claims for such costs and  
32 any other factors as identified in the allocation plan, adjusted by  
33 applicable cost allocation methodology and net of any retroactive  
34 payments for the 12 month period ending June 30, 2009 that are  
35 submitted on or before January 4, 2010; provided, however, that if  
36 the office determines that the total amount of a social services  
37 district's claims for such services which could be reimbursed from  
38 these funds is less than the amount allocated to the district for  
39 such claims, the office may, subject to approval by the director of  
40 the budget, authorize the district to use these funds for other  
41 allowable claims; provided further, however, that if the total  
42 amount of a social services district's allowable claims is less than  
43 the amount allocated to the district for such claims, the office may  
44 reallocate the unused funds to other social services districts with  
45 eligible claims that exceed their allocation.

46 Funds appropriated herein shall be available for aid to municipalities  
47 and for payments to the federal government for expenditures made  
48 pursuant to the social services law and the state plan for individ-  
49 ual and family grant program under the disaster relief act of 1974.  
50 The funds hereby appropriated are to be available for payment of state  
51 aid heretofore accrued or hereafter to accrue to municipalities.  
52 Subject to the approval of the director of the budget, such funds  
53 hereby appropriated shall be available to the office net of disal-  
54 lowances, refunds, reimbursements, and credits.

55 Notwithstanding any inconsistent provision of law, the amount herein  
56 appropriated may be transferred to any other appropriation within  
57 the office of children and family services and/or the office of  
58 temporary and disability assistance and/or suballocated to the  
59 office of temporary and disability assistance for the purpose of  
60 paying local social services districts' costs of the above program  
61 and may be increased or decreased by interchange with any other

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1 appropriation or with any other item or items within the amounts  
2 appropriated within the office of children and family services  
3 general fund - local assistance account with the approval of the  
4 director of the budget who shall file such approval with the depart-  
5 ment of audit and control and copies thereof with the chairman of  
6 the senate finance committee and the chairman of the assembly ways  
7 and means committee.

8 Notwithstanding any inconsistent provision of law, in lieu of payments  
9 authorized by the social services law, or payments of federal funds  
10 otherwise due to the local social services districts for programs  
11 provided under the federal social security act or the federal food  
12 stamp act, funds herein appropriated, in amounts certified by the  
13 state comptroller or the state commissioner of health as due from  
14 local social services districts each month as their share of  
15 payments made pursuant to section 367-b of the social services law  
16 may be set aside by the state comptroller in an interest bearing  
17 account with such interest accruing to the credit of the locality in  
18 order to ensure the orderly and prompt payment of providers under  
19 section 367-b of the social services law pursuant to an estimate  
20 provided by the commissioner of health of each local social services  
21 district's share of payments made pursuant to section 367-b of the  
22 social services law ... 150,000,000 ..... (re. \$47,056,000)

23  
24 Special Revenue Fund - Other  
25 Combined Gifts, Grants and Bequests Fund  
26 Children and Family Trust Fund  
27

28 By chapter 53, section 1, of the laws of 2011:  
29 For services and expenses related to the administration and  
30 implementation of contracts for prevention and support service  
31 programs for victims of family violence under the William B. Hoyt  
32 memorial children and family trust fund pursuant to article 10-A of  
33 the social services law. Funds appropriated to the children and  
34 family trust fund shall be available for expenditure for such  
35 services and expenses herein ... 3,459,000 ..... (re. \$3,459,000)

36  
37 By chapter 53, section 1, of the laws of 2010:  
38 For services and expenses related to the administration and implemen-  
39 tation of contracts for prevention and support service programs for  
40 victims of family violence under the William B. Hoyt memorial chil-  
41 dren and family trust fund pursuant to article 10-A of the social  
42 services law. Funds appropriated to the children and family trust  
43 fund shall be available for expenditure for such services and  
44 expenses herein ... 3,459,000 ..... (re. \$3,459,000)

45  
46 By chapter 53, section 1, of the laws of 2009:  
47 For services and expenses related to the administration and implemen-  
48 tation of contracts for prevention and support services for victims  
49 of family violence under the William B. Hoyt memorial children and  
50 family trust fund pursuant to article 10-A of the social services  
51 law. Funds appropriated to the children and family trust fund shall  
52 be available for expenditure for such services and expenses herein  
53 ... 3,459,000 ..... (re. \$3,459,000)

54  
55 By chapter 53, section 1, of the laws of 2008:  
56 For services and expenses related to the administration and implemen-  
57 tation of contracts for prevention and support service programs for  
58 victims of family violence under the William B. Hoyt memorial chil-  
59 dren and family trust fund pursuant to article 10-A of the social  
60  
61

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1 services law. Funds appropriated to the children and family trust  
2 fund shall be available for expenditure for such services and  
3 expenses herein ... 3,459,000 ..... (re. \$473,000)  
4

5 TRAINING AND DEVELOPMENT PROGRAM  
6

7 Special Revenue Funds - Federal  
8 Federal Health and Human Services Fund  
9 [Federal Health and Human Services Fund]  
10 Local District Training Account  
11

12 By chapter 53, section 1, of the laws of 2011:

13 For reimbursement to local social services districts for training  
14 expenses associated with title IV-a, title IV-e, title IV-d and  
15 title XIX of the federal social security act or their successor  
16 titles and programs.

17 Funds appropriated herein shall be available for aid to municipalities  
18 and for payments to the federal government for expenditures made  
19 pursuant to the social services law and the state plan for  
20 individual and family grant program under the disaster relief act of  
21 1974.

22 Such funds are to be available for payment of aid heretofore accrued  
23 or hereafter to accrue to municipalities. Subject to the approval of  
24 the director of the budget, such funds shall be available to the  
25 office net of disallowances, refunds, reimbursements, and credits.

26 Notwithstanding any inconsistent provision of law, the amount herein  
27 appropriated may be transferred to any other appropriation and/or  
28 suballocated to any other agency for the purpose of paying local  
29 social services district cost, or may be increased or decreased by  
30 interchange with any other appropriation or with any other item or  
31 items within the amounts appropriated within the office of children  
32 and family services federal funds - local assistance account with  
33 the approval of the director of the budget who shall file such  
34 approval with the department of audit and control and copies thereof  
35 with the chairman of the senate finance committee and the chairman  
36 of the assembly ways and means committee .....  
37 19,219,000 ..... (re. \$19,219,000)  
38

39 [Special Revenue Funds - Federal  
40 Federal Health and Human Services Fund  
41 Local District Training]  
42

43 By chapter 53, section 1, of the laws of 2010:

44 For reimbursement to local social services districts for training  
45 expenses associated with title IV-a, title IV-e, title IV-d and  
46 title XIX of the federal social security act or their successor  
47 titles and programs.

48 Funds appropriated herein shall be available for aid to municipalities  
49 and for payments to the federal government for expenditures made  
50 pursuant to the social services law and the state plan for individ-  
51 ual and family grant program under the disaster relief act of 1974.

52 Such funds are to be available for payment of aid heretofore accrued  
53 or hereafter to accrue to municipalities. Subject to the approval of  
54 the director of the budget, such funds shall be available to the  
55 office net of disallowances, refunds, reimbursements, and credits.

56 Notwithstanding any inconsistent provision of law, the amount herein  
57 appropriated may be transferred to any other appropriation and/or  
58 suballocated to any other agency for the purpose of paying local  
59 social services district cost, or may be increased or decreased by  
60 interchange with any other appropriation or with any other item or  
61 items within the amounts appropriated within the office of children

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1 and family services federal funds - local assistance account with  
2 the approval of the director of the budget who shall file such  
3 approval with the department of audit and control and copies thereof  
4 with the chairman of the senate finance committee and the chairman  
5 of the assembly ways and means committee .....  
6 19,219,000 ..... (re. \$19,219,000)  
7

8 By chapter 53, section 1, of the laws of 2009:

9 For reimbursement to local social services districts for training  
10 expenses associated with title IV-a, title IV-e, title IV-d and  
11 title XIX of the federal social security act or their successor  
12 titles and programs.

13 Funds appropriated herein shall be available for aid to municipalities  
14 and for payments to the federal government for expenditures made  
15 pursuant to the social services law and the state plan for individ-  
16 ual and family grant program under the disaster relief act of 1974.

17 Such funds are to be available for payment of aid heretofore accrued  
18 or hereafter to accrue to municipalities. Subject to the approval of  
19 the director of the budget, such funds shall be available to the  
20 office net of disallowances, refunds, reimbursements, and credits.

21 Notwithstanding any inconsistent provision of law, the amount herein  
22 appropriated may be transferred to any other appropriation and/or  
23 suballocated to any other agency for the purpose of paying local  
24 social services district cost, or may be increased or decreased by  
25 interchange with any other appropriation or with any other item or  
26 items within the amounts appropriated within the office of children  
27 and family services federal funds - local assistance account with  
28 the approval of the director of the budget who shall file such  
29 approval with the department of audit and control and copies thereof  
30 with the chairman of the senate finance committee and the chairman  
31 of the assembly ways and means committee .....  
32 19,219,000 ..... (re. \$14,219,000)  
33

34 By chapter 53, section 1, of the laws of 2008:

35 For reimbursement to local social services districts for training  
36 expenses associated with title IV-a, title IV-e, title IV-d and  
37 title XIX of the federal social security act or their successor  
38 titles and programs.

39 Funds appropriated herein shall be available for aid to municipalities  
40 and for payments to the federal government for expenditures made  
41 pursuant to the social services law and the state plan for individ-  
42 ual and family grant program under the disaster relief act of 1974.

43 Such funds are to be available for payment of aid heretofore accrued  
44 or hereafter to accrue to municipalities. Subject to the approval of  
45 the director of the budget, such funds shall be available to the  
46 office net of disallowances, refunds, reimbursements, and credits.

47 Notwithstanding any inconsistent provision of law, the amount herein  
48 appropriated may be transferred to any other appropriation and/or  
49 suballocated to any other agency for the purpose of paying local  
50 social services district cost, or may be increased or decreased by  
51 interchange with any other appropriation or with any other item or  
52 items within the amounts appropriated within the office of children  
53 and family services federal funds - local assistance account with  
54 the approval of the director of the budget who shall file such  
55 approval with the department of audit and control and copies thereof  
56 with the chairman of the senate finance committee and the chairman  
57 of the assembly ways and means committee .....  
58 19,219,000 ..... (re. \$13,649,000)  
59  
60



DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2007:  
2 For reimbursement to local social services districts for training  
3 expenses associated with title IV-a, title IV-e, title IV-d and  
4 title XIX of the federal social security act or their successor  
5 titles and programs.  
6 Funds appropriated herein shall be available for aid to municipalities  
7 and for payments to the federal government for expenditures made  
8 pursuant to the social services law and the state plan for individ-  
9 ual and family grant program under the disaster relief act of 1974.  
10 Such funds are to be available for payment of aid heretofore accrued  
11 or hereafter to accrue to municipalities. Subject to the approval of  
12 the director of the budget, such funds shall be available to the  
13 office net of disallowances, refunds, reimbursements, and credits.  
14 Notwithstanding any inconsistent provision of law, the amount herein  
15 appropriated may be increased or decreased by interchange with any  
16 other appropriation or with any other item or items within the  
17 amounts appropriated within the department of family assistance,  
18 office of temporary and disability assistance and office of children  
19 and family services federal funds - local assistance account with  
20 the approval of the director of the budget who shall file such  
21 approval with the department of audit and control and copies thereof  
22 with the chairman of the senate finance committee and the chairman  
23 of the assembly ways and means committee.  
24 For the grant period October 1, 2006 to September 30, 2007 .....  
25 9,609,500 ..... (re. \$4,927,000)  
26 For the grant period October 1, 2007 to September 30, 2008 .....  
27 9,609,500 ..... (re. \$2,000,000)

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	303,503,000
6	Special Revenue Funds - Federal ....	3,430,649,300
7	Special Revenue Funds - Other .....	0
8	Fiduciary Funds .....	0
9		-----
10	All Funds .....	3,734,152,300
11		=====

12  
13 SCHEDULE

14  
15 CHILD WELL BEING PROGRAM ..... 140,000,000  
16 -----

17  
18 Special Revenue Funds - Federal  
19 Federal Health and Human Services Fund  
20 Child Support Account

21  
22 For reimbursement of local administrative  
23 expenses for child support and establish-  
24 ment of paternity pursuant to title IV-D  
25 of the federal social security act.  
26 Notwithstanding paragraph 1 of section  
27 111-d and section 153 of the social  
28 services law or any other inconsistent  
29 provision of law, such reimbursement shall  
30 constitute total reimbursement for  
31 activities funded herein in state fiscal  
32 year 2012-2013. Notwithstanding section  
33 111-e of the social services law or any  
34 other provision of law, social services  
35 districts shall retain the non-federal  
36 share of any support collections otherwise  
37 payable as reimbursement to the state.  
38 Such funds are to be available for payment  
39 of aid heretofore accrued or hereafter to  
40 accrue to municipalities. Subject to the  
41 approval of the director of the budget,  
42 such funds shall be available to the  
43 office of temporary and disability assist-  
44 ance net of disallowances, refunds,  
45 reimbursements, and credits.  
46 Notwithstanding any inconsistent provision  
47 of law, the amount herein appropriated may  
48 be increased or decreased by interchange  
49 with any other appropriation within the  
50 office of temporary and disability assist-  
51 ance federal fund - local assistance  
52 account with the approval of the director  
53 of the budget, who shall file such  
54 approval with the department of audit and  
55 control and copies thereof with the chair-  
56 man of the senate finance committee and  
57 the chairman of the assembly ways and  
58 means committee.  
59 Notwithstanding any inconsistent provision  
60 of law, amounts appropriated herein  
61 received pursuant to section 391 of the

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 federal personal responsibility and work  
2 opportunity reconciliation act of 1996 may  
3 be used without state or local financial  
4 participation to provide grants or enter  
5 into contracts with courts, local public  
6 agencies, or nonprofit private entities  
7 consistent with federal law and require-  
8 ments. Such grants and/or contracts shall  
9 be made based on the results of a compet-  
10 itive procurement.  
11 Funds appropriated herein may be used for a  
12 federally approved research and demon-  
13 stration project for improved custodial  
14 cooperation. Notwithstanding any incon-  
15 sistent provision of law, these funds  
16 shall be available without local financial  
17 participation ..... 140,000,000  
18 -----  
19  
20 EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM ..... 4,938,126,000  
21 -----  
22

23 General Fund  
24 Local Assistance Account  
25

26 For state reimbursement of the safety net  
27 assistance program as established pursuant  
28 to chapter 436 of the laws of 1997.  
29 Notwithstanding section 153 of the social  
30 services law or any other inconsistent  
31 provision of law, funds appropriated here-  
32 in shall reimburse 29 percent of safety  
33 net assistance expenditures, including the  
34 cost of providing shelter supplements for  
35 safety net assistance households at local  
36 option in order to prevent eviction and  
37 address homelessness in accordance with  
38 social services district plans approved by  
39 the office of temporary and disability  
40 assistance and the director of the budget,  
41 provided, however, that in social services  
42 districts with a population over five  
43 million no shelter supplements other than  
44 those to prevent eviction shall be reim-  
45 bursed, and further provided that such  
46 supplements shall not be part of the stan-  
47 dard of need pursuant to section 131-a of  
48 the social services law. Funds appropri-  
49 ated herein shall also reimburse 29  
50 percent of safety net assistance expendi-  
51 tures for emergency shelter, transporta-  
52 tion, or nutrition payments which the  
53 district determines are necessary to  
54 establish or maintain independent living  
55 arrangements among persons who have been  
56 medically diagnosed as having acquired  
57 immunodeficiency syndrome (AIDS) or  
58 HIV-related illness and who are homeless  
59 or facing homelessness and for whom no  
60 viable and less costly alternative to  
61 housing is available; provided, however,

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 that funds appropriated herein may only be  
2 used for such purposes if the cost of such  
3 allowances are not eligible for reimburse-  
4 ment under medical assistance or other  
5 programs.  
6 Such funds are to be available for payment  
7 of aid heretofore accrued or hereafter to  
8 accrue to municipalities. Subject to the  
9 approval of the director of the budget,  
10 such funds shall be available to the  
11 office of temporary and disability assist-  
12 ance, net of disallowances, refunds,  
13 reimbursements, and credits, including  
14 those related to title IV-E of the social  
15 security act; and including, but not  
16 limited to, additional federal funds  
17 resulting from any changes in federal cost  
18 allocation methodologies.  
19 Notwithstanding any inconsistent provision  
20 of law, the amount herein appropriated may  
21 be increased or decreased by interchange  
22 with any other appropriation within the  
23 office of temporary and disability assist-  
24 ance general fund - local assistance  
25 account with the approval of the director  
26 of the budget, who shall file such  
27 approval with the department of audit and  
28 control and copies thereof with the chair-  
29 man of the senate finance committee and  
30 the chairman of the assembly ways and  
31 means committee.  
32 Social services districts shall be required  
33 to report to the office of temporary and  
34 disability assistance on an annual basis,  
35 information, as determined and requested  
36 by the office, related to services and  
37 expenditures for which reimbursement is  
38 sought for providing temporary housing  
39 assistance to homeless individuals and  
40 families. Such information shall be  
41 submitted electronically to the extent  
42 feasible as determined by the office, and  
43 shall be used to evaluate expenditures by  
44 such social services districts for the  
45 provision of temporary housing assistance  
46 for homeless individuals and families.  
47 Notwithstanding paragraph (a-3) of sub-  
48 division 2 and paragraph (a-3) of sub-  
49 division 3 of section 131-a of the social  
50 services law, or any other inconsistent  
51 provision of law, in determining eligi-  
52 bility for public assistance and in  
53 determining maximum monthly grants and  
54 allowances for those persons and families  
55 determined eligible by the application of  
56 such standard of monthly need, less any  
57 available income or resources which are  
58 not required to be disregarded by  
59 provisions of law, the following schedule  
60 shall be used for all social services  
61 districts and for all categories of

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 assistance for the period beginning July  
2 1, 2012 through June 30, 2013: \$150 for a  
3 household of one person; \$239 for a house-  
4 hold of two persons; \$317 for a household  
5 of three persons; \$409 for a household of  
6 four persons; \$505 for a household of five  
7 persons; and \$583 for a household of six  
8 persons. For each additional person in the  
9 household, there shall be added an  
10 additional amount of \$80 monthly.

11 Notwithstanding section 153 of the social  
12 services law, or any other inconsistent  
13 provision of law, such appropriation shall  
14 be available for reimbursement of eligible  
15 claims incurred on or after January 1,  
16 2012 and before January 1, 2013, that are  
17 otherwise reimbursable by the state on or  
18 after April 1, 2012, that are claimed by  
19 March 1, 2013. Such reimbursement shall  
20 constitute total state reimbursement for  
21 activities funded herein in state fiscal  
22 year 2012-2013 ..... 565,000,000

23 For expenditures for additional state  
24 payments for eligible aged, blind, and  
25 disabled persons related to supplemental  
26 security income and for expenditures made  
27 pursuant to title 8 of article 5 of the  
28 social services law. Notwithstanding any  
29 inconsistent provision of law, the amount  
30 herein appropriated may be increased or  
31 decreased by interchange with any other  
32 appropriation within the office of tempo-  
33 rary and disability assistance general  
34 fund - local assistance account with the  
35 approval of the director of the budget,  
36 who shall file such approval with the  
37 department of audit and control and copies  
38 thereof with the chairman of the senate  
39 finance committee and the chairman of the  
40 assembly ways and means committee ..... 772,900,000

41 For services and expenses of a program,  
42 pursuant to section 35 of the social  
43 services law, providing legal represen-  
44 tation of individuals whose federal disa-  
45 bility benefits have been denied or may be  
46 discontinued. The commissioner shall  
47 reduce reimbursement otherwise payable to  
48 social services districts to ensure that  
49 social services districts shall financial-  
50 ly participate in additional legal repre-  
51 sentation expenditures made pursuant to  
52 this provision. Such reduction in local  
53 reimbursement shall be allocated among  
54 districts by the commissioner based on the  
55 cost of, and number of district residents  
56 served by, each legal assistance program,  
57 or by such alternative cost allocation  
58 procedure deemed appropriate by the  
59 commissioner after consultation with  
60 social services officials ..... 2,380,000  
61

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 For services to support human immunodeficiency virus specific welfare-to-work  
2 programs. Components of each such program  
3 shall include, but not be limited to,  
4 on-the-job training and employment. Each  
5 such program shall guarantee that individuals  
6 completing the program obtain full-time  
7 employment with health insurance  
8 coverage. The office of temporary and  
9 disability assistance, in conjunction with  
10 the AIDS institute of the department of  
11 health, shall select the organizations to  
12 operate such programs through a competitive  
13 bid process ..... 1,161,000  
14  
15 For grants to community based organizations  
16 for nutrition outreach in areas where a  
17 significant percentage or number of those  
18 potentially eligible for food assistance  
19 programs are not participating in such  
20 programs.  
21 Notwithstanding any inconsistent provision  
22 of law, including section 1 of part C of  
23 chapter 57 of the laws of 2006, as amended  
24 by section 1 of part F of chapter 59 of  
25 the laws of 2011, for the period  
26 commencing on April 1, 2012 and ending  
27 March 31, 2013 the commissioner shall not  
28 apply any new cost of living adjustment  
29 authorized by section 1 of part C of  
30 chapter 57 of the laws of 2006, as amended  
31 by section 1 of part F of chapter 59 of  
32 the laws of 2011, for the purpose of  
33 establishing rates of payments, contracts  
34 or any other form of reimbursement ..... 3,018,000  
35  
36 For services and expenses incurred by local  
37 social services districts in relation to  
38 the administrative cap waiver requests  
39 submitted to the office of temporary and  
40 disability assistance for exempt area  
41 plans submitted for calendar years through  
42 2003. Such payments shall be made until  
43 March 31, 2017 at which time this appropriation  
44 will be used for services and  
45 expenses incurred by local social services  
46 districts in relation to the adult shelter  
47 cap. Such payments shall be made until  
48 March 31, 2042 at which time both the  
49 administrative cap waiver and adult shelter  
50 cap liabilities will be deemed fully  
51 reimbursed ..... 2,000,000  
52  
53 For the operation of an automated finger  
54 imaging system; the operation of an electronic  
55 benefit transfer system; and the  
56 production of common benefit identification  
57 cards. Notwithstanding section 153 of  
58 the social services law or any other  
59 inconsistent provision of law, the department  
60 shall reduce reimbursement otherwise  
61 payable to social services districts to  
recover 50 percent of the non-federal

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1	share of costs incurred by the department	
2	for these purposes .....	10,000,000
3		-----
4	Program account subtotal .....	1,356,459,000
5		-----

6  
7 Special Revenue Funds - Federal  
8 Federal Health and Human Services Fund  
9 Temporary Assistance for Needy Families Account

10  
11 For reimbursement of the cost of the family  
12 assistance and the emergency assistance to  
13 families programs. Notwithstanding section  
14 153 of the social services law or any  
15 inconsistent provision of law, funds  
16 appropriated herein shall be provided  
17 without state or local participation and  
18 shall include the cost of providing shel-  
19 ter supplements for family assistance  
20 households at local option in order to  
21 prevent eviction and address homelessness  
22 in accordance with social services  
23 district plans approved by the office of  
24 temporary and disability assistance and  
25 the director of the budget, provided,  
26 however, that in social services districts  
27 with a population over five million no  
28 shelter supplements other than those to  
29 prevent eviction shall be reimbursed, and  
30 further provided that such supplements  
31 shall not be part of the standard of need  
32 pursuant to section 131-a of the social  
33 services law. Funds appropriated herein  
34 shall also reimburse for family assistance  
35 expenditures for emergency shelter, trans-  
36 portation, or nutrition payments which the  
37 district determines are necessary to  
38 establish or maintain independent living  
39 arrangements among persons who have been  
40 medically diagnosed as having acquired  
41 immunodeficiency syndrome (AIDS) or  
42 HIV-related illness and who are homeless  
43 or facing homelessness and for whom no  
44 viable and less costly alternative to  
45 housing is available; provided, however,  
46 that funds appropriated herein may only be  
47 used for such purposes if the cost of such  
48 allowances are not eligible for reimburse-  
49 ment under medical assistance or other  
50 programs.  
51 Such funds are to be available for payment  
52 of aid heretofore accrued or hereafter to  
53 accrue to municipalities. Subject to the  
54 approval of the director of the budget,  
55 such funds shall be available to the  
56 office of temporary and disability assist-  
57 ance net of disallowances, refunds,  
58 reimbursements, and credits including, but  
59 not limited to, additional federal funds  
60 resulting from any changes in federal cost  
61 allocation methodologies.

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision  
2 of law, the amount herein appropriated may  
3 be increased or decreased by interchange  
4 with any other appropriation within the  
5 office of temporary and disability assist-  
6 ance federal fund - local assistance  
7 account with the approval of the director  
8 of the budget, who shall file such  
9 approval with the department of audit and  
10 control and copies thereof with the chair-  
11 man of the senate finance committee and  
12 the chairman of the assembly ways and  
13 means committee.

14 Social services districts shall be required  
15 to report to the office of temporary and  
16 disability assistance on an annual basis,  
17 information, as determined and requested  
18 by the office, related to services and  
19 expenditures for which reimbursement is  
20 sought for providing temporary housing  
21 assistance to homeless individuals and  
22 families. Such information shall be  
23 submitted electronically to the extent  
24 feasible as determined by the office, and  
25 shall be used to evaluate expenditures by  
26 such social services districts for the  
27 provision of temporary housing assistance  
28 for homeless individuals and families.

29 Notwithstanding paragraph (a-3) of  
30 subdivision 2 and paragraph (a-3) of  
31 subdivision 3 of section 131-a of the  
32 social services law, or any other incon-  
33 sistent provision of law, in determining  
34 eligibility for public assistance and  
35 determining maximum monthly grants and  
36 allowances for those persons and families  
37 determined eligible by the application of  
38 such standard of monthly need, less any  
39 available income or resources which are  
40 not required to be disregarded by pro-  
41 visions of law, the following schedule  
42 shall be used for all social services  
43 districts and for all categories of  
44 assistance for the period beginning July  
45 1, 2012 through June 30, 2013: \$150 for a  
46 household of one person; \$239 for a house-  
47 hold of two persons; \$317 for a household  
48 of three persons; \$409 for a household of  
49 four persons; \$505 for a household of five  
50 persons; and \$583 for a household of six  
51 persons. For each additional person in the  
52 household, there shall be added an  
53 additional amount of \$80 monthly.

54 Notwithstanding section 153 of the social  
55 services law, or any other inconsistent  
56 provision of law, such appropriation shall  
57 be available for reimbursement of eligible  
58 claims incurred on or after January 1,  
59 2012 and before January 1, 2013, that are  
60 otherwise reimbursable by the state on or  
61 after April 1, 2012, that are claimed by



DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 March 1, 2013. Such reimbursement shall  
2 constitute total federal reimbursement for  
3 activities funded herein in state fiscal  
4 year 2012-2013 ..... 1,320,000,000

5 For expenses associated with the operation  
6 of the statewide electronic benefit trans-  
7 fer (EBT) system; the common benefit iden-  
8 tification card (CBIC); and the automated  
9 finger imaging system (AFIS) ..... 3,000,000

10 The following remaining appropriations with-  
11 in the office of temporary and disability  
12 assistance federal health and human  
13 services fund temporary assistance for  
14 needy families account shall be available  
15 for payment of aid heretofore accrued or  
16 hereafter to accrue to municipalities.  
17 Notwithstanding any inconsistent provision  
18 of law, such funds may be increased or  
19 decreased by interchange with any other  
20 appropriation within the office of tempo-  
21 rary and disability assistance or office  
22 of children and family services federal  
23 fund - local assistance account with the  
24 approval of the director of the budget.  
25 Such funds shall be provided without state  
26 or local participation for services to  
27 eligible individuals under the state plan  
28 for the temporary assistance for needy  
29 families block grant whose incomes do not  
30 exceed 200 percent of the federal poverty  
31 level or who are otherwise eligible under  
32 such plan, provided that such services to  
33 eligible persons not in receipt of public  
34 assistance shall not constitute "assist-  
35 ance" under applicable federal regulations  
36 and no more than 15 percent of the funds  
37 made available herein may be used for  
38 administration, provided further that the  
39 director of the budget does not determine  
40 that such use of funds can be expected to  
41 have the effect of increasing qualified  
42 state expenditures under paragraph 7 of  
43 subdivision (a) of section 409 of the  
44 federal social security act above the  
45 minimum applicable federal maintenance of  
46 effort requirement:

47 For transfer to the credit of the office of  
48 children and family services federal  
49 health and human services fund, state  
50 operations or federal health and human  
51 services fund, local assistance, federal  
52 day care account for additional reimburse-  
53 ment to social services districts for  
54 child care assistance provided pursuant to  
55 title 5-C of article 6 of the social  
56 services law. The funds shall be appor-  
57 tioned among the social services districts  
58 by the office according to an allocation  
59 plan developed by the office and submitted  
60 to the director of the budget for approval  
61 within 60 days of enactment of the budget.

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 The funds allocated to a district under  
 2 this appropriation in addition to any  
 3 state block grant funds allocated to the  
 4 district for child care services and any  
 5 funds the district requests the office of  
 6 temporary and disability assistance to  
 7 transfer from the district's flexible fund  
 8 for family services allocation to the  
 9 federal day care account shall constitute  
 10 the district's entire block grant allo-  
 11 cation for a particular federal fiscal  
 12 year, which shall be available only for  
 13 child care assistance expenditures made  
 14 during that federal fiscal year and which  
 15 are claimed by March 31 of the year imme-  
 16 diately following the end of that federal  
 17 fiscal year. Notwithstanding any other  
 18 provision of law, any claims for child  
 19 care assistance made by a social services  
 20 district for expenditures made during a  
 21 particular federal fiscal year, other than  
 22 claims made under title XX of the federal  
 23 social security act and under the food  
 24 stamp employment and training program,  
 25 shall be counted against the social  
 26 services district's block grant allocation  
 27 for that federal fiscal year.

28 A social services district shall expend its  
 29 allocation from the block grant in accord-  
 30 ance with the applicable provision in  
 31 federal law and regulations relating to  
 32 the federal funds included in the state  
 33 block grant for child care and the regu-  
 34 lations of the office of children and  
 35 family services. Notwithstanding any other  
 36 provision of law, each district's claims  
 37 submitted under the state block grant for  
 38 child care will be processed in a manner  
 39 that maximizes the availability of federal  
 40 funds and ensures that the district meets  
 41 its maintenance of effort requirement in  
 42 each applicable federal fiscal year. Prior  
 43 to transfer of funds appropriated herein,  
 44 the commissioner of the office of children  
 45 and family services shall consult with the  
 46 commissioner of the office of temporary  
 47 and disability assistance to determine the  
 48 availability of such funding and to  
 49 request that the commissioner of the  
 50 office of temporary and disability assist-  
 51 ance takes necessary steps to notify the  
 52 department of health and human services of  
 53 the transfer of funding .....

299,667,000

54 For allocation to local social services  
 55 districts for the flexible fund for family  
 56 services. Funds shall, without state or  
 57 local participation, be allocated to local  
 58 social services districts in accordance  
 59 with a methodology to be developed by the  
 60 office of temporary and disability assist-  
 61 ance and the office of children and family

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2012-13

1 services and approved by the director of  
2 the budget. Such amounts allocated to  
3 local social services districts shall  
4 hereinafter be referred to as the flexible  
5 fund for family services and shall be used  
6 for eligible services to eligible individ-  
7 uals under the State plan for the federal  
8 temporary assistance for needy families  
9 block grant.

10 Such funds are to be available for payment  
11 of aid heretofore accrued or hereafter to  
12 accrue to municipalities and, notwith-  
13 standing section 153 of the social  
14 services law and any inconsistent  
15 provision of law, shall constitute the  
16 full amount of federal temporary assist-  
17 ance for needy families funds to be paid  
18 on account of activities funded in whole  
19 or in part hereunder and the full amount  
20 of state reimbursement to be paid on  
21 account of local district administrative  
22 claims. District allocations from the  
23 flexible fund for family services may be  
24 spent only pursuant to plans of expendi-  
25 ture, developed by each social services  
26 district and the local governing body and  
27 approved by the office of temporary and  
28 disability assistance, the office of chil-  
29 dren and family services, and the director  
30 of the budget. Such allocation shall be  
31 available for reimbursement through March  
32 31, 2015; provided, however, that  
33 reimbursement for child welfare services  
34 other than foster care services shall be  
35 available for eligible expenditures  
36 incurred on or after October 1, 2011 and  
37 before October 1, 2012 that are otherwise  
38 reimbursable by the state on or after  
39 April 1, 2012 and that are claimed by  
40 March 31, 2013.

41 Notwithstanding any inconsistent provision  
42 of law, the amounts so appropriated for  
43 allocation to local social services  
44 districts, may be used, without state or  
45 local financial participation, by social  
46 services districts with a population in  
47 excess of two million persons for such  
48 district's first eligible expenditures  
49 that occurred on or after October 1, 2011,  
50 or, subject to the approval of the direc-  
51 tor of the budget, during any other period  
52 beginning on or after January 1, 1997, for  
53 tuition costs for foster care children who  
54 are eligible for emergency assistance for  
55 families in the manner the state was  
56 authorized to fund such costs under part A  
57 of title IV of the social security act as  
58 such part was in effect on September 30,  
59 1995; provided that the funds appropriated  
60 herein may not be used to reimburse local-  
61 ities for costs disallowed under title

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1 IV-E of the social security act. Such  
2 expenditures shall constitute good cause  
3 pursuant to section 408 (a) (10) of the  
4 social security act. Such funds may also  
5 be used, without state or local partic-  
6 ipation, for care, maintenance, super-  
7 vision, and tuition for juvenile delin-  
8 quents and persons in need of supervision  
9 who are placed in residential programs  
10 operated by authorized agencies and who  
11 are eligible for emergency assistance to  
12 families in the manner the state was  
13 authorized to fund such costs under part A  
14 of title IV of the social security act as  
15 such part was in effect on September 30,  
16 1995. Such expenditures shall constitute  
17 good cause pursuant to section 408 (a)  
18 (10) of the social security act. Unless  
19 otherwise approved by the commissioner of  
20 the office of children and family services  
21 with the approval of the director of the  
22 budget, these funds may be used only for  
23 eligible expenditures made from October 1,  
24 2011 through September 30, 2012. Notwith-  
25 standing any inconsistent provision of  
26 law, the funds so appropriated may not be  
27 used to reimburse localities for costs  
28 disallowed under title IV-E of the social  
29 security act.

30 Notwithstanding any inconsistent provision  
31 of law, a social services district may  
32 request that the office of temporary and  
33 disability assistance retain and transfer  
34 a portion of the district's allocation of  
35 these funds to the credit of the office of  
36 children and family services federal  
37 health and human services fund, local  
38 assistance, title XX social services block  
39 grant for use by the district for eligible  
40 title XX services and/or to the credit of  
41 the office of children and family services  
42 federal health and human services fund,  
43 local assistance, federal day care account  
44 for use by the district for eligible child  
45 care expenditures under the state block  
46 grant for child care, within the percent-  
47 ages established by the state in accord-  
48 ance with the federal social security act  
49 and related federal regulations. Any funds  
50 transferred at a district's request to the  
51 title XX social services block grant shall  
52 be used by the district for eligible title  
53 XX social services provided in accordance  
54 with the provisions of the federal social  
55 security act and the social services law  
56 to children or their families whose income  
57 is less than 200 percent of the federal  
58 poverty level applicable to the family  
59 size involved. Any funds transferred at a  
60 district's request to the office of chil-  
61 dren and family services federal health

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1 and human services fund, local assistance,  
 2 federal day care account shall be made  
 3 available to the district for use for  
 4 eligible child care expenditures in  
 5 accordance with the applicable provisions  
 6 of federal law and regulations relating to  
 7 federal funds included in the state block  
 8 grant for child care and in accordance  
 9 with applicable state law and regulations  
 10 of the office of children and family  
 11 services. Notwithstanding any other  
 12 provision of law, any claims made by a  
 13 social services district for expenditures  
 14 made for child care during a particular  
 15 federal fiscal year, other than claims  
 16 made under title XX of the federal social  
 17 security act and under the food stamp  
 18 employment and training program, shall be  
 19 counted against the social services  
 20 district's block grant for child care for  
 21 that federal fiscal year. Each social  
 22 services district must certify to the  
 23 office of children and family services and  
 24 the office of temporary and disability  
 25 assistance, within 90 days of enactment of  
 26 the budget but before August 15, 2012, the  
 27 amount of funds it wishes to have trans-  
 28 ferred under this provision.

29 Notwithstanding any other provision of law,  
 30 the amount of the funds that each district  
 31 expends on child welfare services from its  
 32 flexible fund for family services funds  
 33 and any flexible fund for family services  
 34 funds transferred at the district's  
 35 request to the title XX social services  
 36 block grant must, to the extent that fami-  
 37 lies are eligible therefore, be equal to  
 38 or greater than the district's portion of  
 39 the \$342,322,341 statewide child welfare  
 40 threshold amount, which shall be estab-  
 41 lished pursuant to a formula developed by  
 42 the office of temporary and disability  
 43 assistance and the office of children and  
 44 family services and approved by the direc-  
 45 tor of the budget.

46 Notwithstanding any other provision of law  
 47 including the state finance law and any  
 48 local procurement law, at the request of a  
 49 social services district and with the  
 50 approval of the director of the budget, a  
 51 portion of the funds appropriated herein  
 52 may be retained by the office of temporary  
 53 and disability assistance for any services  
 54 eligible for funding under the flexible  
 55 fund for family services for which the  
 56 applicable state agency has a contractual  
 57 relationship .....

964,000,000

58 -----  
 59 Program account subtotal ..... 2,586,667,000  
 60 -----

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1 Special Revenue Funds - Federal  
2 Federal Health and Human Services Fund  
3 Home Energy Assistance Program Account  
4

5 Notwithstanding section 97 of the social  
6 services law, funds appropriated herein  
7 shall be available for services and  
8 expenses, including payments to public and  
9 private agencies and individuals for the  
10 low income home energy assistance program  
11 provided pursuant to the low income energy  
12 assistance act of 1981. Funds appropriated  
13 herein, subject to the approval of the  
14 director of the budget, may be transferred  
15 or suballocated to other state agencies  
16 for services and expenses related to the  
17 low income home energy assistance program.

18 Notwithstanding any inconsistent provision  
19 of the law, the amount herein appropriated  
20 may be increased or decreased by inter-  
21 change with any other appropriation within  
22 the office of temporary and disability  
23 assistance federal fund - local assistance  
24 account with the approval of the director  
25 of the budget, who shall file such  
26 approval with the department of audit and  
27 control and copies thereof with the chair-  
28 man of the senate finance committee and  
29 the chairman of the assembly ways and  
30 means committee .....

600,000,000

31  
32 Program account subtotal .....

600,000,000

33 -----  
34

35 Special Revenue Funds - Federal  
36 Federal USDA-Food and Nutrition Services Fund  
37 Federal Food and Nutrition Services Account  
38

39 For reimbursement to social services  
40 districts for administrative expenditures  
41 associated with the food stamp program,  
42 and for reimbursement to the United States  
43 department of agriculture for food stamp  
44 recoveries. Such reimbursement shall  
45 constitute total state reimbursement for  
46 local district administrative claims.

47 Such funds are to be available for payment  
48 of aid heretofore accrued or hereafter to  
49 accrue to municipalities. Subject to the  
50 approval of the director of the budget,  
51 such funds shall be available to the  
52 office of temporary and disability assist-  
53 ance net of disallowances, refunds,  
54 reimbursements, and credits including but  
55 not limited to additional federal funds  
56 resulting from any changes in federal cost  
57 allocation methodologies.

58 Notwithstanding any inconsistent provision  
59 of law, the amount herein appropriated may  
60 be increased or decreased by interchange  
61 with any other appropriation within the

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1 office of temporary and disability assist-  
2 ance federal fund - local assistance  
3 account with the approval of the director  
4 of the budget, who shall file such  
5 approval with the department of audit and  
6 control and copies thereof with the chair-  
7 man of the senate finance committee and  
8 the chairman of the assembly ways and  
9 means committee.

10 Notwithstanding any inconsistent provision  
11 of law, funds appropriated herein may be  
12 used for reimbursement of food stamp  
13 employment and training expenditures and  
14 shall be made available to social services  
15 districts or may be set aside, transferred  
16 or suballocated to other state agencies  
17 for state administered programs for the  
18 provision of services to food stamp  
19 recipients and applicants in accordance  
20 with a plan developed by the office of  
21 temporary and disability assistance and  
22 approved by the director of the budget.  
23 Funds appropriated herein may be used to  
24 fund the cost of child care services  
25 provided to eligible food stamp employment  
26 and training participants subject to a  
27 plan approved by the office of temporary  
28 and disability assistance, the office of  
29 children and family services and the  
30 director of the budget only to the extent  
31 that the office of children and family  
32 services and the director of the budget  
33 determine that the use of such funds will  
34 not jeopardize the state's ability to  
35 receive the state's entire allotment of  
36 federal child care development funds and  
37 child care funds available under title IV-  
38 A of the social security act. Any child  
39 care funded through the food stamp  
40 employment and training program must be  
41 provided in a manner consistent with the  
42 federal law and regulations relating to  
43 the federal funds included in the state  
44 block grant for child care and the  
45 regulations of the office of children and  
46 family services for such block grant.  
47 Districts shall submit claims and other  
48 reports regarding the use of the food  
49 stamp employment and training program  
50 funds for child care services at such  
51 times and in such manner and format as  
52 required by the department of family  
53 assistance.

54 Notwithstanding any inconsistent provision  
55 of law, a portion of the funds appropri-  
56 ated herein may be made available to the  
57 department of health, in accordance with a  
58 memorandum of understanding between the  
59 office of temporary and disability assist-  
60 ance and the department of health,  
61 consistent with federal law, regulations

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1	or waivers for expenses related to nutri-	
2	tion education programs.	
3	Notwithstanding any inconsistent provision	
4	of law, a portion of the funds appropri-	
5	ated herein may be made available to	
6	community based organizations in accord-	
7	ance with chapter 820 of the laws of 1987.	375,000,000
8		-----
9	Program account subtotal .....	375,000,000
10		-----
11		
12	Special Revenue Funds - Other	
13	Combined Gifts, Grants and Bequests Fund	
14	Donated Funds Account	
15		
16	For services and expenses related to agency	
17	programs and paid from funds donated to	
18	the agency from private foundations,	
19	corporations and individuals or from other	
20	sources .....	10,000,000
21		-----
22	Program account subtotal .....	10,000,000
23		-----
24		
25	Fiduciary Funds	
26	Miscellaneous New York State Agency Fund	
27	Special Offset Fiduciary Account	
28		
29	For direct payment or transfer to other	
30	funds, as approved by the director of the	
31	budget as restitution to the federal,	
32	state or local governments of funds recov-	
33	ered from public assistance recipients or	
34	former recipients pursuant to chapter 81	
35	of the laws of 1995 or the federal social	
36	security act including but not limited to	
37	lottery winnings or prizes and federal and	
38	state tax refunds .....	10,000,000
39		-----
40	Program account subtotal .....	10,000,000
41		-----
42		
43	SPECIALIZED SERVICES PROGRAM .....	143,096,000
44		-----
45		
46	General Fund	
47	Local Assistance Account	
48		

49 Funds appropriated herein shall be used to  
50 reimburse New York city expenditures for  
51 adult shelters. Notwithstanding section  
52 153 of the social services law or any  
53 other inconsistent provision of law, such  
54 funds shall be available for eligible  
55 claims incurred on or after January 1,  
56 2012 and before January 1, 2013 that are  
57 otherwise reimbursable by the state on or  
58 after April 1, 2012 and that are claimed  
59 by March 31, 2013. Such reimbursement  
60 shall constitute total state reimbursement  
61 for activities funded herein in state



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1 fiscal year 2012-13, and shall include  
2 reimbursement for costs associated with a  
3 court mandated plan to improve shelter  
4 conditions for medically frail persons and  
5 additional costs incurred as part of a  
6 plan to reduce over-crowding in congregate  
7 shelters. New York city shall be required  
8 to report to the office of temporary and  
9 disability assistance on an annual basis,  
10 information, as determined and requested  
11 by the office, related to services and  
12 expenditures for which reimbursement is  
13 sought for providing temporary housing  
14 assistance to homeless individuals and  
15 families. Such information shall be  
16 submitted electronically to the extent  
17 feasible as determined by the office, and  
18 shall be used to evaluate expenditures for  
19 the provision of temporary housing assis-  
20 tance for homeless individuals and fami-  
21 lies ..... 69,018,000

22 Funds appropriated herein shall be used to  
23 reimburse those expenditures made by local  
24 social services districts outside the city  
25 of New York for adult shelters and public  
26 homes. Notwithstanding section 153 of the  
27 social services law or any other  
28 inconsistent provision of law, such funds  
29 shall be available for eligible claims  
30 incurred on or after January 1, 2012, and  
31 before January 1, 2013, that are otherwise  
32 reimbursable by the state on or after  
33 April 1, 2012. Such reimbursement shall  
34 constitute total state reimbursement for  
35 activities funded herein in state fiscal  
36 year 2012-13..... 4,000,000

37 For services and expenses related to home-  
38 less housing and preventive services  
39 programs including but not limited to the  
40 New York state supportive housing program,  
41 the solutions to end homelessness program  
42 and the operational support for AIDS  
43 housing program. No funds shall be  
44 expended from this appropriation until the  
45 director of the budget has approved a  
46 spending plan submitted by the office of  
47 temporary and disability assistance in  
48 such detail as required by the director of  
49 the budget ..... 27,281,000

50 For services related to the human traffick-  
51 ing program as established pursuant to  
52 chapter 74 of the laws of 2007 ..... 397,000

53 -----  
54 Program account subtotal ..... 100,696,000  
55 -----

56  
57 Special Revenue Funds - Federal  
58 Federal Health and Human Services Fund  
59 Refugee Resettlement Account  
60  
61

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1 For services related to refugee programs  
2 including but not limited to the Cuban-  
3 Haitian and refugee resettlement program  
4 and the Cuban-Haitian and refugee targeted  
5 assistance program provided pursuant to  
6 the federal refugee assistance act of 1980  
7 as amended.  
8 Funds appropriated herein shall be available  
9 for aid to municipalities and for payments  
10 to the federal government for expenditures  
11 made pursuant to the social services law  
12 and the state plan for individual and  
13 family grant program under the disaster  
14 relief act of 1974.  
15 Such funds are to be available for payment  
16 of aid heretofore accrued or hereafter to  
17 accrue to municipalities. Subject to the  
18 approval of the director of the budget,  
19 such funds shall be available to the  
20 department net of disallowances, refunds,  
21 reimbursements, and credits.  
22 Notwithstanding any inconsistent provision  
23 of law, funds appropriated herein, subject  
24 to the approval of the director of the  
25 budget and in accordance with a memorandum  
26 of understanding between the office of  
27 temporary and disability assistance and  
28 the department of health, may be trans-  
29 ferred or suballocated to the department  
30 of health for services and expenses  
31 related to the refugee resettlement health  
32 assessment program.  
33 Notwithstanding any inconsistent provision  
34 of law, and subject to the approval of the  
35 director of the budget, the amount appro-  
36 priated herein may be increased or  
37 decreased through transfer or interchange  
38 with any other federal appropriation with-  
39 in the office of temporary and disability  
40 assistance ..... 25,000,000  
41 -----  
42 Program account subtotal ..... 25,000,000  
43 -----  
44  
45 Special Revenue Funds - Federal  
46 Federal Operating Grant Fund  
47 Homeless Housing Account  
48  
49 For services related to federal homeless and  
50 other federal support services grants.  
51 Subject to the approval of the director of  
52 the budget, the amount appropriated herein  
53 may be made available to other state agen-  
54 cies through transfer or suballocation for  
55 services and expenses related to federal  
56 homeless and other federal support  
57 services grants. The director of the budg-  
58 et is hereby authorized to transfer or  
59 suballocate appropriation authority  
60 contained herein to any other fund in  
61 which federal homeless and other federal

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1	support services grants are actually	
2	received .....	7,500,000
3		-----
4	Program account subtotal .....	7,500,000
5		-----
6		
7	Special Revenue Funds - Other	
8	Miscellaneous Special Revenue Fund	
9	Family and Adult Shelter Sanction Account	
10		
11	For payment of family and adult shelter	
12	reimbursement previously withheld by the	
13	commissioner due to violations of office	
14	regulations governing operation of such	
15	shelters. Such payments shall only be made	
16	after remediation or correction of such	
17	violations, pursuant to a protocol estab-	
18	lishing terms and conditions of such with-	
19	holdings and payments between the commis-	
20	sioner of temporary and disability	
21	assistance, the director of the budget,	
22	and appropriate representatives of the	
23	affected social services district or local	
24	government. No expenditure may be made	
25	from this account for any other purpose.	
26	No expenditure may be made from this	
27	account without approval of the director	
28	of the budget .....	9,900,000
29		-----
30	Program account subtotal .....	9,900,000
31		-----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CHILD WELL BEING PROGRAM

2  
3  
4  
5  
6

Special Revenue Funds - Federal  
Federal Health and Human Services Fund  
Child Support Account

7 By chapter 53, section 1, of the laws of 2011:

8 For reimbursement of local administrative expenses for child support  
9 and establishment of paternity pursuant to title IV-D of the federal  
10 social security act.

11 Such funds are to be available for payment of aid heretofore accrued  
12 or hereafter to accrue to municipalities. Subject to the approval of  
13 the director of the budget, such funds shall be available to the  
14 office of temporary and disability assistance net of disallowances,  
15 refunds, reimbursements, and credits.

16 Notwithstanding any inconsistent provision of law, the amount herein  
17 appropriated may be increased or decreased by interchange with any  
18 other appropriation within the office of temporary and disability  
19 assistance federal fund - local assistance account with the approval  
20 of the director of the budget, who shall file such approval with the  
21 department of audit and control and copies thereof with the chairman  
22 of the senate finance committee and the chairman of the assembly  
23 ways and means committee.

24 Notwithstanding any inconsistent provision of law, amounts  
25 appropriated herein received pursuant to section 391 of the federal  
26 personal responsibility and work opportunity reconciliation act of  
27 1996 may be used without state or local financial participation to  
28 provide grants or enter into contracts with courts, local public  
29 agencies, or nonprofit private entities consistent with federal law  
30 and requirements. Such grants and/or contracts shall be made based  
31 on the results of a competitive procurement. A portion of the funds  
32 appropriated herein, subject to the approval of the director of the  
33 budget, and without local financial participation, may be used as  
34 the federal match for the child support revenue account and for  
35 contracts with public or private organizations for additional  
36 services designed to strengthen child support enforcement activities  
37 including but not necessarily limited to services to noncustodial  
38 parents; in-state bank match services; a paternity media campaign; a  
39 medical support unit; and remediation of hard-to-collect cases.

40 Funds appropriated herein may be used for a federally approved  
41 research and demonstration project for improved custodial  
42 cooperation. Notwithstanding any inconsistent provision of law,  
43 these funds shall be available without local financial participation  
44 ... 110,000,000 ..... (re. \$70,399,000)

45  
46

By chapter 53, section 1, of the laws of 2010:

47 For reimbursement of local administrative expenses for child support  
48 and establishment of paternity pursuant to title IV-D of the federal  
49 social security act and, pursuant to chapter 502 of the laws of  
50 1990, chapter 81 of the laws of 1995, and subject to the approval of  
51 the director of the budget, expenditures for the development and  
52 operation of a centralized support collection unit.

53 Notwithstanding any inconsistent provision of law, in lieu of payments  
54 authorized by the social services law, or payments of federal funds  
55 otherwise due to the local social services districts for programs  
56 provided under the federal social security act or the federal food  
57 stamp act, funds herein appropriated, in amounts certified by the  
58 state commissioner or the state commissioner of health as due from  
59 local social services districts each month as their share of  
60 payments made pursuant to section 367-b of the social services law  
61 may be set aside by the state comptroller in an interest-bearing

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1 account with such interest accruing to the credit of the locality in  
2 order to ensure the orderly and prompt payment of providers under  
3 section 367-b of the social services law pursuant to an estimate  
4 provided by the commissioner of health of each local social services  
5 district's share of payments made pursuant to section 367-b of the  
6 social services law.

7 Funds appropriated herein shall be available for aid to municipi-  
8 palities, for banking services contractor costs for central  
9 collections, consistent with approved contracts, where earnings on  
10 account deposits are insufficient to cover approved fees and for  
11 payments to the federal government for expenditures made pursuant to  
12 the social services law and the state plan for individual and family  
13 grant program under the disaster relief act of 1974.

14 Such funds are to be available for payment of aid heretofore accrued  
15 or hereafter to accrue to municipalities. Subject to the approval of  
16 the director of the budget, such funds shall be available to the  
17 department of family assistance net of disallowances, refunds,  
18 reimbursements, and credits.

19 Notwithstanding any inconsistent provision of law, the amount herein  
20 appropriated may be increased or decreased by interchange with any  
21 other appropriation within the office of temporary and disability  
22 assistance federal fund - local assistance account with the approval  
23 of the director of the budget, who shall file such approval with the  
24 department of audit and control and copies thereof with the chairman  
25 of the senate finance committee and the chairman of the assembly  
26 ways and means committee.

27 Notwithstanding any inconsistent provision of law, amounts appropri-  
28 ated herein received pursuant to section 391 of the federal personal  
29 responsibility and work opportunity reconciliation act of 1996 may  
30 be used without state or local financial participation to provide  
31 grants or enter into contracts with courts, local public agencies,  
32 or nonprofit private entities consistent with federal law and  
33 requirements. Such grants and/or contracts shall be made based on  
34 the results of a competitive procurement. A portion of the funds  
35 appropriated herein, subject to the approval of the director of the  
36 budget, and without local financial participation, may be used as  
37 the federal match for the child support revenue account and for  
38 contracts with public or private organizations for additional  
39 services designed to strengthen child support enforcement activities  
40 including but not necessarily limited to services to noncustodial  
41 parents; in-state bank match services; a paternity media campaign; a  
42 medical support unit; and remediation of hard-to-collect cases.

43 Funds appropriated herein received for a federally approved research  
44 and demonstration project for improved custodial cooperation may be  
45 used by the office for services and expenses including but not  
46 limited to contractual services. Notwithstanding any inconsistent  
47 provision of law, these funds shall be available without local  
48 financial participation. Up to \$94,000 of the grant received pursu-  
49 ant to section 391 of the federal personal responsibility and work  
50 opportunity reconciliation act of 1996 and 10 percent of grants  
51 received for a demonstration for improved custodial cooperation as  
52 matched by general fund appropriations, may be transferred to the  
53 state operations account, subject to the approval of the director of  
54 the budget, for costs associated with administering those grants ...  
55 129,200,000 ..... (re. \$7,389,000)  
56

57 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
58 section 1, of the laws of 2011:

59 For reimbursement of administrative expenses for child support and  
60 establishment of paternity pursuant to title IV-D of the social  
61 security act, and for expenditures within the office of temporary

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1 and disability assistance related to the direct support of social  
2 services districts, consistent with the purposes and rules estab-  
3 lished in the American Recovery and Reinvestment Act of 2009. Funds  
4 appropriated herein shall be subject to all applicable reporting and  
5 accountability requirements contained in such act. Such funds are  
6 to be available for payment of aid heretofore accrued or hereafter  
7 to accrue to municipalities to the extent authorized by such act.

8 Notwithstanding any inconsistent provision of law, and subject to the  
9 approval of the director of the budget, the amount appropriated  
10 herein may be increased or decreased through transfer or interchange  
11 with any other federal appropriation within the office of temporary  
12 and disability assistance ... 70,000,000 ..... (re. \$39,100,000)  
13

14 By chapter 53, section 1, of the laws of 2009:

15 For reimbursement of local administrative expenses for child support  
16 and establishment of paternity pursuant to title IV-D of the federal  
17 social security act and, pursuant to chapter 502 of the laws of  
18 1990, chapter 81 of the laws of 1995, and subject to the approval of  
19 the director of the budget, expenditures for the development and  
20 operation of a centralized support collection unit.

21 Notwithstanding any inconsistent provision of law, in lieu of payments  
22 authorized by the social services law, or payments of federal funds  
23 otherwise due to the local social services districts for programs  
24 provided under the federal social security act or the federal food  
25 stamp act, funds herein appropriated, in amounts certified by the  
26 state commissioner or the state commissioner of health as due from  
27 local social services districts each month as their share of  
28 payments made pursuant to section 367-b of the social services law  
29 may be set aside by the state comptroller in an interest-bearing  
30 account with such interest accruing to the credit of the locality in  
31 order to ensure the orderly and prompt payment of providers under  
32 section 367-b of the social services law pursuant to an estimate  
33 provided by the commissioner of health of each local social services  
34 district's share of payments made pursuant to section 367-b of the  
35 social services law.

36 Funds appropriated herein shall be available for aid to munici-  
37 palities, for banking services contractor costs for central  
38 collections, consistent with approved contracts, where earnings on  
39 account deposits are insufficient to cover approved fees and for  
40 payments to the federal government for expenditures made pursuant to  
41 the social services law and the state plan for individual and family  
42 grant program under the disaster relief act of 1974.

43 Such funds are to be available for payment of aid heretofore accrued  
44 or hereafter to accrue to municipalities. Subject to the approval of  
45 the director of the budget, such funds shall be available to the  
46 department of family assistance net of disallowances, refunds,  
47 reimbursements, and credits.

48 Notwithstanding any inconsistent provision of law, the amount herein  
49 appropriated may be increased or decreased by interchange with any  
50 other appropriation within the office of temporary and disability  
51 assistance federal fund - local assistance account with the approval  
52 of the director of the budget, who shall file such approval with the  
53 department of audit and control and copies thereof with the chairman  
54 of the senate finance committee and the chairman of the assembly  
55 ways and means committee.

56 Notwithstanding any inconsistent provision of law, amounts appropri-  
57 ated herein received pursuant to section 391 of the federal personal  
58 responsibility and work opportunity reconciliation act of 1996 may  
59 be used without state or local financial participation to provide  
60 grants or enter into contracts with courts, local public agencies,  
61 or nonprofit private entities consistent with federal law and

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1 requirements. Such grants and/or contracts shall be made based on  
 2 the results of a competitive procurement. A portion of the funds  
 3 appropriated herein, subject to the approval of the director of the  
 4 budget, and without local financial participation, may be used as  
 5 the federal match for the child support revenue account and for  
 6 contracts with public or private organizations for additional  
 7 services designed to strengthen child support enforcement activities  
 8 including but not necessarily limited to services to noncustodial  
 9 parents; in-state bank match services; a paternity media campaign; a  
 10 medical support unit; and remediation of hard-to-collect cases.  
 11 Funds appropriated herein received for a federally approved research  
 12 and demonstration project for improved custodial cooperation may be  
 13 used by the office for services and expenses including but not  
 14 limited to contractual services. Notwithstanding any inconsistent  
 15 provision of law, these funds shall be available without local  
 16 financial participation. Up to \$94,000 of the grant received pursu-  
 17 ant to section 391 of the federal personal responsibility and work  
 18 opportunity reconciliation act of 1996 and 10 percent of grants  
 19 received for a demonstration for improved custodial cooperation as  
 20 matched by general fund appropriations, may be transferred to the  
 21 state operations account, subject to the approval of the director of  
 22 the budget, for costs associated with administering those grants ...  
 23 128,000,000 ..... (re. \$59,000)  
 24

25 EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM

26  
 27 General Fund  
 28 Local Assistance Account  
 29

30 By chapter 53, section 1, of the laws of 2011:

31 For services and expenses of a program, pursuant to section 35 of the  
 32 social services law, providing legal representation of individuals  
 33 whose federal disability benefits have been denied or may be  
 34 discontinued. The commissioner shall reduce reimbursement otherwise  
 35 payable to social services districts to ensure that social services  
 36 districts shall financially participate in additional legal  
 37 representation expenditures made pursuant to this provision. Such  
 38 reduction in local reimbursement shall be allocated among districts  
 39 by the commissioner based on the cost of, and number of district  
 40 residents served by, each legal assistance program, or by such  
 41 alternative cost allocation procedure deemed appropriate by the  
 42 commissioner after consultation with social services officials .....  
 43 2,380,000 ..... (re. \$2,008,000)

44 For services to support human immunodeficiency virus specific welfare-  
 45 to-work programs. Components of each such program shall include, but  
 46 not be limited to, on-the-job training and employment. Each such  
 47 program shall guarantee that individuals completing the program  
 48 obtain full-time employment with health insurance coverage. The  
 49 office of temporary and disability assistance, in conjunction with  
 50 the AIDS institute of the department of health, shall select the  
 51 organizations to operate such programs through a competitive bid  
 52 process ... 1,161,000 ..... (re. \$1,161,000)  
 53

54 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 55 hereby amended and reappropriated to read:

56 For state reimbursement of the safety net assistance program as  
 57 established pursuant to chapter 436 of the laws of 1997.

58 Notwithstanding section 153 of the social services law or any other  
 59 inconsistent provision of law, funds appropriated herein shall  
 60 reimburse 29 percent of safety net assistance expenditures,  
 61 including the cost of providing shelter supplements for safety net

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1 assistance households at local option in order to prevent eviction  
2 and address homelessness in accordance with social services district  
3 plans approved by the office of temporary and disability assistance  
4 and the director of the budget, provided, however, that in social  
5 services districts with a population over five million no shelter  
6 supplements other than those to prevent eviction shall be  
7 reimbursed, and further provided that such supplements shall not be  
8 part of the standard of need pursuant to section 131-a of the social  
9 services law. Funds appropriated herein shall also reimburse 29  
10 percent of safety net assistance expenditures for emergency shelter,  
11 transportation, or nutrition payments which the district determines  
12 are necessary to establish or maintain independent living  
13 arrangements among persons who have been medically diagnosed as  
14 having acquired immunodeficiency syndrome (AIDS) or HIV-related  
15 illness and who are homeless or facing homelessness and for whom no  
16 viable and less costly alternative to housing is available;  
17 provided, however, that funds appropriated herein may only be used  
18 for such purposes if the cost of such allowances are not eligible  
19 for reimbursement under medical assistance or other programs.

20 Such funds are to be available for payment of aid heretofore accrued  
21 or hereafter to accrue to municipalities. Subject to the approval of  
22 the director of the budget, such funds shall be available to the  
23 office of temporary and disability assistance, net of disallowances,  
24 refunds, reimbursements, and credits, including those related to  
25 title IV-E of the social security act and to the state share of  
26 child support collections for persons in receipt of public  
27 assistance; and including, but not limited to, additional federal  
28 funds resulting from any changes in federal cost allocation  
29 methodologies.

30 Notwithstanding any inconsistent provision of law, the amount herein  
31 appropriated may be increased or decreased by interchange with any  
32 other appropriation within the office of temporary and disability  
33 assistance general fund - local assistance account with the approval  
34 of the director of the budget, who shall file such approval with the  
35 department of audit and control and copies thereof with the chairman  
36 of the senate finance committee and the chairman of the assembly  
37 ways and means committee.

38 Social services districts shall be required to report to the office of  
39 temporary and disability assistance on an annual basis, information,  
40 as determined and requested by the office, related to services and  
41 expenditures for which reimbursement is sought for providing  
42 temporary housing assistance to homeless individuals and families.  
43 Such information shall be submitted electronically to the extent  
44 feasible as determined by the office, and shall be used to evaluate  
45 expenditures by such social services districts for the provision of  
46 temporary housing assistance for homeless individuals and families.

47 Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of  
48 subdivision 3 of section 131-a of the social services law, or any  
49 other inconsistent provision of law, in determining eligibility for  
50 public assistance and in determining maximum monthly grants and  
51 allowances for those persons and families determined eligible by the  
52 application of such standard of monthly need, less any available  
53 income or resources which are not required to be disregarded by  
54 provisions of law, the following schedule shall be used for all  
55 social services districts and for all categories of assistance for  
56 the period beginning July 1, 2010 through June 30, 2012: \$141 for a  
57 household of one person; \$225 for a household of two persons; \$300  
58 for a household of three persons; \$386 for a household of four  
59 persons; \$477 for a household of five persons; and \$551 for a  
60 household of six persons. For each additional person in the  
61 household, there shall be added an additional amount of \$75 monthly.



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1 Notwithstanding section 153 of the social services law, or any other  
2 inconsistent provision of law, such appropriation shall be available  
3 for reimbursement of eligible claims incurred on or after January 1,  
4 2011 and before January 1, 2012, that are otherwise reimbursable by  
5 the state on or after April 1, 2011, that are claimed by March 1,  
6 2012. Such reimbursement shall constitute total state reimbursement  
7 for activities funded herein in state fiscal year 2011-2012 .....  
8 [401,400,000] 551,400,000 ..... (re. \$241,146,000)  
9

10 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,  
11 section 1, of the laws of 2011:

12 For services and expenses, notwithstanding any inconsistent provision  
13 of law, and without state or local financial participation, of the  
14 career pathways program for not-for-profit, community-based  
15 organizations providing coordinated, comprehensive employment  
16 services beyond the level currently funded by local social services  
17 districts to eligible individuals and families. Such funds are to be  
18 made available to establish a career pathways program to link  
19 education and occupational training to subsequent employment through  
20 a continuum of educational programs and integrated support services  
21 to enable participants, including disconnected young adults, ages  
22 sixteen to twenty-four, to advance over time both to higher levels  
23 of education and to higher wage jobs in targeted occupational  
24 sectors. With funds appropriated herein, the office of temporary and  
25 disability assistance in consultation with the department of labor  
26 shall establish the career pathways program and provide technical  
27 support, as needed, to provide education, training, and job  
28 placement for low-income individuals, age sixteen and older.  
29 Preference shall be given to eighteen to twenty-four year olds who  
30 are unemployed or underemployed, in areas of the state with  
31 demonstrated labor market needs and unemployment rates that are  
32 greater than the appropriate or comparative rate of employment for  
33 the region, and to persons in receipt of family assistance and/or  
34 safety net assistance. Of the amounts appropriated, at least sixty  
35 percent shall be available for services to eighteen to twenty-four  
36 year olds, with remaining funds available to recipients of family  
37 assistance and/or safety net assistance, without age restrictions,  
38 and sixteen to seventeen year old self-supporting individuals who  
39 are heads of household. The office of temporary and disability  
40 assistance in consultation with the department of labor shall  
41 develop a request for proposals and shall receive, review, and  
42 assess applications. In selecting proposals, the office of temporary  
43 and disability assistance and the department of labor shall give  
44 preference to programs that demonstrate community-based  
45 collaborations with education and training providers and employers  
46 in the region. Such education and training providers may include,  
47 but not be limited to general equivalency diplomas programs,  
48 community colleges, junior colleges, business and trade schools,  
49 vocational institutions, and institutions with baccalaureate degree-  
50 granting programs; programs that provide for a career path or career  
51 paths, as supported by identified local employment needs; programs  
52 that provide employment services, including but not limited to,  
53 post-secondary training designed to meet the needs of employers in  
54 the local labor market, or catchment area; programs that include  
55 education and training components, such as remedial education,  
56 individual training plans, pre-employment training, workplace basic  
57 skills, and literacy skills training. Such education and training  
58 must include institutions, industry associations, or other  
59 credentialing bodies for the purpose of providing participants with  
60 certificates, diplomas, or degrees; projects that provide  
61 comprehensive student support services, including but not limited to

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1 tutoring, mentoring, child care, after school program access,  
 2 transportation, and case management, as part of the individual  
 3 training plan. Preference shall be given to proposals that include  
 4 not-for-profit collaborations with education, training, or employer  
 5 stakeholders in the region; programs which leverage additional  
 6 community resources and provide participant support services;  
 7 training that result in job placement; and education that links  
 8 participants with occupational skills training and/or employer-  
 9 related credentials, credits, diplomas or certificates .....  
 10 2,500,000 ..... (re. \$2,500,000)

11  
 12 By chapter 110, section 16, of the laws of 2010:  
 13 For services to support human immunodeficiency virus specific  
 14 welfare-to-work programs. Components of each such program shall  
 15 include, but not be limited to, on-the-job training and employment.  
 16 Each such program shall guarantee that individuals completing the  
 17 program obtain full-time employment with health insurance coverage.  
 18 The office of temporary and disability assistance, in conjunction  
 19 with the AIDS institute of the department of health, shall select  
 20 the organizations to operate such programs through a competitive bid  
 21 process ... 1,161,000 ..... (re. \$1,161,000)

22  
 23 By chapter 53, section 1, of the laws of 2009:  
 24 For services related to innovative programs for public assistance  
 25 recipients who are not eligible for funding under the temporary  
 26 assistance for needy families block grant and who are unable to  
 27 obtain or retain employment due to mental or physical disability.  
 28 Notwithstanding any inconsistent provision of law, subject to the  
 29 approval of the director of the budget, funds appropriated herein  
 30 shall be available to social services districts with a population  
 31 less than two million for additional costs associated with providing  
 32 innovative services to such public assistance recipients including,  
 33 but not limited to case management and transportation .....  
 34 765,000 ..... (re. \$263,000)

35  
 36 By chapter 53, section 1, of the laws of 2009, as transferred by chapter  
 37 53, section 1, of the laws of 2010:  
 38 For services to support human immunodeficiency virus specific  
 39 welfare-to-work programs. Components of each such program shall  
 40 include, but not be limited to, on-the-job training and employment.  
 41 Each such program shall guarantee that individuals completing the  
 42 program obtain full-time employment with health insurance coverage.  
 43 The office of temporary and disability assistance, in conjunction  
 44 with the AIDS institute of the department of health, shall select  
 45 the organizations to operate such programs through a competitive bid  
 46 process. Funds appropriated herein are supported by savings result-  
 47 ing from the increased federal medical assistance percentage (FMAP)  
 48 provided pursuant to the American recovery and reinvestment act of  
 49 2009 ... 1,290,000 ..... (re. \$1,290,000)

50  
 51 Special Revenue Funds - Federal  
 52 Federal Health and Human Services Fund  
 53 Temporary Assistance for Needy Families Account

54  
 55 By chapter 53, section 1, of the laws of 2011:  
 56 For reimbursement of the cost of the family assistance and the  
 57 emergency assistance to families programs. Notwithstanding section  
 58 153 of the social services law or any inconsistent provision of law,  
 59 funds appropriated herein shall be provided without state or local  
 60 participation and shall include the cost of providing shelter  
 61 supplements for family assistance households at local option in

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1 order to prevent eviction and address homelessness in accordance  
2 with social services district plans approved by the office of  
3 temporary and disability assistance and the director of the budget,  
4 provided, however, that in social services districts with a  
5 population over five million no shelter supplements other than those  
6 to prevent eviction shall be reimbursed, and further provided that  
7 such supplements shall not be part of the standard of need pursuant  
8 to section 131-a of the social services law. Funds appropriated  
9 herein shall also reimburse for family assistance expenditures for  
10 emergency shelter, transportation, or nutrition payments which the  
11 district determines are necessary to establish or maintain  
12 independent living arrangements among persons who have been  
13 medically diagnosed as having acquired immunodeficiency syndrome  
14 (AIDS) or HIV-related illness and who are homeless or facing  
15 homelessness and for whom no viable and less costly alternative to  
16 housing is available; provided, however, that funds appropriated  
17 herein may only be used for such purposes if the cost of such  
18 allowances are not eligible for reimbursement under medical  
19 assistance or other programs.

20 Such funds are to be available for payment of aid heretofore accrued  
21 or hereafter to accrue to municipalities. Subject to the approval of  
22 the director of the budget, such funds shall be available to the  
23 office of temporary and disability assistance net of disallowances,  
24 refunds, reimbursements, and credits including, but not limited to,  
25 additional federal funds resulting from any changes in federal cost  
26 allocation methodologies.

27 Notwithstanding any inconsistent provision of law, the amount herein  
28 appropriated may be increased or decreased by interchange with any  
29 other appropriation within the office of temporary and disability  
30 assistance federal fund - local assistance account with the approval  
31 of the director of the budget, who shall file such approval with the  
32 department of audit and control and copies thereof with the chairman  
33 of the senate finance committee and the chairman of the assembly  
34 ways and means committee.

35 Social services districts shall be required to report to the office of  
36 temporary and disability assistance on an annual basis, information,  
37 as determined and requested by the office, related to services and  
38 expenditures for which reimbursement is sought for providing  
39 temporary housing assistance to homeless individuals and families.  
40 Such information shall be submitted electronically to the extent  
41 feasible as determined by the office, and shall be used to evaluate  
42 expenditures by such social services districts for the provision of  
43 temporary housing assistance for homeless individuals and families.

44 Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of  
45 subdivision 3 of section 131-a of the social services law, or any  
46 other inconsistent provision of law, in determining eligibility for  
47 public assistance and determining maximum monthly grants and  
48 allowances for those persons and families determined eligible by the  
49 application of such standard of monthly need, less any available  
50 income or resources which are not required to be disregarded by  
51 provisions of law, the following schedule shall be used for all  
52 social services districts and for all categories of assistance for  
53 the period beginning July 1, 2010 through June 30, 2012: \$141 for a  
54 household of one person; \$225 for a household of two persons; \$300  
55 for a household of three persons; \$386 for a household of four  
56 persons; \$477 for a household of five persons; and \$551 for a  
57 household of six persons. For each additional person in the  
58 household, there shall be added an additional amount of \$75 monthly.

59 Notwithstanding section 153 of the social services law, or any other  
60 inconsistent provision of law, such appropriation shall be available  
61 for reimbursement of eligible claims incurred on or after January 1,

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1        2011 and before January 1, 2012, that are otherwise reimbursable by  
2        the state on or after April 1, 2011, that are claimed by March 1,  
3        2012. Such reimbursement shall constitute total federal  
4        reimbursement for activities funded herein in state fiscal year  
5        2011-2012 ... 1,274,100,000 ..... (re. \$495,046,000)  
6        For expenses associated with the operation of the statewide electronic  
7        benefit transfer (EBT) system; the common benefit identification  
8        card (CBIC); and the automated finger imaging system (AFIS) .....  
9        3,000,000 ..... (re. \$2,009,000)  
10       For transfer to the credit of the office of children and family  
11       services federal health and human services fund, state operations or  
12       federal health and human services fund, local assistance, federal  
13       day care account for additional reimbursement to social services  
14       districts for child care assistance provided pursuant to title 5-C  
15       of article 6 of the social services law. The funds shall be  
16       apportioned among the social services districts by the office  
17       according to an allocation plan developed by the office and  
18       submitted to the director of the budget for approval within 60 days  
19       of enactment of the budget. The funds allocated to a district under  
20       this appropriation in addition to any state block grant funds  
21       allocated to the district for child care services and any funds the  
22       district requests the office of temporary and disability assistance  
23       to transfer from the district's flexible fund for family services  
24       allocation to the federal day care account shall constitute the  
25       district's entire block grant allocation for a particular federal  
26       fiscal year, which shall be available only for child care assistance  
27       expenditures made during that federal fiscal year and which are  
28       claimed by March 31 of the year immediately following the end of  
29       that federal fiscal year. Notwithstanding any other provision of  
30       law, any claims for child care assistance made by a social services  
31       district for expenditures made during a particular federal fiscal  
32       year, other than claims made under title XX of the federal social  
33       security act and under the food stamp employment and training  
34       program, shall be counted against the social services district's  
35       block grant allocation for that federal fiscal year.  
36       A social services district shall expend its allocation from the block  
37       grant in accordance with the applicable provision in federal law and  
38       regulations relating to the federal funds included in the state  
39       block grant for child care and the regulations of the office of  
40       children and family services. Notwithstanding any other provision of  
41       law, each district's claims submitted under the state block grant  
42       for child care will be processed in a manner that maximizes the  
43       availability of federal funds and ensures that the district meets  
44       its maintenance of effort requirement in each applicable federal  
45       fiscal year. Prior to transfer of funds appropriated herein, the  
46       commissioner of the office of children and family services shall  
47       consult with the commissioner of the office of temporary and  
48       disability assistance to determine the availability of such funding  
49       and to request that the commissioner of the office of temporary and  
50       disability assistance takes necessary steps to notify the department  
51       of health and human services of the transfer of funding .....  
52       392,967,000 ..... (re. \$375,355,000)  
53       For allocation to local social services districts for the flexible  
54       fund for family services. Funds shall, without state or local  
55       participation, be allocated to local social services districts in  
56       accordance with a methodology to be developed by the office of  
57       temporary and disability assistance and the office of children and  
58       family services and approved by the director of the budget. Such  
59       amounts allocated to local social services districts shall  
60       hereinafter be referred to as the flexible fund for family services  
61

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1 and shall be used for eligible services to eligible individuals  
2 under the State plan for the federal temporary assistance for needy  
3 families block grant.  
4 Such funds are to be available for payment of aid heretofore accrued  
5 or hereafter to accrue to municipalities and, notwithstanding  
6 section 153 of the social services law and any inconsistent  
7 provision of law, shall constitute the full amount of federal  
8 temporary assistance for needy families funds to be paid on account  
9 of activities funded in whole or in part hereunder and the full  
10 amount of state reimbursement to be paid on account of local  
11 district administrative claims. District allocations from the  
12 flexible fund for family services may be spent only pursuant to  
13 plans of expenditure, developed by each social services district and  
14 the local governing body and approved by the office of temporary and  
15 disability assistance, the office of children and family services,  
16 and the director of the budget. Such allocation shall be available  
17 for reimbursement through March 31, 2014; provided, however, that  
18 reimbursement for child welfare services other than foster care  
19 services shall be available for eligible expenditures incurred on or  
20 after October 1, 2010 and before October 1, 2011 that are otherwise  
21 reimbursable by the state on or after April 1, 2011 and that are  
22 claimed by March 31, 2012.

23 Notwithstanding any inconsistent provision of law, the amounts so  
24 appropriated for allocation to local social services districts, may  
25 be used, without state or local financial participation, by social  
26 services districts with a population in excess of two million  
27 persons for such district's first eligible expenditures that  
28 occurred on or after October 1, 2010, or, subject to the approval of  
29 the director of the budget, during any other period beginning on or  
30 after January 1, 1997, for tuition costs for foster care children  
31 who are eligible for emergency assistance for families in the manner  
32 the state was authorized to fund such costs under part A of title IV  
33 of the social security act as such part was in effect on September  
34 30, 1995; provided that the funds appropriated herein may not be  
35 used to reimburse localities for costs disallowed under title IV-E  
36 of the social security act. Such expenditures shall constitute good  
37 cause pursuant to section 408 (a) (10) of the social security act.  
38 Such funds may also be used, without state or local participation,  
39 for care, maintenance, supervision, and tuition for juvenile  
40 delinquents and persons in need of supervision who are placed in  
41 residential programs operated by authorized agencies and who are  
42 eligible for emergency assistance to families in the manner the  
43 state was authorized to fund such costs under part A of title IV of  
44 the social security act as such part was in effect on September 30,  
45 1995. Such expenditures shall constitute good cause pursuant to  
46 section 408 (a) (10) of the social security act. Unless otherwise  
47 approved by the commissioner of the office of children and family  
48 services with the approval of the director of the budget, these  
49 funds may be used only for eligible expenditures made from October  
50 1, 2010 through September 30, 2011. Notwithstanding any inconsistent  
51 provision of law, the funds so appropriated may not be used to  
52 reimburse localities for costs disallowed under title IV-E of the  
53 social security act.

54 Notwithstanding any inconsistent provision of law, a social services  
55 district may request that the office of temporary and disability  
56 assistance retain and transfer a portion of the district's  
57 allocation of these funds to the credit of the office of children  
58 and family services federal health and human services fund, local  
59 assistance, title XX social services block grant for use by the  
60 district for eligible title XX services and/or to the credit of the  
61 office of children and family services federal health and human

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1 services fund, local assistance, federal day care account for use by  
2 the district for eligible child care expenditures under the state  
3 block grant for child care, within the percentages established by  
4 the state in accordance with the federal social security act and  
5 related federal regulations. Any funds transferred at a district's  
6 request to the title XX social services block grant shall be used by  
7 the district for eligible title XX social services provided in  
8 accordance with the provisions of the federal social security act  
9 and the social services law to children or their families whose  
10 income is less than 200 percent of the federal poverty level  
11 applicable to the family size involved. Any funds transferred at a  
12 district's request to the office of children and family services  
13 federal health and human services fund, local assistance, federal  
14 day care account shall be made available to the district for use for  
15 eligible child care expenditures in accordance with the applicable  
16 provisions of federal law and regulations relating to federal funds  
17 included in the state block grant for child care and in accordance  
18 with applicable state law and regulations of the office of children  
19 and family services. Notwithstanding any other provision of law, any  
20 claims made by a social services district for expenditures made for  
21 child care during a particular federal fiscal year, other than  
22 claims made under title XX of the federal social security act and  
23 under the food stamp employment and training program, shall be  
24 counted against the social services district's block grant for child  
25 care for that federal fiscal year. Each social services district  
26 must certify to the office of children and family services and the  
27 office of temporary and disability assistance, within 90 days of  
28 enactment of the budget but before August 15, 2011, the amount of  
29 funds it wishes to have transferred under this provision.

30 Notwithstanding any other provision of law, the amount of the funds  
31 that each district expends on child welfare services from its  
32 flexible fund for family services funds and any flexible fund for  
33 family services funds transferred at the district's request to the  
34 title XX social services block grant must, to the extent that  
35 families are eligible therefore, be equal to or greater than the  
36 district's portion of the \$342,322,341 statewide child welfare  
37 threshold amount, which shall be established pursuant to a formula  
38 developed by the office of temporary and disability assistance and  
39 the office of children and family services and approved by the  
40 director of the budget.

41 Notwithstanding any other provision of law including the state finance  
42 law and any local procurement law, at the request of a social  
43 services district and with the approval of the director of the  
44 budget, a portion of the funds appropriated herein may be retained  
45 by the office of temporary and disability assistance for any  
46 services eligible for funding under the flexible fund for family  
47 services for which the applicable state agency has a contractual  
48 relationship ... 951,000,000 ..... (re. \$511,586,000)

49 The following remaining appropriations within the office of temporary  
50 and disability assistance federal health and human services fund  
51 temporary assistance for needy families account shall be available  
52 for payment of aid heretofore accrued or hereafter to accrue to  
53 municipalities. Notwithstanding any inconsistent provision of law,  
54 such funds may be increased or decreased by interchange with any  
55 other appropriation within the office of temporary and disability  
56 assistance or office of children and family services federal fund -  
57 local assistance account with the approval of the director of the  
58 budget. Such funds shall be provided without state or local  
59 participation for services to eligible individuals under the state  
60 plan for the temporary assistance for needy families block grant  
61 whose incomes do not exceed 200 percent of the federal poverty level

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1 or who are otherwise eligible under such plan, provided that such  
2 services to eligible persons not in receipt of public assistance  
3 shall not constitute "assistance" under applicable federal  
4 regulations and no more than 15 percent of the funds made available  
5 herein may be used for administration, provided further that the  
6 director of the budget does not determine that such use of funds can  
7 be expected to have the effect of increasing qualified state  
8 expenditures under paragraph 7 of subdivision (a) of section 409 of  
9 the federal social security act above the minimum applicable federal  
10 maintenance of effort requirement:

11 For the continuation and expansion of a demonstration project to  
12 assist individuals and families in moving out of poverty through the  
13 pursuit of higher education. Projects shall include intensive, long-  
14 term case management and statistically-based outcome assessments.  
15 The amount appropriated herein shall be made available for one  
16 project at an education and work consortium having developed  
17 programs that moved significant numbers of people from welfare to  
18 permanent employment, in receipt of financial commitments from a  
19 not-for-profit foundation, and having an established working  
20 relationship with regional social services agencies, the local  
21 business community and other public and/or private institutions of  
22 higher education. Such program shall provide services to recipients  
23 of family assistance, safety net assistance and other eligible  
24 individuals. The consortium shall consist of three institutions of  
25 higher education with one of the institutions being a CUNY  
26 institution, one a New York city based institution, and one based in  
27 Westchester county ... 250,000 ..... (re. \$250,000)

28 For services and expenses related to the advantage afterschool  
29 program. Such funds are to be available pursuant to a plan prepared  
30 by the office of children and family services and approved by the  
31 director of the budget to extend or expand current contracts with  
32 community based organizations, to award new contracts to continue  
33 programs where the existing contractors are not satisfactorily  
34 performing as determined by the office of children and family  
35 services and/or to award new contracts through a competitive process  
36 to community based organizations ... 500,000 ..... (re. \$500,000)

37 For services of the BRIDGE program, provided however, that, unless  
38 otherwise determined by the director of the budget, the rate of  
39 state financial participation shall be the same rates as required in  
40 the month immediately preceding December, 1996. Funds shall be made  
41 available and/or suballocated to the state university of New York  
42 for services and expenditures of the BRIDGE program and may be  
43 transferred to the state university of New York for personal and  
44 nonpersonal service costs and other expenses incurred in  
45 administering the provision of such services to eligible individuals  
46 and families. A portion of the funds may be transferred to the  
47 office of temporary and disability assistance state operations for  
48 personal and nonpersonal service costs incurred by the office in  
49 administering the program. Funds made available herein shall be used  
50 for services to eligible individuals and families who, upon  
51 determination of eligibility for such program, are receiving public  
52 assistance benefits under the state plan for the temporary  
53 assistance for needy families block grant or whose public assistance  
54 case includes a dependent child under the age of 18 or under the age  
55 of 19 if the child is attending secondary school and is in receipt  
56 of safety net assistance. To the extent that sufficient numbers of  
57 eligible public assistance recipients are not available, funds may  
58 be used to serve individuals and families not in receipt of public  
59 assistance, but eligible under the state plan for the temporary  
60 assistance for needy families block grant .....  
61 102,000 ..... (re. \$102,000)

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1    For services and expenses of not-for-profit and voluntary agencies  
2    providing support services to the caretaker relative of a minor  
3    child when such services are provided to eligible individuals and  
4    families. Such funds are available pursuant to a plan prepared by  
5    the office of children and family services and approved by the  
6    director of the budget to continue or expand existing programs with  
7    existing contractors that are satisfactorily performing as  
8    determined by the office of children and family services, to award  
9    new contracts to continue programs where the existing contractors  
10   are not satisfactorily performing as determined by the office of  
11   children and family services and/or to award new contracts through a  
12   competitive process ... 51,000 ..... (re. \$51,000)

13   For the services of Centro of Oneida for the implementation of  
14   programs, or the provision of additional transportation services to  
15   such eligible individuals and families, for the purpose of  
16   transportation to and from employment or other allowable work  
17   activities ... 25,000 ..... (re. \$25,000)

18   Notwithstanding any inconsistent provision of law, the funds  
19   appropriated herein shall be available for transfer to the federal  
20   health and human services fund, local assistance account, federal  
21   day care account to provide additional funding for subsidies and  
22   quality activities at the city university of New York, provided that  
23   of such amount, \$56,000 shall be available to community colleges and  
24   \$85,000 shall be available to senior colleges .....  
25   141,000 ..... (re. \$141,000)

26   Notwithstanding any inconsistent provision of law, the funds  
27   appropriated herein shall be available for transfer to the federal  
28   health and human services fund, local assistance account, federal  
29   day care account to provide additional funding for subsidies and  
30   quality activities at the state university of New York, provided  
31   that of such amount, \$77,000 shall be available to community  
32   colleges and \$116,000 shall be available to state operated campuses  
33   ... 193,000 ..... (re. \$193,000)

34   For services related to the provision of transportation services for  
35   the purpose of transportation to and from employment or other  
36   allowable activities. Such amount shall be available for  
37   distribution to social services districts and may be made available  
38   to the department of transportation ... 112,000 ..... (re. \$112,000)

39   For services of a program, pursuant to section 35 of the social  
40   services law but without state or local financial participation,  
41   providing legal representation of individuals whose federal  
42   disability benefits have been denied or may be discontinued .....  
43   98,000 ..... (re. \$98,000)

44   For services related to the continuation of displaced homemaker  
45   services. Funds made available herein may be used for state agency  
46   contractors, or aid to local social services districts, provided,  
47   further, that no more than ten percent of such funds may be used for  
48   program administration at each individual displaced homemaker  
49   center. Each program administrator shall prepare and submit an  
50   annual report by December 1, 2011, to the office of temporary and  
51   disability assistance, the chairs of the senate committee on social  
52   services, and the senate committee on children and families and the  
53   assembly chair of the committee on social services, on the summary  
54   of activities, including but not limited to the number of eligible  
55   recipients, and the outcome for each recipient together with a  
56   summary of revenues and expenses including all salaries .....  
57   546,000 ..... (re. \$546,000)

58   For services of programs, in local social services districts with a  
59   population in excess of two million, that meet the emergency needs  
60   of homeless individuals and families and those at risk of becoming  
61   homeless. Such programs shall have demonstrated experience in



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1        providing services to meet the emergency needs of homeless  
2        individuals and families and those at risk of becoming homeless,  
3        including crisis intervention services, eviction prevention  
4        services, mobile emergency feeding services, and summer youth  
5        services ... 176,000 ..... (re. \$174,000)  
6        For services and expenses related to the provision of non-residential  
7        domestic violence. Such funds may be made available to the office of  
8        children and family services. Local social services districts are  
9        encouraged to collaborate with not-for-profit providers in the  
10       provision of such services ... 510,000 ..... (re. \$510,000)  
11       For preventive services to eligible individuals and families under the  
12       state plan for the federal temporary assistance for needy families  
13       block grant whose incomes do not exceed 200 percent of the federal  
14       poverty level, including but not limited to: intensive case  
15       management and related services for families with children at risk  
16       of foster care placement due to the presence of alcohol and/or  
17       substance abuse in the household; family preservation services,  
18       centers and programs; foster care diversion demonstrations; and not-  
19       for-profit provider collaborations with family treatment courts.  
20       Such funds are available pursuant to a plan prepared by the office  
21       of children and family services and approved by the director of the  
22       budget to continue or expand existing programs with existing  
23       contractors that are satisfactorily performing as determined by the  
24       office of children and family services, to award new contracts to  
25       continue programs where the existing contractors are not  
26       satisfactorily performing as determined by the office of children  
27       and family services, and/or award new contracts through a  
28       competitive process. Provided that, of the funds appropriated  
29       herein, at least \$106,000 shall be available for programs providing  
30       post adoption services ... 610,000 ..... (re. \$610,000)  
31       For enhanced services to refugees, asylees and other immigrant  
32       populations eligible for refugee services to assist such individuals  
33       and families to attain economic self-sufficiency and reduce or  
34       eliminate reliance on public assistance benefits as a primary means  
35       of support. Such services shall include, but not be limited to, case  
36       management, English-as-a-second-language, job training and placement  
37       assistance, post-employment services necessary to ensure job  
38       retention, and services necessary to assist the individual and  
39       family members to establish and maintain a permanent residence in  
40       the state. Funds appropriated herein shall, to the extent permitted  
41       by federal law and regulations, be awarded at the discretion of the  
42       commissioner of the office of temporary and disability assistance to  
43       voluntary refugee resettlement agencies and/or local representatives  
44       of such agencies currently under contract with the office of  
45       temporary and disability assistance to provide services to refugee  
46       populations and individual awards shall be made proportionately  
47       based on the number of refugees each organization resettled in the  
48       previous five year period based on the most recent five year data  
49       published by the federal department of health and human services  
50       office of refugee resettlement or its contractor. Of the amount  
51       appropriated herein, up to \$85,000 shall be made available to  
52       organizations providing services to refugees settling in local  
53       social services districts with a population in excess of two million  
54       and all remaining funding shall be awarded to organizations  
55       providing such services to refugees settling in other geographic  
56       locations ... 102,000 ..... (re. \$102,000)  
57       For the services of the Rochester-Genesee Regional Transportation  
58       Authority for the provision of transportation services to eligible  
59       individuals and families, for the purpose of transportation to and  
60       from employment or other allowable work activities .....  
61       82,000 ..... (re. \$82,000)

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1 For those services and expenses provided to eligible individuals and  
 2 families by existing settlement houses; provided, however, that the  
 3 funds may be made available without regard to the limitations on the  
 4 amount of grants provided to, and the requirements for fundraising  
 5 by such programs as set forth in article 10-B of the social services  
 6 law ... 500,000 ..... (re. \$500,000)

7 For services and expenses, established pursuant to chapter 58 of the  
 8 laws of 2006, related to providing intensive employment and other  
 9 supportive services, including job readiness and job placement  
 10 services to noncustodial parents who are unemployed or who are  
 11 working less than 20 hours per week; who are recipients of public  
 12 assistance or whose incomes do not exceed 200 percent of the federal  
 13 poverty level; and who have a child support order payable through  
 14 the support collection unit of a social services district .....  
 15 200,000 ..... (re. \$200,000)

16 For services related to the homelessness intervention program for  
 17 eligible individuals and families. These funds shall be available to  
 18 not-for-profit organizations designed to provide services to prevent  
 19 homelessness or to secure permanent housing, including but not  
 20 limited to landlord/tenant conflict resolution, legal services,  
 21 outreach and referral for other eligible services and benefits to  
 22 stabilize households, and relocation assistance .....  
 23 205,000 ..... (re. \$205,000)

24 For services related to a supportive housing program for families and  
 25 for young adults age eighteen to twenty-five, who are eligible for  
 26 benefits under the state plan for the federal temporary assistance  
 27 for needy families block grant. Such supportive housing program  
 28 shall be designed to enhance the employability, self-sufficiency,  
 29 and/or family stability of residents, and prevent out-of-wedlock  
 30 pregnancies among young adult residents. Eligible families shall  
 31 include: homeless families; families at risk of exceeding, and those  
 32 that have exceeded, their TANF assistance time limit; families with  
 33 multiple barriers to employment and housing stability; families at  
 34 risk for foster care placement; and those that are reunited after  
 35 placements. Eligible young adults shall include: young adults aging  
 36 out of the foster care system; runaway and homeless youth; and youth  
 37 subject to criminal charges who are at risk for incarceration.  
 38 Provided that, of the \$508,000 up to \$100,000 shall be available to  
 39 continue existing services or to expand services provided to  
 40 eligible young adults ... 508,000 ..... (re. \$508,000)

41 For the services of a wage subsidy program. Eligible not-for-profit  
 42 community based organizations in social services districts shall  
 43 administer a program that enables employers to offer subsidized  
 44 employment, including but not limited to, expanded supportive  
 45 transitional work activities for such eligible individuals and  
 46 families consistent with the provisions of section 336-e and section  
 47 336-f of the social services law, as applicable. Provided that, of  
 48 the \$950,000, not less than \$594,000 shall be for programs in social  
 49 services districts with a population in excess of two million.  
 50 Preference shall be given to proposals that include provisions for  
 51 job retention, case management and job placement services.  
 52 Participation in the program by such eligible individuals and  
 53 families shall be limited to one year. Participating employers shall  
 54 make reasonable efforts to retain individuals served by the program  
 55 ... 950,000 ..... (re. \$950,000)

56 For services related to the wheels for work program, including, but  
 57 not limited to activities which procure, repair, finance, and/or  
 58 insure vehicles needed for transportation to and from employment or  
 59 allowable work activities ... 144,000 ..... (re. \$144,000)

60

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1 The appropriation made by chapter 53, section 1, of the laws of 2011 is  
2 hereby amended and reappropriated to read:  
3 Notwithstanding any inconsistent provision of law, the funds  
4 appropriated herein, shall be available for transfer to the federal  
5 health and human services fund, local assistance account, federal  
6 day care account to operate and support enrollment in the child care  
7 facilitated enrollment pilot programs which expand access to child  
8 care subsidies for working families living or employed in the  
9 Liberty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in  
10 the county of Monroe, with income up to 275 percent of the federal  
11 poverty level. Of the amount appropriated herein, \$778,500 shall be  
12 made available for Monroe county, and \$1,869,500 shall be made  
13 available for all other projects. Up to \$77,850 shall be made  
14 available to the current designated administrator in the county of  
15 Monroe, or to a successor administrator designated by the current  
16 administration to administer such county's program and to implement  
17 a plan approved by the office of children and family services; and  
18 up to \$186,950 shall be made available to the Consortium for Worker  
19 Education, Inc., or other designated successor, to administer and to  
20 implement a plan approved by the office of children and family  
21 services for the programs in the Liberty Zone, and the boroughs of  
22 Brooklyn, Queens and Bronx. Each pilot program administrator shall  
23 prepare and submit to the office of children and family services,  
24 the chairs of the senate committee on children and families and the  
25 senate committee on social services, the chair of the assembly  
26 committee on children and families, the chair of the assembly  
27 committee on social services, the chair of the senate committee on  
28 labor, and the chair of the assembly committee on labor, an  
29 evaluation of the pilot with recommendations for continuation or  
30 dissolution of the program supported by appropriate documentation.  
31 Such evaluation shall include available, information regarding the  
32 pilot programs or participants in the pilot programs, absent  
33 identifying information, including but not limited to: the number of  
34 income-eligible children of working parents with income greater than  
35 200 percent but at or less than 275 percent of the federal poverty  
36 level; the ages of the children served by the project, the number of  
37 families served by the project who are in receipt of family  
38 assistance, the factors that parents considered when searching for  
39 child care, the factors that barred the families' access to child  
40 care assistance prior to their enrollment in the pilot program, the  
41 number of families who receive a child care subsidy pursuant to this  
42 program who choose to use such subsidy for regulated child care, and  
43 the number of families who receive a child care subsidy pursuant to  
44 this program who choose to use such subsidy to receive child care  
45 services provided by a legally exempt provider. Such report shall be  
46 submitted by the applicable project administrator, on or before  
47 October 1, 2011, provided that if such report is not received by  
48 October 1, 2011, reimbursement for administrative costs shall be  
49 either reduced or withheld, and failure of an administrator to  
50 submit a timely report may jeopardize such program's funding in  
51 future years. Expenses related to the development of the evaluation  
52 of the pilot programs shall be paid from the pilot program's  
53 administrative set-aside or non-state funds. The remaining portion  
54 of the project's funds shall be allocated by the office of children  
55 and family services to the local social services districts where the  
56 recipient families reside as determined by the project administrator  
57 based on projected needs and cost of providing child care subsidy  
58 payments to working families enrolled in the child care subsidy  
59 program through the pilot initiative, provided however that the  
60 office of children and family services shall not reimburse subsidy  
61 payments in excess of the amount the subsidy funding appropriated

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1 herein can support and the applicable local social services district  
2 shall not be required to approve or pay for subsidies not funded  
3 herein. The total number of slots for pilot programs located within  
4 the city of New York shall not exceed one thousand during fiscal  
5 year 2011-2012. Vacancies in child care slots may be filled at such  
6 time as the total enrollment of the New York city pilot program is  
7 less than one thousand slots. The pilot program located in the  
8 borough of Queens shall receive one new additional slot for each  
9 slot which becomes available through attrition once the total number  
10 of filled child care slots reaches less than one thousand. Child  
11 care subsidies paid on behalf of eligible families shall be  
12 reimbursed at the actual cost of care up to the applicable market  
13 rate for the district in which the child care is provided[, for  
14 subsidy payments made from April 1, 2011 through March 31, 2012 for  
15 the New York city pilot program and for subsidy payments made from  
16 January 1, 2012 through December 31, 2012 for the Monroe county  
17 pilot program] in accordance with the fee schedule of the local  
18 social services district making the subsidy payments. Pilot programs  
19 are required to submit monthly reports to the office of children and  
20 family services, the local social services district, and for  
21 programs located in the city of New York, the administration for  
22 children's services, and the legislature. Each monthly report must  
23 provide without benefit of personal identifying information, the  
24 pilot program's current enrollment level, amount of the child's  
25 subsidy, co-payment levels and other information as needed or  
26 required by the office of children and family services. Further, the  
27 office of children and family services shall provide technical  
28 assistance to the pilot program to assist with project  
29 administration and timely coordination of the monthly claiming  
30 process. Notwithstanding any other provision of law, any pilot  
31 programs maintained herein may be terminated if the administrator  
32 for such programs mismanages such programs, by engaging in actions  
33 including but not limited to, improper use of funds, providing for  
34 child care subsidies in excess of the amount the subsidy funding  
35 appropriated herein can support, and failing to submit claims for  
36 reimbursement in a timely fashion ... 2,648,000 ... (re. \$2,648,000)  
37 Notwithstanding any inconsistent provision of law, the funds  
38 appropriated herein shall be available for transfer to the federal  
39 health and human services fund, local assistance account, federal  
40 day care account to continue operation of the facilitated enrollment  
41 pilot program in Capital Region-Oneida (consisting of Rensselaer,  
42 Schenectady, Saratoga, Albany and Oneida counties) as provided to  
43 the NYS AFL-CIO Workforce Development Institute to act or continue  
44 to act as the administrator to implement the program proposed by the  
45 union child care coalition of the NYS AFL-CIO and approved by the  
46 office of children and family services. The administrative cost,  
47 including the cost of the development of the evaluation of the pilot  
48 program shall not exceed ten percent of the funds available for this  
49 purpose. The remaining portion of the funds shall be allocated by  
50 the office of children and family services to the local social  
51 services districts where the recipient families reside as determined  
52 by the project administrator based on projected need and cost of  
53 providing child care subsidies payment to working families enrolled  
54 through the pilot initiative, a local social services district shall  
55 not reimburse subsidy payments in excess of the amount the subsidy  
56 funding appropriated herein can support. Child care subsidies paid  
57 on behalf of eligible families shall be reimbursed at the actual  
58 cost of care up to the applicable market rate for the district in  
59 which child care is provided and in accordance with the fee schedule  
60 of the local social services district making the subsidy payment. Up  
61 to \$74,700 shall be made available to the NYS AFL-CIO Workforce

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1 Development Institute, or other designated administrator, to  
2 administer and to implement a plan approved by the office of  
3 children and family services for this pilot program in consultation  
4 with the advisory council. This administrator shall prepare and  
5 submit to the office of children and family services, the chairs of  
6 the senate committee on social services, the senate committee on  
7 children and families, the senate committee on labor, the chairs of  
8 the assembly committee on children and families, and the assembly  
9 committee on social services, an evaluation of the pilot with  
10 recommendations. Such evaluation shall include available information  
11 regarding the pilot programs or participants in the pilot programs,  
12 including but not limited to: the number of income-eligible children  
13 of working parents with income greater than 200 percent but at or  
14 less than 275 percent of the federal poverty level, the ages of the  
15 children served by the project, the number of families served by the  
16 project who are in receipt of family assistance, the factors that  
17 parents considered when searching for child care, the factors that  
18 barred the families' access to child care assistance prior to their  
19 enrollment in the facilitated enrollment program, the number of  
20 families who receive a child care subsidy pursuant to this program  
21 who choose to use such subsidy for regulated child care, and the  
22 number of families who receive a child care subsidy pursuant to this  
23 program who choose to use such subsidy to receive child care  
24 services provided by a legally exempt provider. Such report shall be  
25 submitted by the applicable project administrator, on or before  
26 November 1, 2011, provided that if such report is not received by  
27 November 30, 2011, reimbursement for administrative costs shall be  
28 either reduced or withheld, and failure of an administrator to  
29 submit a timely report may jeopardize such administrator's program  
30 from receiving funding in future years. Child care subsidies paid on  
31 behalf of eligible families shall be reimbursed at the actual cost  
32 of care up to the applicable market rate for the district in which  
33 the child care is provided[, for subsidy payments made from April 1,  
34 2011 through March 31, 2012] in accordance with the fee schedule of  
35 the local social services district making the subsidy payments. The  
36 administrator for this pilot project is required to submit bi-  
37 monthly reports on the fifteenth day of every other month beginning  
38 on May 15, 2011 and bi-monthly thereafter that provide current  
39 enrollment and information including, but not limited to, the amount  
40 of the approved subsidy level, the level of co-payment by the local  
41 social services district required for the participants in the  
42 program, the program's adopted budget reflecting all expenses  
43 including salaries and other information as needed, to the office of  
44 children and family services, the chairs of the senate committee on  
45 social services, the senate committee on children and families, the  
46 senate committee on labor, the chairs of the assembly committee on  
47 children and families and the assembly committee on social services,  
48 and the local social services districts. Provided however that if  
49 such bi-monthly reports are not received from this Capital Region-  
50 Oneida administrator, reimbursement for administrative costs shall  
51 be either reduced or withheld and failure of an administrator to  
52 submit a timely report may jeopardize such administrator's program  
53 from receiving funding in future years. The office of children and  
54 family services shall provide technical assistance to the pilot  
55 program to assist in timely coordination with the monthly claiming  
56 process. Notwithstanding any other provision of law, this pilot  
57 program maintained herein may be terminated if the administrator for  
58 such program mismanages such program, by engaging in actions  
59 including but not limited to, improper use of funds, providing for  
60

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1 child care subsidies in excess of the amount the subsidy funding  
2 appropriated herein can support, and failing to submit claims for  
3 reimbursement in a timely fashion ... 747,000 ..... (re. \$747,000)  
4

5 By chapter 110, section 16, of the laws of 2010:

6 For services and expenses under the temporary assistance for needy  
7 families block grant, including but not limited to the family  
8 assistance program, the emergency assistance to families program,  
9 and the safety net program.

10 Such funds are to be available for payment of aid heretofore accrued  
11 or hereafter to accrue to municipalities. Subject to the approval of  
12 the director of the budget, such funds shall be available to the  
13 department of family assistance net of disallowances, refunds,  
14 reimbursements, and credits including, but not limited to, addi-  
15 tional federal funds resulting from any changes in federal cost  
16 allocation methodologies.

17 Notwithstanding any inconsistent provision of law, the amount herein  
18 appropriated may be increased or decreased by interchange with any  
19 other appropriation within the office of temporary and disability  
20 assistance federal fund - local assistance account with the approval  
21 of the director of the budget, who shall file such approval with the  
22 department of audit and control and copies thereof with the chairman  
23 of the senate finance committee and the chairman of the assembly  
24 ways and means committee.

25 Funds appropriated herein, as matched by state and local funds in  
26 accordance with section 153 of the social services law, may be used  
27 to provide rent supplements at local option to family assistance  
28 households and to cases that include a child in receipt of safety  
29 net assistance in order to prevent eviction and address homelessness  
30 in accordance with social services district plans approved by the  
31 office of temporary and disability assistance and the director of  
32 the budget, provided, however, that such supplements shall not be  
33 part of the standard of need pursuant to section 131-a of the social  
34 services law.

35 Amounts appropriated herein may, subject to the approval of the direc-  
36 tor of the budget, be used to reimburse social services districts  
37 for 100 percent of the expenditures for foster care made on and  
38 after October 1, 2009 provided to children eligible for emergency  
39 assistance for families, other than juvenile justice services and  
40 other than tuition costs for foster care children who are eligible  
41 for emergency assistance for families and are in the custody of the  
42 commissioner of any local social services district with a population  
43 in excess of two million persons and, subject to the approval of the  
44 director of the budget, the commissioner of the office of children  
45 and family services, in consultation with the commissioner of labor  
46 and the commissioner of the office of temporary and disability  
47 assistance, may exclude foster care and foster care administration  
48 costs incurred on behalf of children in foster care placements who  
49 are at least 19 years of age.

50 Notwithstanding section 153 of the social services law, or any other  
51 inconsistent provision of the social services law or this chapter,  
52 the commissioner of the office of temporary and disability assist-  
53 ance, upon consultation with the commissioner of the office of chil-  
54 dren and family services and subject to the approval of the director  
55 of the budget, may reduce federal financial participation in the  
56 cost of eligible public assistance expenses, including but not  
57 limited to, the family assistance program, the emergency assistance  
58 for families program and their administration paid to social  
59 services districts by the amount of federal financial participation  
60 received by each district for foster care pursuant to this provision  
61 and shall require each district to be responsible for 100 percent of

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1 the additional non-federal cost that results from such reduction in  
2 federal financial participation in an amount not to exceed the actu-  
3 al amount of federal temporary assistance for needy families funds  
4 for foster care provided to children eligible for emergency assist-  
5 ance for families pursuant to this appropriation. The commissioner  
6 of the office of temporary and disability assistance may require  
7 each social services district to make necessary adjustments in  
8 claims for eligible public assistance expenses to effectuate the  
9 reduction in federal financial participation required herein.

10 Notwithstanding section 153 of the social services law, or any other  
11 inconsistent provision of the social services law or this chapter,  
12 the commissioner of the office of temporary and disability assist-  
13 ance may not reduce federal financial participation in local admin-  
14 istrative expenses for a social services district until the  
15 reduction in federal financial participation in all other expendi-  
16 tures for such public assistance programs has been reduced by 95  
17 percent of estimated expenditures otherwise eligible for federal  
18 financial participation unless otherwise waived by the commissioner.

19 Notwithstanding section 153 of the social services law, or any other  
20 inconsistent provision of law, such appropriation shall be available  
21 for reimbursement of eligible claims incurred on or after January 1,  
22 2010 and before January 1, 2011 that are otherwise reimbursable on  
23 or after April 1, 2010 and that are claimed by March 31, 2011. Such  
24 reimbursement shall constitute total federal reimbursement for  
25 activities funded herein in state fiscal year 2010-2011 .....  
26 881,000,000 ..... (re. \$330,169,000)

27 For services and expenses under the temporary assistance for needy  
28 families block grant, including but not limited to the family  
29 assistance program, the emergency assistance to families program,  
30 and the safety net program.

31 Notwithstanding any inconsistent provision of law, the amount herein  
32 appropriated may be increased or decreased by interchange with any  
33 other appropriation within the office of temporary and disability  
34 assistance federal fund - local assistance account with the approval  
35 of the director of the budget, who shall file such approval with the  
36 department of audit and control and copies thereof with the chairman  
37 of the senate finance committee and the chairman of the assembly  
38 ways and means committee.

39 Notwithstanding section 153 of the social services law, or any other  
40 inconsistent provision of law, such appropriation shall be available  
41 for reimbursement of eligible claims incurred on or after January 1,  
42 2010 and before January 1, 2011 that are otherwise reimbursable on  
43 or after April 1, 2010 and that are claimed by March 31, 2011. Such  
44 reimbursement shall constitute total federal reimbursement for  
45 activities funded herein in state fiscal year 2010-2011.

46 Consistent with the purposes and rules established in the American  
47 recovery and reinvestment act of 2009, the emergency contingency  
48 fund for temporary assistance for needy families state program,  
49 funds appropriated herein shall be subject to all applicable report-  
50 ing and accountability requirements contained in such act .....  
51 547,000,000 ..... (re. \$39,000)

52 For expenses associated with the operation of the statewide electronic  
53 benefit transfer (EBT) system; the common benefit identification  
54 card (CBIC); and the automated finger imaging system (AFIS) .....  
55 4,000,000 ..... (re. \$882,000)

56

57 By chapter 110, section 16, of the laws of 2010, as amended by chapter  
58 53, section 1, of the laws of 2011:

59 The following remaining appropriations within the office of temporary  
60 and disability assistance federal health and human services fund  
61 temporary assistance for needy families account shall be available

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1 for payment of aid heretofore accrued or hereafter to accrue to  
2 municipalities. Notwithstanding any inconsistent provision of law,  
3 such funds may be increased or decreased by interchange with any  
4 other appropriation within the office of temporary and disability  
5 assistance or office of children and family services federal fund -  
6 local assistance account with the approval of the director of the  
7 budget. Such funds shall be provided without state or local partic-  
8 ipation for services to eligible individuals under the state plan  
9 for the temporary assistance for needy families block grant whose  
10 incomes do not exceed 200 percent of the federal poverty level or  
11 who are otherwise eligible under such plan, provided that such  
12 services to eligible persons not in receipt of public assistance  
13 shall not constitute "assistance" under applicable federal regu-  
14 lations and no more than 15 percent of the funds made available  
15 herein may be used for administration, provided further that the  
16 director of the budget does not determine that such use of funds can  
17 be expected to have the effect of increasing qualified state expend-  
18 itures under paragraph 7 of subdivision (a) of section 409 of the  
19 federal social security act above the minimum applicable federal  
20 maintenance of effort requirement:

21 For allocation to local social services districts for the flexible  
22 fund for family services. Funds shall, without state or local  
23 participation, be allocated to local social services districts in  
24 accordance with a methodology to be developed by the office of  
25 temporary and disability assistance and the office of children and  
26 family services and approved by the director of the budget. Such  
27 amounts allocated to local social services districts shall herein-  
28 after be referred to as the flexible fund for family services and  
29 shall be used for eligible services to eligible individuals under  
30 the State plan for the federal temporary assistance for needy fami-  
31 lies block grant, except for "assistance", which may only be  
32 provided to persons in receipt of public assistance benefits funded  
33 by the temporary assistance for needy families block grant with  
34 prior approval of the office of temporary and disability assistance.

35 Notwithstanding any inconsistent provision of law, such amounts shall  
36 constitute the full amount of federal temporary assistance for needy  
37 families funds to be paid on account of activities funded in whole  
38 or in part hereunder. District allocations from the flexible fund  
39 for family services may be spent only pursuant to plans of expendi-  
40 ture, developed by each social services district and the local  
41 governing body and approved by the office of temporary and disabili-  
42 ty assistance, the office of children and family services, and the  
43 director of the budget. Such allocation shall be available for  
44 reimbursement through March 31, 2013; provided, however, that  
45 reimbursement for child welfare services other than foster care  
46 services shall be available for eligible expenditures incurred on or  
47 after October 1, 2009 and before October 1, 2010 that are otherwise  
48 reimbursable by the state on or after April 1, 2010 and that are  
49 claimed by March 31, 2011.

50 Notwithstanding any inconsistent provision of law, the amounts so  
51 appropriated for allocation to local social services districts, may  
52 be used, without state or local financial participation, by social  
53 services districts with a population in excess of two million  
54 persons for such district's first eligible expenditures that  
55 occurred on or after October 1, 2009, or, subject to the approval of  
56 the director of the budget, during any other period beginning on or  
57 after January 1, 1997, for tuition costs for foster care children  
58 who are eligible for emergency assistance for families in the manner  
59 the state was authorized to fund such costs under part A of title IV  
60 of the social security act as such part was in effect on September  
61 30, 1995; provided that the funds appropriated herein may not be



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1 used to reimburse localities for costs disallowed under title IV-E  
2 of the social security act. Such expenditures shall constitute good  
3 cause pursuant to section 408 (a) (10) of the social security act.  
4 Such funds may also be used, without state or local participation,  
5 for care, maintenance, supervision, and tuition for juvenile delin-  
6 quents and persons in need of supervision who are placed in residen-  
7 tial programs operated by authorized agencies and who are eligible  
8 for emergency assistance to families in the manner the state was  
9 authorized to fund such costs under part A of title IV of the social  
10 security act as such part was in effect on September 30, 1995. Such  
11 expenditures shall constitute good cause pursuant to section 408 (a)  
12 (10) of the social security act. Unless otherwise approved by the  
13 commissioner of the office of children and family services with the  
14 approval of the director of the budget, these funds may be used only  
15 for eligible expenditures made from October 1, 2009 through Septem-  
16 ber 30, 2010. Notwithstanding any inconsistent provision of law, the  
17 funds so appropriated may not be used to reimburse localities for  
18 costs disallowed under title IV-E of the social security act.

19 Notwithstanding any inconsistent provision of law, a social services  
20 district may request that the office of temporary and disability  
21 assistance retain and transfer a portion of the district's allo-  
22 cation of these funds to the credit of the office of children and  
23 family services federal health and human services fund - 265 local  
24 assistance, title XX social services block grant for use by the  
25 district for eligible title XX services and/or to the credit of the  
26 office of children and family services federal health and human  
27 services fund - 265 local assistance, federal day care account for  
28 use by the district for eligible child care expenditures under the  
29 state block grant for child care, within the percentages established  
30 by the state in accordance with the federal social security act and  
31 related federal regulation. Any funds transferred at a district's  
32 request to the title XX social services block grant shall be used by  
33 the district for eligible title XX social services provided in  
34 accordance with the provisions of the federal social security act  
35 and the social services law to children or their families whose  
36 income is less than 200 percent of the federal poverty level appli-  
37 cable to the family size involved. Any funds transferred at a  
38 district's request to the office of children and family services  
39 federal health and human services fund - 265 local assistance,  
40 federal day care account shall be made available to the district for  
41 use for eligible child care expenditures in accordance with the  
42 applicable provisions of federal law and regulations relating to  
43 federal funds included in the state block grant for child care and  
44 in accordance with applicable state law and regulations of the  
45 office of children and family services. Any claims made by a social  
46 services district for expenditures made for child care during a  
47 particular federal fiscal year, other than claims made under title  
48 XX of the federal social security act, shall be counted against the  
49 social services district's block grant for child care for that  
50 federal fiscal year. Each social services district must certify to  
51 the department of family assistance, within 90 days of enactment of  
52 the budget but before August 15, 2010, the amount of funds it wishes  
53 to have transferred under this provision.

54 Notwithstanding any other provision of law, the amount of the funds  
55 that each district expends on child welfare services from its flexi-  
56 ble fund for family services funds and any flexible fund for family  
57 services funds transferred at the district's request to the title XX  
58 social services block grant must, to the extent that families are  
59 eligible therefore, be equal to or greater than the district's  
60 portion of the \$342,322,341 statewide child welfare threshold  
61

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1 amount, which shall be established pursuant to a formula developed  
2 by the office of temporary and disability assistance and the office  
3 of children and family services and approved by the director of the  
4 budget.

5 Notwithstanding any other provision of law including the state finance  
6 law and any local procurement law, at the request of a social  
7 services district and with the approval of the director of the budg-  
8 et, a portion of the funds so appropriated may be retained by the  
9 office of temporary and disability assistance for use by such office  
10 or for transfer or suballocation to the department of labor, the  
11 department of health and/or the office of children and family  
12 services to provide centralized administrative services, including  
13 but not limited to issuing requests for proposals; entering into,  
14 processing and/or amending contracts with existing providers for any  
15 services eligible for funding under the flexible fund for family  
16 services for which the applicable state agency has a contractual  
17 relationship or had a contractual relationship during state fiscal  
18 year 2004-05 or thereafter, and providing vendor payments .....  
19 960,000,000 ..... (re. \$24,746,000)

20 For services and expenses related to the advantage afterschool  
21 program. Such funds are to be available pursuant to a plan prepared  
22 by the office of children and family services and approved by the  
23 director of the budget to extend or expand current contracts with  
24 community based organizations, to award new contracts to continue  
25 programs where the existing contractors are not satisfactorily  
26 performing as determined by the office of children and family  
27 services and/or to award new contracts through a competitive process  
28 to community based organizations ... 11,213,000 ... (re. \$9,141,000)

29 For services and expenses, notwithstanding any other provision of law,  
30 relating to initiating and/or continuing program modifications  
31 and/or providing services including, but not limited to, demon-  
32 strated effective programs such as evidence-based initiatives for  
33 alternatives to detention for persons alleged or determined to be in  
34 need of supervision or otherwise at risk of placement in the juve-  
35 nile justice system and for services and expenses related to reduc-  
36 ing office of children and family services institutional placements  
37 through program modifications and/or services including, but not  
38 limited to, demonstrated effective programs such as evidence-based  
39 initiatives to divert youth at-risk of placement with the office of  
40 children and family services and/or as alternatives to residential  
41 placements with such office ... 6,000,000 ..... (re. \$930,000)

42 For services, notwithstanding any inconsistent provision of law, and  
43 without state or local financial participation, of the career path-  
44 ways program for not-for-profit, community-based organizations  
45 providing coordinated, comprehensive employment services beyond the  
46 level currently funded by local social services districts to eligi-  
47 ble individuals and families. Such funds are to be made available to  
48 establish a career pathways program to link education and occupa-  
49 tional training to subsequent employment through a continuum of  
50 educational programs and integrated support services to enable  
51 temporary assistance for needy families eligible participants,  
52 including disconnected young adults, ages sixteen to twenty-four, to  
53 advance over time both to higher levels of education and to higher  
54 wage jobs in targeted occupational sectors. With funds appropriated  
55 herein, the office of temporary and disability assistance in consul-  
56 tation with the department of labor shall establish the career path-  
57 ways program and provide technical support, as needed, to provide  
58 education, training, and job placement for low-income individuals,  
59 age sixteen and older. Preference shall be given to eighteen to  
60 twenty-four year olds who are unemployed or underemployed, in areas  
61 of the state with demonstrated labor market needs and unemployment

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1 rates that are greater than the appropriate or comparative rate of  
2 employment for the region, and to persons in receipt of family  
3 assistance and/or safety net assistance. Of the amounts appropri-  
4 ated, at least sixty percent shall be available for services to  
5 eighteen to twenty-four year olds, with remaining funds available to  
6 recipients of family assistance and/or safety net assistance, with-  
7 out age restrictions, and sixteen to seventeen year old self-sup-  
8 porting individuals who are heads of household. The office of tempo-  
9 rary and disability assistance in consultation with the department  
10 of labor shall develop a request for proposals and shall receive,  
11 review, and assess applications. In selecting proposals, the office  
12 of temporary and disability assistance and the department of labor  
13 shall give preference to programs that demonstrate community-based  
14 collaborations with education and training providers and employers  
15 in the region. Such education and training providers may include,  
16 but not be limited to general equivalency diplomas programs, commu-  
17 nity colleges, junior colleges, business and trade schools, voca-  
18 tional institutions, and institutions with baccalaureate degree-  
19 granting programs; programs that provide for a career path or career  
20 paths, as supported by identified local employment needs; programs  
21 that provide employment services, including but not limited to,  
22 post-secondary training designed to meet the needs of employers in  
23 the local labor market, or catchment area; programs that include  
24 education and training components, such as remedial education, indi-  
25 vidual training plans, pre-employment training, workplace basic  
26 skills, and literacy skills training. Such education and training  
27 must include institutions, industry associations, or other creden-  
28 tialing bodies for the purpose of providing participants with  
29 certificates, diplomas, or degrees; projects that provide comprehen-  
30 sive student support services, including but not limited to tutor-  
31 ing, mentoring, child care, after school program access, transporta-  
32 tion, and case management, as part of the individual training plan.  
33 Preference shall be given to proposals that include not-for-profit  
34 collaborations with education, training, or employer stakeholders in  
35 the region; programs which leverage additional community resources  
36 and provide participant support services; training that result in  
37 job placement; and education that links participants with occupa-  
38 tional skills training and/or employer-related credentials, credits,  
39 diplomas or certificates ... 5,000,000 ..... (re. \$3,804,000)  
40 For services and expenses of not-for-profit and voluntary agencies  
41 providing support services to the caretaker relative of a minor  
42 child when such services are provided to eligible individuals and  
43 families. Such funds are available pursuant to a plan prepared by  
44 the office of children and family services and approved by the  
45 director of the budget to continue or expand existing programs with  
46 existing contractors that are satisfactorily performing as deter-  
47 mined by the office of children and family services, to award new  
48 contracts to continue programs where the existing contractors are  
49 not satisfactorily performing as determined by the office of chil-  
50 dren and family services and/or to award new contracts through a  
51 competitive process ... 250,000 ..... (re. \$125,000)  
52 Notwithstanding any inconsistent provision of law, the funds appropri-  
53 ated herein shall be available for transfer to the federal health  
54 and human services fund - 265, federal day care account to provide  
55 additional funding for subsidies and quality activities at the city  
56 university of New York, provided that of such amount, \$278,000 shall  
57 be available to community colleges and \$418,000 shall be available  
58 to senior colleges. ... 696,000 ..... (re. \$696,000)  
59 Notwithstanding any inconsistent provision of law, the funds appropri-  
60 ated herein shall be available for transfer to the federal health  
61 and human services fund - 265, federal day care account to provide

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1 additional funding for subsidies and quality activities at the state  
2 university of New York, provided that of such amount, \$379,000 shall  
3 be available to community colleges and \$568,000 shall be available  
4 to state operated campuses. ....  
5 947,000 ..... (re. \$553,000)  
6 For services of a program, pursuant to section 35 of the social  
7 services law but without state or local financial participation,  
8 providing legal representation of individuals whose federal disabili-  
9 ty benefits have been denied or may be discontinued .....  
10 483,000 ..... (re. \$302,000)  
11 For services related to the continuation of displaced homemaker  
12 services. Funds made available herein may be used for state agency  
13 contractors, or aid to local social services districts, provided,  
14 further, that no more than ten percent of such funds may be used for  
15 program administration at each individual displaced homemaker  
16 center. Each program administrator shall prepare and submit an annu-  
17 al report by December 1, 2010, to the office of temporary and disa-  
18 bility assistance, the chairs of the senate committee on social  
19 services, and the senate committee on children and families and the  
20 assembly chair of the committee on social services, on the summary  
21 of activities, including but not limited to the number of eligible  
22 recipients, and the outcome for each recipient together with a  
23 summary of revenues and expenses including all salaries .....  
24 1,605,000 ..... (re. \$288,000)  
25 For services and expenses of programs providing literacy training,  
26 workplace literacy instruction and English-as-a-second-language  
27 instruction to eligible individuals and families under the state  
28 plan for the federal temporary assistance for needy families block  
29 grant, including, but not limited to, programs which offer intergen-  
30 erational educational models intended to increase workplace  
31 preparedness, and English-as-a-second-language programs which appro-  
32 priately address the specific linguistic and cultural needs of the  
33 participants and the language skill needs of non-English speaking  
34 workers that relate to workplace safety. Of the amount appropriated  
35 herein, at least \$25,000 shall be available for literacy training  
36 and English-as-a-second-language instruction to individuals and  
37 families, who upon determination of eligibility for such services,  
38 are in receipt of public assistance and lack a literacy level equiv-  
39 alent to the ninth month of eighth grade or who have English  
40 language proficiency equal to a score of 34 or less on the NYS PLACE  
41 test or an equivalent score on a comparable test .....  
42 125,000 ..... (re. \$125,000)  
43 For services of programs, in local social services districts with a  
44 population in excess of two million, that meet the emergency needs  
45 of homeless individuals and families and those at risk of becoming  
46 homeless. Such programs shall have demonstrated experience in  
47 providing services to meet the emergency needs of homeless individ-  
48 uals and families and those at risk of becoming homeless, including  
49 crisis intervention services, eviction prevention services, mobile  
50 emergency feeding services, and summer youth services .....  
51 125,000 ..... (re. \$58,000)  
52 For services related to the green jobs corps program. Such funds are  
53 available for continuation of services related to the green jobs  
54 corps programs established by local social services districts during  
55 state fiscal year 2009-10, or new projects to the extent funds are  
56 available, providing comprehensive employment services to eligible  
57 individuals and families under the state plan for the federal tempo-  
58 rary assistance for needy families block grant, with priority given  
59 to public assistance recipients. Such funds are to be made available  
60 to establish and maintain a green jobs corps program to provide  
61 subsidized employment that links low- or no-income individuals,

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1 particularly those facing greater barriers to employment, to incre-  
2 mental job skills training, basic education, GED preparation, job  
3 placement, job retention, and career advancement opportunities in  
4 entry-level high-growth energy efficiency and environmental conser-  
5 vation industries, including but not limited to weatherization,  
6 building construction and retrofitting, environmental remediation,  
7 renewable energy, and natural resource preservation. The green jobs  
8 corps program shall provide job readiness and hard skills training  
9 to prepare participants for subsidized employment placement consist-  
10 ing of up to 40 hours per week of paid employment. Such program  
11 shall consist of job readiness training as intensive preparation for  
12 subsidized employment and advanced training. Local social services  
13 districts receiving funds from the green jobs corps program shall  
14 contract or develop partnerships with organizations to provide such  
15 training, which shall include but not be limited to soft skills  
16 training, such as attitudinal training, career development, and  
17 introduction to basic computer literacy skills; hard skills train-  
18 ing, including but not limited to basic construction (electrical,  
19 plumbing and carpentry), environmental remediation, weatherization,  
20 building retrofits, renewable energy, and natural resource preserva-  
21 tion. Districts will provide program participants with available  
22 supportive services to support program participation and completion,  
23 which may include but not be limited to child care, transportation,  
24 and other necessary services. In conjunction with the subsidized  
25 employment, funds must be used to provide adult basic education and  
26 GED preparation for program participants, or other education and/or  
27 training programs necessary to accomplish the goals of the program.  
28 Preference shall be given to districts with opportunities for jobs  
29 in the sectors specified above and for counties with unemployment  
30 rates that exceed the statewide average. Priority shall be given to  
31 providing services to public assistance recipients and services  
32 shall target eighteen to twenty-four year olds, formerly incarcerat-  
33 ed individuals, and non-custodial parents including those who were  
34 formerly incarcerated or who have a criminal history and who can  
35 attest to such parental relationship and make that information  
36 available to local social services districts child support unit.  
37 Districts must comply with the nondisplacement provisions of  
38 sections 336-e and 336-f of the social services law when establish-  
39 ing subsidized employment positions funded through the green jobs  
40 corps program. ... 2,000,000 ..... (re. \$2,000,000)  
41 For services related to the health care jobs program. Such funds are  
42 available for continuation of services related to the health care  
43 jobs programs established by local social services districts during  
44 state fiscal year 2009-10, or new projects to the extent funds are  
45 available, providing coordinated, comprehensive employment services  
46 beyond the level previously funded by local social services  
47 districts to eligible individuals and families under the state plan  
48 for the federal temporary assistance for needy families block grant.  
49 Such funds are to be made available to local social services  
50 districts, with priority to districts with over 1,500 active adults  
51 in receipt of public assistance residing in households with depend-  
52 ent children, to train individuals for placement into employment in  
53 the health care sector, and to establish temporary subsidized  
54 employment opportunities for temporary assistance for needy families  
55 eligible adults for up to one year in the health sector including  
56 community health outreach positions and other suboccupations within  
57 the sector. Low-income employees supported by this program may help  
58 provide information and education to assist low-income individuals  
59 with obtaining and maintaining eligibility for public health care  
60 programs, connecting to primary and preventive care services, reduc-  
61 ing reliance on emergency rooms for basic care, wellness education,

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1 on such topics including but not limited to weight management, exer-  
2 cise and nutrition, stress management, and with accessing benefits  
3 under other work support programs. With funds appropriated herein  
4 and allocated to local social services districts, the office of  
5 temporary and disability assistance shall provide technical support,  
6 as needed, to provide employment opportunities to low-income workers  
7 in the health care industry, including adults with limited English  
8 proficiency. Each local social services district shall submit a plan  
9 for its health care jobs program. Districts must comply with the  
10 nondisplacement provisions of sections 336-e and 336-f of the social  
11 services law when establishing subsidized employment positions fund-  
12 ed through the health care jobs program .....  
13 2,000,000 ..... (re. \$2,000,000)

14 For services and expenses related to the provision of non-residential  
15 domestic violence. Such funds may be made available to the office of  
16 children and family services. Local social services districts are  
17 encouraged to collaborate with not-for-profit providers in the  
18 provision of such services ... 1,449,000 ..... (re. \$71,000)

19 For services related to a Nurse-Family Partnership program for eligi-  
20 ble individuals and families. Such funds are to be made available to  
21 local social services districts to establish or fund Nurse-Family  
22 Partnership programs to provide supportive services to temporary  
23 assistance for needy families eligible individuals aimed at: improv-  
24 ing pregnancy outcomes by helping first time mothers and pregnant  
25 women engage in sound preventive health practices, including educa-  
26 tion on receiving thorough prenatal care from their healthcare  
27 providers, improving diets, and reducing the use of cigarettes,  
28 alcohol and illegal substances; improving child health and develop-  
29 ment by helping parents provide responsible and competent care; and  
30 improving the economic self-sufficiency of the family by helping  
31 parents develop a vision for their own future, plan future pregnan-  
32 cies, continue their education and find work, as appropriate.  
33 Provided that no funds expended under this provision may be used to  
34 provide actual medical care ... 2,000,000 ..... (re. \$2,000,000)

35 For preventive services to eligible individuals and families under the  
36 state plan for the federal temporary assistance for needy families  
37 block grant whose incomes do not exceed 200 percent of the federal  
38 poverty level, including but not limited to: intensive case manage-  
39 ment and related services for families with children at risk of  
40 foster care placement due to the presence of alcohol and/or  
41 substance abuse in the household; family preservation services,  
42 centers and programs; foster care diversion demonstrations; and  
43 not-for-profit provider collaborations with family treatment courts.  
44 Such funds are available pursuant to a plan prepared by the office  
45 of children and family services and approved by the director of the  
46 budget to continue or expand existing programs with existing  
47 contractors that are satisfactorily performing as determined by the  
48 office of children and family services, to award new contracts to  
49 continue programs where the existing contractors are not satisfac-  
50 torily performing as determined by the office of children and family  
51 services, and/or award new contracts through a competitive process.  
52 Provided that, of the funds appropriated herein, at least \$1,045,000  
53 shall be available for programs providing post adoption services ...  
54 6,000,000 ..... (re. \$6,000,000)

55 For enhanced services to refugees, asylees and other immigrant popu-  
56 lations eligible for refugee services to assist such individuals and  
57 families to attain economic self-sufficiency and reduce or eliminate  
58 reliance on public assistance benefits as a primary means of  
59 support. Such services shall include, but not be limited to, case  
60 management, English-as-a-second-language, job training and placement  
61 assistance, post-employment services necessary to ensure job

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1 retention, and services necessary to assist the individual and fami-  
2 ly members to establish and maintain a permanent residence in the  
3 state. Funds appropriated herein shall, to the extent permitted by  
4 federal law and regulations, be awarded at the discretion of the  
5 commissioner of the office of temporary and disability assistance to  
6 voluntary refugee resettlement agencies and/or local representatives  
7 of such agencies currently under contract with the office of tempo-  
8 rary and disability assistance to provide services to refugee popu-  
9 lations and individual awards shall be made proportionately based on  
10 the number of refugees each organization resettled in the previous  
11 five year period based on the most recent five year data published  
12 by the federal department of health and human services office of  
13 refugee resettlement or its contractor. Of the amount appropriated  
14 herein, up to \$415,000 shall be made available to organizations  
15 providing services to refugees settling in local social services  
16 districts with a population in excess of two million and all remain-  
17 ing funding shall be awarded to organizations providing such  
18 services to refugees settling in other geographic locations .....  
19 500,000 ..... (re. \$50,000)  
20 For the services of the Rochester-Genesee Regional Transportation  
21 Authority for the provision of transportation services to eligible  
22 individuals and families, for the purpose of transportation to and  
23 from employment or other allowable work activities .....  
24 403,000 ..... (re. \$403,000)  
25 For those services and expenses provided to eligible individuals and  
26 families by existing settlement houses; provided, however, that the  
27 funds may be made available without regard to the limitations on the  
28 amount of grants provided to, and the requirements for fundraising  
29 by such programs as set forth in article 10-B of the social services  
30 law ... 1,000,000 ..... (re. \$1,000,000)  
31 For allocation to local social services districts, notwithstanding any  
32 inconsistent provision of law, and without state or local financial  
33 participation, for costs of operating the summer youth programs  
34 providing full wage subsidy paid summer employment and associated  
35 supportive services to eligible individuals under the state plan for  
36 the temporary assistance for needy families block grant. Notwith-  
37 standing any other inconsistent law to the contrary, the commis-  
38 sioner of any local department of social services may assign all or a  
39 portion of moneys appropriated herein on behalf of such local  
40 department of social services to the workforce investment board  
41 designated by such commissioner and upon receipt of such monies, any  
42 such workforce investment board shall be obligated to utilize such  
43 funds consistent with the purposes of this appropriation. Funds  
44 appropriated herein shall be allocated to local social services  
45 districts in accordance with a methodology that shall be based on  
46 allocations for the prior state fiscal year and on a district's  
47 relative share of persons aged fourteen to twenty living in house-  
48 holds whose incomes do not exceed 200 percent of the federal poverty  
49 level. At the request of local social services districts, funds not  
50 used for costs of the summer youth program may be transferred to the  
51 credit of the district's allocation of the flexible fund for family  
52 services; provided, however, that a minimum of \$14,200,000 will be  
53 used for the summer youth program .....  
54 15,500,000 ..... (re. \$429,000)  
55 For services related to the homelessness intervention program for  
56 eligible individuals and families. These funds shall be available to  
57 not-for-profit organizations designed to provide services to prevent  
58 homelessness or to secure permanent housing, including but not  
59 limited to landlord/tenant conflict resolution, legal services,  
60

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1 outreach and referral for other eligible services and benefits to  
 2 stabilize households, and relocation assistance .....  
 3 1,006,000 ..... (re. \$554,000)  
 4 For services related to a supportive housing program for families and  
 5 for young adults age eighteen to twenty-five, who are eligible for  
 6 benefits under the state plan for the federal temporary assistance  
 7 for needy families block grant. Such supportive housing program  
 8 shall be designed to enhance the employability, self-sufficiency,  
 9 and/or family stability of residents, and prevent out-of-wedlock  
 10 pregnancies among young adult residents. Eligible families shall  
 11 include: homeless families; families at risk of exceeding, and those  
 12 that have exceeded, their TANF assistance time limit; families with  
 13 multiple barriers to employment and housing stability; families at  
 14 risk for foster care placement; and those that are reunited after  
 15 placements. Eligible young adults shall include: young adults aging  
 16 out of the foster care system; runaway and homeless youth; and youth  
 17 subject to criminal charges who are at risk for incarceration.  
 18 Provided that, of the \$2,500,000 up to \$500,000 shall be available  
 19 to continue existing services or to expand services provided to  
 20 eligible young adults ... 2,500,000 ..... (re. \$2,103,000)  
 21 For services, related to transitional jobs programs administered by  
 22 local social services districts with employment opportunities estab-  
 23 lished in public or private organizations including community based  
 24 agencies. Eligible local social services districts must establish a  
 25 plan to provide coordinated, comprehensive employment services  
 26 beyond the level currently funded by the local social services  
 27 district to eligible individuals and families under the state plan  
 28 for the federal temporary assistance for needy families block grant.  
 29 Such funds are to be made available to establish a transitional jobs  
 30 program to provide a subsidized employment placement for up to 12  
 31 months for up to 40 hours per week of paid employment, with the  
 32 requirement that all program participants receive at least 105 hours  
 33 of paid education and training activities linked directly to local  
 34 employment opportunities in sectors with substantial opportunities  
 35 for continued unsubsidized employment, including but not limited to  
 36 child care, health care, social and human services, clerical admin-  
 37 istrative assistance, transportation and construction/outdoor main-  
 38 tenance, to enable temporary assistance for needy families eligible  
 39 participants, including disconnected young adults, ages eighteen to  
 40 twenty-four, to obtain the job skills and education to advance into  
 41 unsubsidized work at the end of the transitional employment period.  
 42 Public or private organizations receiving funds appropriated herein  
 43 shall report to the office of temporary and disability assistance on  
 44 the average hourly wage paid to individuals participating in the  
 45 program herein described. With funds appropriated herein, the office  
 46 of temporary and disability assistance shall provide technical  
 47 support, as needed, to enable local social services districts to  
 48 develop transitional jobs programs that provide education, training,  
 49 and job placement for low or no income individuals. Preference shall  
 50 be given to persons in receipt of public assistance, formerly incar-  
 51 cerated individuals, and non-custodial parents including those who  
 52 were formerly incarcerated or who have a criminal history and who  
 53 can attest to such parental relationship and make that information  
 54 available to local social services district child support units. The  
 55 office of temporary and disability assistance shall establish allo-  
 56 cations to local social services districts with priority to areas of  
 57 the state with unemployment rates that exceed the statewide average.  
 58 Each participating district must submit a plan for its transitional  
 59 jobs program that outlines the employment opportunities and educa-  
 60 tion and training that will be provided to prepare individuals for  
 61 unsubsidized employment. Districts will be encouraged to leverage



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1 services available through community-based education and training  
 2 providers and target training to the needs of employers in the  
 3 region. Such education and training providers may include, but not  
 4 be limited to general equivalency diploma programs, adult basic  
 5 education, English-as-a-second-language programs, community  
 6 colleges, junior colleges, business and trade schools, vocational  
 7 institutions, and institutions with baccalaureate degree-granting  
 8 programs, programs that provide employment services, including but  
 9 not limited to programs that include education and training compo-  
 10 nents, such as remedial education, individual training plans, pre-  
 11 employment training, workplace basic skills, and literacy skills  
 12 training. In those instances where program participants do not have  
 13 a high school diploma or equivalent, preference shall be given to  
 14 providing adult basic education services that will enable the  
 15 participant to obtain an equivalency diploma. Additionally, training  
 16 that provides employment related credentials, credits or certif-  
 17 icates to support future employment opportunities is preferred. As  
 18 part of the individual training plan, projects are encouraged to  
 19 provide comprehensive student support services, including but not  
 20 limited to tutoring, mentoring, child care, after school program  
 21 access, transportation, financial development services, referrals  
 22 for public benefits, and case management. Districts must comply  
 23 with the nondisplacement provisions of sections 336-e and 336-f of  
 24 the social services law when establishing subsidized employment  
 25 positions funded through the transitional jobs program .....  
 26 5,000,000 ..... (re. \$5,000,000)

27 For services related to the wheels for work program, including, but  
 28 not limited to activities which procure, repair, finance, and/or  
 29 insure vehicles needed for transportation to and from employment or  
 30 allowable work activities ... 409,000 ..... (re. \$83,000)

31  
 32 The appropriation made by chapter 110, section 16, of the laws of 2010,  
 33 as amended by chapter 53, section 1, of the laws of 2011, is hereby  
 34 amended and reappropriated to read:

35 Notwithstanding any inconsistent provision of law, the funds appropri-  
 36 ated herein, shall be available for transfer to the federal health  
 37 and human services fund - 265, federal day care account to continue  
 38 operation of and support existing enrollment in the child care  
 39 facilitated enrollment pilot programs which expand access to child  
 40 care subsidies for working families living or employed in the Liber-  
 41 ty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the  
 42 county of Monroe, with income up to 275 percent of the federal  
 43 poverty level. Of the amount appropriated herein, \$1,207,500 shall  
 44 be made available for Monroe county, and \$2,898,200 shall be made  
 45 available for all other projects. Up to \$120,750 shall be made  
 46 available to the current designated administrator in the county of  
 47 Monroe, or to a successor administrator designated by the current  
 48 administration to administer such county's program and to implement  
 49 a plan approved by the office of children and family services; and  
 50 up to \$289,820 shall be made available to the Consortium for Worker  
 51 Education, Inc., or other designated successor, to administer and to  
 52 implement a plan approved by the office of children and family  
 53 services for the programs in the Liberty Zone, and the boroughs of  
 54 Brooklyn, Queens and Bronx. Each pilot program administrator shall  
 55 prepare and submit to the office of children and family services,  
 56 the chairs of the senate committee on children and families and the  
 57 senate committee on social services, the chair of the assembly  
 58 committee on children and families, the chair of the assembly  
 59 committee on social services, the chair of the senate committee on  
 60 labor, and the chair of the assembly committee on labor, an evalu-  
 61 ation of the pilot with recommendations for continuation or dissol-

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1       ution of the program supported by appropriate documentation. Such  
2       evaluation shall include available, information regarding the pilot  
3       programs or participants in the pilot programs, absent identifying  
4       information, including but not limited to: the number of income-eli-  
5       gible children of working parents with income greater than 200  
6       percent but at or less than 275 percent of the federal poverty  
7       level; the ages of the children served by the project, the number of  
8       families served by the project who are in receipt of family assist-  
9       ance, the factors that parents considered when searching for child  
10      care, the factors that barred the families' access to child care  
11      assistance prior to their enrollment in the pilot program, the  
12      number of families who receive a child care subsidy pursuant to this  
13      program who choose to use such subsidy for regulated child care, and  
14      the number of families who receive a child care subsidy pursuant to  
15      this program who choose to use such subsidy to receive child care  
16      services provided by a legally exempt provider. Such report shall be  
17      submitted by the applicable project administrator, on or before  
18      October 1, 2010, provided that if such report is not received by  
19      October 1, 2010, reimbursement for administrative costs shall be  
20      either reduced or withheld, and failure of an administrator to  
21      submit a timely report may jeopardize such program's funding in  
22      future years. Expenses related to the development of the evaluation  
23      of the pilot programs shall be paid from the pilot program's admin-  
24      istrative set-aside or non-state funds. The remaining portion of the  
25      project's funds shall be allocated by the office of children and  
26      family services to the local social services districts where the  
27      recipient families reside as determined by the project administrator  
28      based on projected needs and cost of providing child care subsidy  
29      payments to working families enrolled in the child care subsidy  
30      program through the pilot initiative, provided however that the  
31      office of children and family services shall not reimburse subsidy  
32      payments in excess of the amount the subsidy funding appropriated  
33      herein can support and the applicable local social services district  
34      shall not be required to approve or pay for subsidies not funded  
35      herein. The total number of slots for pilot programs located within  
36      the city of New York shall not exceed one thousand during fiscal  
37      year 2010-2011. Vacancies in child care slots may be filled at such  
38      time as the total enrollment of the New York city pilot program is  
39      less than one thousand slots. The pilot program located in the  
40      borough of Queens shall receive one new additional slot for each  
41      slot which becomes available through attrition once the total number  
42      of filled child care slots reaches less than one thousand. Child  
43      care subsidies paid on behalf of eligible families shall be reim-  
44      bursed at the actual cost of care up to the applicable market rate  
45      for the district in which the child care is provided[, for subsidy  
46      payments made from April 1, 2010 through March 31, 2012 for the New  
47      York city pilot program and for subsidy payments made from January  
48      1, 2011 through December 31, 2012 for the Monroe county pilot  
49      program] in accordance with the fee schedule of the local social  
50      services district making the subsidy payments. Pilot programs are  
51      required to submit monthly reports to the office of children and  
52      family services, the local social services district, and for  
53      programs located in the city of New York, the administration for  
54      children's services, and the legislature. Each monthly report must  
55      provide without benefit of personal identifying information, the  
56      pilot program's current enrollment level, amount of the child's  
57      subsidy, co-payment levels and other information as needed or  
58      required by the office of children and family services. Further, the  
59      office of children and family services shall provide technical  
60      assistance to the pilot program to assist with project  
61      administration and timely coordination of the monthly claiming

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1 process. Notwithstanding any other provision of law, any pilot  
2 programs maintained herein may be terminated if the administrator  
3 for such programs mismanages such programs, by engaging in actions  
4 including but not limited to, improper use of funds, providing for  
5 child care subsidies in excess of the amount the subsidy funding  
6 appropriated herein can support, and failing to submit claims for  
7 reimbursement in a timely fashion ... 4,105,700 ... (re. \$3,935,000)  
8 Notwithstanding any inconsistent provision of law, the funds appropri-  
9 ated herein shall be available for transfer to the federal health  
10 and human services fund - 265, federal day care account to continue  
11 operation of the facilitated enrollment pilot program in Capital  
12 Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga,  
13 Albany and Oneida counties) as provided to the NYS AFL-CIO Workforce  
14 Development Institute to act or continue to act as the administrator  
15 to implement the program proposed by the union child care coalition  
16 of the NYS AFL-CIO and approved by the office of children and family  
17 services. The administrative cost, including the cost of the devel-  
18 opment of the evaluation of the pilot program shall not exceed ten  
19 percent of the funds available for this purpose. The remaining  
20 portion of the funds shall be allocated by the office of children  
21 and family services to the local social services districts where the  
22 recipient families reside as determined by the project administrator  
23 based on projected need and cost of providing child care subsidies  
24 payment to working families enrolled through the pilot initiative, a  
25 local social services district shall not reimburse subsidy payments  
26 in excess of the amount the subsidy funding appropriated herein can  
27 support. Child care subsidies paid on behalf of eligible families  
28 shall be reimbursed at the actual cost of care up to the applicable  
29 market rate for the district in which child care is provided and in  
30 accordance with the fee schedule of the local social services  
31 district making the subsidy payment. Up to \$115,930 shall be made  
32 available to the NYS AFL-CIO Workforce Development Institute, or  
33 other designated administrator, to administer and to implement a  
34 plan approved by the office of children and family services for this  
35 pilot program in consultation with the advisory council. This admin-  
36 istrator shall prepare and submit to the office of children and  
37 family services, the chairs of the senate committee on social  
38 services, the senate committee on children and families, the senate  
39 committee on labor, the chairs of the assembly committee on children  
40 and families, and the assembly committee on social services, an  
41 evaluation of the pilot with recommendations. Such evaluation shall  
42 include available information regarding the pilot programs or  
43 participants in the pilot programs, including but not limited to:  
44 the number of income-eligible children of working parents with  
45 income greater than 200 percent but at or less than 275 percent of  
46 the federal poverty level, the ages of the children served by the  
47 project, the number of families served by the project who are in  
48 receipt of family assistance, the factors that parents considered  
49 when searching for child care, the factors that barred the families'  
50 access to child care assistance prior to their enrollment in the  
51 facilitated enrollment program, the number of families who receive a  
52 child care subsidy pursuant to this program who choose to use such  
53 subsidy for regulated child care, and the number of families who  
54 receive a child care subsidy pursuant to this program who choose to  
55 use such subsidy to receive child care services provided by a legal-  
56 ly exempt provider. Such report shall be submitted by the applicable  
57 project administrator, on or before November 1, 2010, provided that  
58 if such report is not received by November 30, 2010, reimbursement  
59 for administrative costs shall be either reduced or withheld, and  
60 failure of an administrator to submit a timely report may jeopardize  
61 such administrator's program from receiving funding in future years.

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1 Child care subsidies paid on behalf of eligible families shall be  
 2 reimbursed at the actual cost of care up to the applicable market  
 3 rate for the district in which the child care is provided[, for  
 4 subsidy payments made from April 1, 2010 through March 31, 2012] in  
 5 accordance with the fee schedule of the local social services  
 6 district making the subsidy payments. The administrator for this  
 7 pilot project is required to submit bi-monthly reports on the  
 8 fifteenth day of every other month beginning on May 15, 2010 and bi-  
 9 monthly thereafter that provide current enrollment and information  
 10 including, but not limited to, the amount of the approved subsidy  
 11 level, the level of co-payment by the local social services district  
 12 required for the participants in the program, the program's adopted  
 13 budget reflecting all expenses including salaries and other  
 14 information as needed, to the office of children and family  
 15 services, the chairs of the senate committee on social services, the  
 16 senate committee on children and families, the senate committee on  
 17 labor, the chairs of the assembly committee on children and families  
 18 and the assembly committee on social services, and the local social  
 19 services districts. Provided however that if such bi-monthly reports  
 20 are not received from this Capital Region-Oneida administrator,  
 21 reimbursement for administrative costs shall be either reduced or  
 22 withheld and failure of an administrator to submit a timely report  
 23 may jeopardize such administrator's program from receiving funding  
 24 in future years. The office of children and family services shall  
 25 provide technical assistance to the pilot program to assist in  
 26 timely coordination with the monthly claiming process.  
 27 Notwithstanding any other provision of law, this pilot program  
 28 maintained herein may be terminated if the administrator for such  
 29 program mismanages such program, by engaging in actions including  
 30 but not limited to, improper use of funds, providing for child care  
 31 subsidies in excess of the amount the subsidy funding appropriated  
 32 herein can support, and failing to submit claims for reimbursement  
 33 in a timely fashion ... 1,159,300 ..... (re. \$1,159,300)  
 34

35 By chapter 53, section 1, of the laws of 2009:  
 36 For expenses associated with the operation of the statewide electronic  
 37 benefit transfer (EBT) system; the common benefit identification  
 38 card (CBIC); and the automated finger imaging system (AFIS) .....  
 39 4,000,000 ..... (re. \$882,000)  
 40

41 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
 42 section 1, of the laws of 2011:  
 43 The following remaining appropriations within the office of temporary  
 44 and disability assistance federal health and human services fund  
 45 temporary assistance for needy families account shall be available  
 46 for payment of aid heretofore accrued or hereafter to accrue to  
 47 municipalities. Notwithstanding any inconsistent provision of law,  
 48 such funds may be increased or decreased by interchange with any  
 49 other appropriation within the office of temporary and disability  
 50 assistance federal fund - local assistance account with the approval  
 51 of the director of the budget. Consistent with the purposes and  
 52 rules established in the American recovery and reinvestment act of  
 53 2009, such funds shall be subject to all applicable reporting and  
 54 accountability requirements contained in such act. Such funds shall  
 55 be provided without state or local participation for services to  
 56 eligible individuals under the state plan for the temporary  
 57 assistance for needy families block grant whose incomes do not  
 58 exceed 200 percent of the federal poverty level or who are otherwise  
 59 eligible under such plan, provided that such services to eligible  
 60 persons not in receipt of public assistance shall not constitute  
 61 "assistance" under applicable federal regulations and no more than

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1 15 percent of the funds made available herein may be used for  
2 administration, provided further that the director of the budget  
3 does not determine that such use of funds can be expected to have  
4 the effect of increasing qualified state expenditures under  
5 paragraph 7 of subdivision (a) of section 409 of the federal social  
6 security act above the minimum applicable federal maintenance of  
7 effort requirement:  
8 For allocation to local social services districts for the flexible  
9 fund for family services. Funds shall, without state or local  
10 participation, be allocated to local social services districts in  
11 accordance with a methodology to be developed by the office of  
12 temporary and disability assistance and the office of children and  
13 family services and approved by the director of the budget. Such  
14 amounts allocated to local social services districts shall herein-  
15 after be referred to as the flexible fund for family services and  
16 shall be used for eligible services to eligible individuals under  
17 the State plan for the federal temporary assistance for needy fami-  
18 lies block grant, except for "assistance", which may only be  
19 provided to persons in receipt of public assistance benefits funded  
20 by the temporary assistance for needy families block grant with  
21 prior approval of the office of temporary and disability assistance.  
22 Notwithstanding any inconsistent provision of law, such amounts shall  
23 constitute the full amount of federal temporary assistance for needy  
24 families funds to be paid on account of activities funded in whole  
25 or in part hereunder. District allocations from the flexible fund  
26 for family services may be spent only pursuant to plans of expendi-  
27 ture, developed by each social services district and the local  
28 governing body and approved by the office of temporary and disabili-  
29 ty assistance, the office of children and family services, and the  
30 director of the budget. Such allocation shall be available for  
31 reimbursement through March 31, 2012; provided, however, that  
32 reimbursement for child welfare services other than foster care  
33 services shall be available for eligible expenditures incurred on or  
34 after October 1, 2008 and before October 1, 2009 that are otherwise  
35 reimbursable by the state on or after April 1, 2009 and that are  
36 claimed by March 31, 2010.  
37 Notwithstanding any inconsistent provision of law, the amounts so  
38 appropriated for allocation to local social services districts, may  
39 be used, without state or local financial participation, by social  
40 services districts with a population in excess of two million  
41 persons for such district's first eligible expenditures that  
42 occurred on or after October 1, 2008, or, subject to the approval of  
43 the director of the budget, during any other period beginning on or  
44 after January 1, 1997, for tuition costs for foster care children  
45 who are eligible for emergency assistance for families in the manner  
46 the state was authorized to fund such costs under part A of title IV  
47 of the social security act as such part was in effect on September  
48 30, 1995; provided that the funds appropriated herein may not be  
49 used to reimburse localities for costs disallowed under title IV-E  
50 of the social security act. Such expenditures shall constitute good  
51 cause pursuant to section 408 (a) (10) of the social security act.  
52 Such funds may also be used, without state or local participation,  
53 for care, maintenance, supervision, and tuition for juvenile delin-  
54 quents and persons in need of supervision who are placed in residen-  
55 tial programs operated by authorized agencies and who are eligible  
56 for emergency assistance to families in the manner the state was  
57 authorized to fund such costs under part A of title IV of the social  
58 security act as such part was in effect on September 30, 1995. Such  
59 expenditures shall constitute good cause pursuant to section 408 (a)  
60 (10) of the social security act. Unless otherwise approved by the  
61 commissioner of the office of children and family services with the

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1 approval of the director of the budget, these funds may be used only  
2 for eligible expenditures made from October 1, 2008 through Septem-  
3 ber 30, 2009. Notwithstanding any inconsistent provision of law, the  
4 funds so appropriated may not be used to reimburse localities for  
5 costs disallowed under title IV-E of the social security act.  
6 Notwithstanding any inconsistent provision of law, a social services  
7 district may request that the office of temporary and disability  
8 assistance retain and transfer a portion of the district's allo-  
9 cation of these funds to the credit of the office of children and  
10 family services special revenue funds - federal/aid to localities  
11 federal block grant fund - 265 for the title XX social services  
12 block grant for use by the district for eligible title XX services  
13 and/or to the credit of the office of children and family services  
14 federal health and human services fund - 265 local assistance,  
15 federal day care account for use by the district for eligible child  
16 care expenditures under the state block grant for child care, within  
17 the percentages established by the state in accordance with the  
18 federal social security act and related federal regulation. Any  
19 funds transferred at a district's request to the title XX social  
20 services block grant shall be used by the district for eligible  
21 title XX social services provided in accordance with the provisions  
22 of the federal social security act and the social services law to  
23 children or their families whose income is less than 200 percent of  
24 the federal poverty level applicable to the family size involved.  
25 Any funds transferred at a district's request to the office of chil-  
26 dren and family services federal health and human services fund -  
27 265 local assistance, federal day care account shall be made avail-  
28 able to the district for use for eligible child care expenditures in  
29 accordance with the applicable provisions of federal law and regu-  
30 lations relating to federal funds included in the state block grant  
31 for child care and in accordance with applicable state law and regu-  
32 lations of the office of children and family services. Any claims  
33 made by a social services district for expenditures made for child  
34 care during a particular federal fiscal year, other than claims made  
35 under title XX of the federal social security act, shall be counted  
36 against the social services district's block grant for child care  
37 for that federal fiscal year. Each social services district must  
38 certify to the department of family assistance, within 90 days of  
39 enactment of the budget but before August 15, 2009, the amount of  
40 funds it wishes to have transferred under this provision.  
41 Notwithstanding any other provision of law, the amount of the funds  
42 that each district expends on child welfare services from its flexi-  
43 ble fund for family services funds and any flexible fund for family  
44 services funds transferred at the district's request to the title XX  
45 social services block grant must, to the extent that families are  
46 eligible therefore, be equal to or greater than the district's  
47 portion of the \$342,322,341 statewide child welfare threshold  
48 amount, which shall be established pursuant to a formula developed  
49 by the office of temporary and disability assistance and the office  
50 of children and family services and approved by the director of the  
51 budget.  
52 Notwithstanding any other provision of law including the state finance  
53 law and any local procurement law, at the request of a social  
54 services district and with the approval of the director of the budg-  
55 et, a portion of the funds so appropriated may be retained by the  
56 office of temporary and disability assistance for use by such office  
57 or for transfer or suballocation to the department of labor, the  
58 department of health and/or the office of children and family  
59 services to provide centralized administrative services, including  
60 but not limited to issuing requests for proposals; entering into,  
61 processing and/or amending contracts with existing providers for any

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1 services eligible for funding under the flexible fund for family  
2 services for which the applicable state agency has a contractual  
3 relationship or had a contractual relationship during state fiscal  
4 year 2004-05 or thereafter, and providing vendor payments .....  
5 964,600,000 ..... (re. \$35,262,000)  
6 For allocation to local social services districts, notwithstanding any  
7 inconsistent provision of law, and without state or local financial  
8 participation, for costs of operating the summer youth programs  
9 providing full wage subsidy paid summer employment and associated  
10 supportive services to eligible individuals under the state plan for  
11 the temporary assistance for needy families block grant. Notwith-  
12 standing any other inconsistent law to the contrary, the commis-  
13 sioner of any department of social services may assign all or a portion  
14 of moneys appropriated herein on behalf of such department of social  
15 services to the workforce investment board designated by such  
16 commissioner and upon receipt of such monies, any such workforce  
17 investment board shall be obligated to utilize such funds consistent  
18 with the purposes of this appropriation. Funds appropriated herein  
19 shall be allocated to local social services districts in accordance  
20 with a methodology that shall be based on allocations for the prior  
21 state fiscal year and on a district's relative share of persons aged  
22 14 to 20 living in households whose incomes do not exceed 200  
23 percent of the federal poverty level. At the request of local social  
24 services districts, funds not used for costs of the summer youth  
25 program may be transferred to the credit of the district's allo-  
26 cation of the flexible fund for family services; provided, however,  
27 that a minimum of \$32,000,000 will be used for the summer youth  
28 program ... 35,000,000 ..... (re. \$162,000)  
29 For allocation to local social services districts to first provide  
30 intensive case services to families who are in receipt of public  
31 assistance and whose cases are in sanction status due to non-compli-  
32 ance with participation in countable federal work activities. Such  
33 services shall include, but not be limited to, clarification of  
34 information regarding the reason for the sanction and the methods  
35 for curing the sanction, a needs assessment regarding non-compliance  
36 that addresses barriers to compliance, assessment of any material  
37 needs that require immediate attention, and the development of a  
38 plan to bring the family into compliance, including information  
39 about any community-based services that may help to address the  
40 family's needs and help to bring the family into compliance. In no  
41 instance shall such services include activities conducted by local  
42 social services districts for fraud detection purposes. Such  
43 services may be provided through mailed notices, office appoint-  
44 ments, home visits, or telephone contact, provided, however, that  
45 local districts shall use alternative means for contacting families,  
46 such as telephone contact or home visits, if the family is not  
47 responsive to letters requiring them to attend an office appoint-  
48 ment. In the event that all sanctioned cases have been adequately  
49 addressed, similar intensive case services may be provided to other  
50 families who are in receipt of public assistance and who, although  
51 not in sanction status, are not meeting the requirements of section  
52 335-b of the social services law. Allocation of such funds shall be  
53 based solely upon the number of temporary assistance cases that are  
54 not in compliance with required participation in countable federal  
55 work activities in each local social services district with an  
56 approved plan as a percentage of such cases statewide in districts  
57 with approved plans ... 3,000,000 ..... (re. \$380,000)  
58 For services and expenses related to providing additional funding for  
59 subsidies and quality activities at the state university of New  
60 York, provided that of such amount, \$880,000 shall be available to  
61 community colleges and \$1,080,000 shall be available to state oper-

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1        ated campuses. Funds appropriated herein may be transferred to the  
2        office of children and family services for such services .....

3        1,960,000 ..... (re. \$490,000)

4        For preventive services to eligible individuals and families under the  
5        state plan for the federal temporary assistance for needy families  
6        block grant whose incomes do not exceed 200 percent of the federal  
7        poverty level, including but not limited to: intensive case manage-  
8        ment and related services for families with children at risk of  
9        foster care placement due to the presence of alcohol and/or  
10       substance abuse in the household; family preservation services,  
11       centers and programs; foster care diversion demonstrations; and  
12       nonprofit provider collaborations with family treatment courts. Such  
13       funds are available pursuant to a plan prepared by the office of  
14       children and family services and approved by the director of the  
15       budget to continue or expand existing programs with existing  
16       contractors that are satisfactorily performing as determined by the  
17       office of children and family services, to award new contracts to  
18       continue programs where the existing contractors are not satisfac-  
19       torily performing as determined by the office of children and family  
20       services and/or award new contracts through a competitive process.  
21       Provided that, of the funds appropriated herein, at least \$2,600,000  
22       shall be available for programs providing post adoption services ...  
23       18,793,000 ..... (re. \$7,825,000)

24       For services and expenses related to the advantage afterschool  
25       program. Such funds are to be available pursuant to a plan prepared  
26       by the office of children and family services and approved by the  
27       director of the budget to extend or expand current contracts with  
28       community based organizations, to award new contracts to continue  
29       programs where the existing contractors are not satisfactorily  
30       performing as determined by the office of children and family  
31       services and/or to award new contracts through a competitive process  
32       to community based organizations ... 11,391,000 ..... (re. \$766,000)

33       For services and expenses related to the home visiting program. Such  
34       funds are to be available pursuant to a plan prepared by the office  
35       of children and family services and approved by the director of the  
36       budget to continue or expand existing programs with existing  
37       contractors that are satisfactorily performing as determined by the  
38       office of children and family services, to award new contracts to  
39       continue programs where the existing contractors are not satisfac-  
40       torily performing as determined by the office of children and family  
41       services and/or to award new contracts through a competitive proc-  
42       ess. Services funded through such appropriation shall be made avail-  
43       able to families with children whose incomes do not exceed 200  
44       percent of the federal poverty level applicable to the family size  
45       involved ... 5,822,000 ..... (re. \$1,639,000)

46       For services and expenses, notwithstanding any other provision of law,  
47       relating to initiating and/or continuing program modifications  
48       and/or providing services including, but not limited to, demon-  
49       strated effective programs such as evidence-based initiatives for  
50       alternatives to detention for persons alleged or determined to be in  
51       need of supervision or otherwise at risk of placement in the juve-  
52       nile justice system and for services and expenses related to reduc-  
53       ing office of children and family services institutional placements  
54       through program modifications and/or services including, but not  
55       limited to, demonstrated effective programs such as evidence-based  
56       initiatives to divert youth at-risk of placement with the office of  
57       children and family services and/or as alternatives to residential  
58       placements with such office ... 10,752,000 ..... (re. \$1,297,000)

59       For services and expenses of the community reinvestment program in  
60       communities that demonstrate the highest need as determined by the  
61       office of children and family services based proportionately on the



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1 number of children placed from such communities into the custody of  
2 such office; to reduce detention or divert residential placements  
3 within the juvenile justice system through program modifications  
4 and/or services, which may include, but are not limited to, demon-  
5 strated effective programs such as evidence-based initiatives to  
6 divert youth at-risk of detention and/or youth at-risk of placement  
7 ... 5,000,000 ..... (re. \$4,293,000)  
8 For those services and expenses provided to eligible individuals and  
9 families in accordance with the state plan for the temporary assist-  
10 ance for needy families block grant by existing Settlement Houses;  
11 provide, however, that the funds may be made available without  
12 regard to the limitations on the amount of grants provided to, and  
13 the requirements for fundraising by such programs as set forth in  
14 article ten-b of title six of the social services law .....  
15 6,000,000 ..... (re. \$1,520,000)  
16 For services and expenses related to the provision of non-residential  
17 domestic violence. Such funds may be suballocated or otherwise made  
18 available to the office of children and family services. Local social  
19 services districts are encouraged to collaborate with non-profit  
20 providers in the provision of such services .....  
21 3,000,000 ..... (re. \$23,000)  
22 For services and expenses of not-for-profit and voluntary agencies  
23 providing support services to the caretaker relative of a minor  
24 child when such services are provided to eligible individuals and  
25 families under the state plan for the federal temporary assistance  
26 for needy families block grant whose incomes do not exceed 200  
27 percent of the federal poverty level. Such funds are available  
28 pursuant to a plan prepared by the office of children and family  
29 services and approved by the director of the budget to continue or  
30 expand existing programs with existing contractors that are satis-  
31 factorily performing as determined by the office of children and  
32 family services, to award new contracts to continue programs where  
33 the existing contractors are not satisfactorily performing as deter-  
34 mined by the office of children and family services and/or to award  
35 new contracts through a competitive process .....  
36 1,998,000 ..... (re. \$132,000)  
37 For services of the BRIDGE program, provided however, that, unless  
38 otherwise determined by the director of the budget, the rate of  
39 state financial participation shall be the same rates as required in  
40 the month immediately preceding December, 1996. Funds shall be made  
41 available and/or suballocated to the state university of New York  
42 for services and expenditures of the BRIDGE program and may be  
43 transferred to the state university of New York for personal and  
44 nonpersonal service costs and other expenses incurred in administer-  
45 ing the provision of such services to eligible individuals and fami-  
46 lies. A portion of the funds may be transferred to the office of  
47 temporary and disability assistance state operations for personal  
48 and nonpersonal service costs incurred by the office in administer-  
49 ing the program. Funds made available herein shall be used for  
50 services to eligible individuals and families who, upon determi-  
51 nation of eligibility for such program, are receiving public assist-  
52 ance benefits under the state plan for the temporary assistance for  
53 needy families block grant or whose public assistance case includes  
54 a dependent child under the age of 18 or under the age of 19 if the  
55 child is attending secondary school and is in receipt of safety net  
56 assistance. To the extent that sufficient numbers of eligible public  
57 assistance recipients are not available, funds may be used to serve  
58 individuals and families not in receipt of public assistance, but  
59 eligible under the state plan for the temporary assistance for needy  
60 families block grant ... 8,503,000 ..... (re. \$265,000)  
61

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1 For services related to the continuation of displaced homemaker  
2 services. Such funds may be available to provide displaced homemaker  
3 services to eligible individuals and families whose incomes do not  
4 exceed 200 percent of the federal poverty level, provided that such  
5 services to eligible persons not in receipt of public assistance  
6 shall not constitute "assistance" under applicable federal regu-  
7 lations, and may be used for state agency contractors, or aid to  
8 social services districts, provided, further, that no more than ten  
9 percent of the funds made available herein may be used for program  
10 administration at each individual displaced homemaker center. Each  
11 program administrator shall prepare and submit an annual report by  
12 December 1, 2008, to the office of temporary and disability assist-  
13 ance, the chair of the senate committee on social services, children  
14 and families and the assembly chair of the committee on social  
15 services, on the summary of activities, including but not limited to  
16 the number of eligible recipients, and the outcome for each recipi-  
17 ent together with a summary of revenues and expenses including all  
18 salaries ... 5,600,000 ..... (re. \$282,000)

19 For services related to the development of technology assisted learn-  
20 ing programs at the educational opportunity centers. Such funds may  
21 be transferred, suballocated or otherwise made available in accord-  
22 ance with a memorandum of understanding between the office of tempo-  
23 rary and disability assistance and the state university of New York.  
24 Provided, however, that funds appropriated herein shall be used to  
25 provide basic educational skills, job readiness training, and occu-  
26 pational training to program participants who are eligible individ-  
27 uals and families under the state plan for the federal temporary  
28 assistance for needy families block grant whose incomes do not  
29 exceed 200 percent of the federal poverty level. Of the funds appro-  
30 priated herein, up to \$500,000 shall be available without state or  
31 local financial participation for the development of technology  
32 assisted learning programs provided by community based organizations  
33 which serve eligible individuals living with HIV/AIDS .....  
34 7,000,000 ..... (re. \$7,000,000)

35 For services and expenses of programs providing literacy training,  
36 work place literacy instruction and english as a second language  
37 instruction to eligible individuals and families under the state  
38 plan for the federal temporary assistance for needy families block  
39 grant, including, but not limited to, programs which offer intergen-  
40 erational educational models intended to increase work place  
41 preparedness, and english as a second language programs which appro-  
42 priately address the specific linguistic and cultural needs of the  
43 participants and the language skill needs of non-english speaking  
44 workers that relate to work place safety. Of the amount appropriated  
45 herein, at least \$500,000 shall be available for literacy training  
46 and english as a second language instruction to individuals and  
47 families, who upon determination of eligibility for such services,  
48 are in receipt of public assistance and lack a literacy level equiv-  
49 alent to the ninth month of eighth grade or who have english  
50 language proficiency equal to a score of 34 or less on the NYS PLACE  
51 test or an equivalent score on a comparable test .....  
52 3,000,000 ..... (re. \$3,000,000)

53 For services related to the provision of transportation services to  
54 eligible individuals and families under the state plan for the  
55 temporary assistance for needy families block grant for the purpose  
56 of transportation to and from employment or other allowable activ-  
57 ities. Such amount shall be available for distribution to social  
58 services districts and may be made available and/or suballocated to  
59 the department of transportation .....  
60 2,200,000 ..... (re. \$780,000)

61

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1 For the services of the Rochester-Genesee Regional Transportation  
2 Authority for the provision of transportation services to eligible  
3 individuals and families, for the purpose of transportation to and  
4 from employment or other allowable work activities .....  
5 2,000,000 ..... (re. \$13,000)  
6 For the services of Centro of Oneida for the implementation of  
7 programs, or the provision of additional transportation services to  
8 such eligible individuals and families, for the purpose of transpor-  
9 tation to and from employment or other allowable work activities ...  
10 125,000 ..... (re. \$17,000)  
11 For services of wheels for work programs to enhance and/or expand the  
12 program to assist such eligible individuals and families to procure,  
13 repair, finance, and/or insure vehicles needed for transportation to  
14 and from employment or allowable work activities to attain or main-  
15 tain self-sufficiency ... 7,000,000 ..... (re. \$1,224,000)  
16 For the services of a wage subsidy program for eligible individuals  
17 and families under the state plan for the federal temporary assist-  
18 ance for needy families block grant. Eligible not-for-profit commu-  
19 nity based organizations in social services districts shall adminis-  
20 ter a program that enables employers to offer subsidized employment,  
21 including but not limited to, expanded supportive transitional work  
22 activities for such eligible individuals and families consistent  
23 with the provisions of section 336-e and section 336-f of the social  
24 services law, as applicable. Provided that, of the \$4,000,000, not  
25 less than \$2,500,000 shall be for programs in social services  
26 districts with a population in excess of two million. Preference  
27 shall be given to proposals that include provisions for job  
28 retention, case management and job placement services. Participation  
29 in the program by such eligible individuals and families shall be  
30 limited to one year. Participating employers shall make reasonable  
31 efforts to retain individuals served by the program .....  
32 14,000,000 ..... (re. \$5,353,000)  
33 For services, notwithstanding any inconsistent provision of law, and  
34 without state or local financial participation, of the career path-  
35 ways program for not for profit, community based agencies providing  
36 coordinated, comprehensive employment services beyond the level  
37 currently funded by social services districts to eligible individ-  
38 uals and families under the state plan for the federal temporary  
39 assistance to needy families block grant, whose incomes do not  
40 exceed two hundred percent of the federal poverty level and, unless  
41 in receipt of public assistance, whose participation in such a  
42 program would not constitute "assistance" under federal temporary  
43 assistance for needy families block grant regulations. Such funds  
44 are to be made available to establish a career pathways program to  
45 link education and occupational training to subsequent employment  
46 through a continuum of educational programs and integrated support  
47 services to enable temporary assistance for needy families eligible  
48 participants, including disconnected young adults, ages sixteen to  
49 twenty-four, to advance over time both to higher levels of education  
50 and to higher wage jobs in targeted occupational sectors. With funds  
51 appropriated herein, the office of temporary and disability assist-  
52 ance in consultation with the department of labor shall establish  
53 the career pathways program and provide technical support, as need-  
54 ed, to provide education, training, and job placement for low-income  
55 individuals, age sixteen and older. Preference shall be given to  
56 eighteen to twenty-four year olds who are unemployed or underem-  
57 ployed, in areas of the state with demonstrated labor market needs  
58 and unemployment rates that are greater than the appropriate or  
59 comparative rate of employment for the region, and to persons in  
60 receipt of family assistance and/or safety net assistance. Of the  
61 amounts appropriated herein up to \$75,000 may be transferred to the

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1 office of temporary and disability assistance state operation appro-  
 2 priation for personal and non-personal service costs incurred by the  
 3 agency in administering such program. Of the amounts appropriated,  
 4 at least sixty percent shall be available for services to eighteen  
 5 to twenty-four year olds, with remaining funds available to recipi-  
 6 ents of family assistance and/or safety net assistance, without age  
 7 restrictions, and sixteen to seventeen year old self-supporting  
 8 individuals who are heads of household. The office of temporary and  
 9 disability assistance in consultation with the department of labor  
 10 shall develop a request for proposals and shall receive, review, and  
 11 assess applications. In selecting proposals, the office of temporary  
 12 and disability assistance and the department of labor shall give  
 13 preference to programs that demonstrate community-based collabor-  
 14 ations with education and training providers and employers in the  
 15 region. Such education and training providers may include, but not  
 16 be limited to general equivalency diplomas programs, community  
 17 colleges, junior colleges, business and trade schools, vocational  
 18 institutions, and institutions with baccalaureate degree-granting  
 19 programs; programs that provide for a career path or career paths,  
 20 as supported by identified local employment needs; programs that  
 21 provide employment services, including but not limited to, post-sec-  
 22 ondary training designed to meet the needs of employers in the local  
 23 labor market, or catchment area; programs that include education and  
 24 training components, such as remedial education, individual training  
 25 plans, pre-employment training, workplace basic skills, and literacy  
 26 skills training. Such education and training must include insti-  
 27 tutions, industry associations, or other credentialing bodies for  
 28 the purpose of providing participants with certificates, diplomas,  
 29 or degrees; projects that provide comprehensive student support  
 30 services, including but not limited to tutoring, mentoring, child  
 31 care, after school program access, transportation, and case manage-  
 32 ment, as part of the individual training plan. Preference shall be  
 33 given to proposals that include not-for-profit collaborations with  
 34 education, training, or employer stakeholders in the region;  
 35 programs which leverage additional community resources and provide  
 36 participant support services; training that result in job placement;  
 37 and education that links participants with occupational skills  
 38 training and/or employer-related credentials, credits, diplomas or  
 39 certificates ... 10,000,000 ..... (re. \$5,174,000)  
 40 For services related to the green jobs corps program to be awarded to  
 41 social services districts on a competitive basis for comprehensive  
 42 employment services beyond the level currently funded by social  
 43 services districts to eligible individuals and families under the  
 44 state plan for the federal temporary assistance to needy families  
 45 block grant, with priority given to public assistance recipients.  
 46 Such funds are to be made available to establish a green jobs corps  
 47 program to provide subsidized employment that links low or no income  
 48 individuals, particularly those facing greater barriers to employ-  
 49 ment, to incremental job skills training, basic education, GED prep-  
 50 aration, job placement, job retention, and career advancement oppor-  
 51 tunities in entry-level high-growth energy efficiency and  
 52 environmental conservation industries, including but not limited to  
 53 weatherization, building construction and retrofitting, environ-  
 54 mental remediation, renewable energy, and natural resource preserva-  
 55 tion. The green jobs corps program shall provide job readiness and  
 56 hard skills training to prepare participants for subsidized employ-  
 57 ment placement consisting of up to 35 hours per week of paid employ-  
 58 ment. Such program shall consist of job readiness training as inten-  
 59 sive preparation for subsidized employment and advanced training.  
 60 Such training shall include but not be limited to soft skills train-  
 61 ing, such as attitudinal training, career development, and introduc-

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1 tion to basic computer literacy skills; hard skills training,  
 2 including but not limited to basic construction (electrical, plumb-  
 3 ing and carpentry), environmental remediation, weatherization,  
 4 building retrofits, renewable energy, and natural resource preserva-  
 5 tion. Districts will provide program participants with available  
 6 supportive services to support program participation and completion,  
 7 which may include but not be limited to child care, transportation,  
 8 and other necessary services. In conjunction with the subsidized  
 9 employment, funds may be used to provide adult basic education and  
 10 GED preparation for program participants. Preference shall be given  
 11 to districts with opportunities for jobs in the sectors specified  
 12 above and for counties with unemployment rates that exceed the  
 13 statewide average. Up to twenty-five percent of program participants  
 14 may be eighteen to twenty-four year olds including individuals not  
 15 in receipt of public assistance, with remaining participants to  
 16 include public assistance recipients targeting those formerly incar-  
 17 cerated individuals, including non-custodial parents who were  
 18 formerly incarcerated or who have a criminal history and who can  
 19 attest to such parental relationship and make that information  
 20 available to local social services districts child support unit.  
 21 Districts must demonstrate that these subsidized positions will not  
 22 replace existing funding or staff doing equivalent work .....

23 5,000,000 ..... (re. \$1,252,000)  
 24 For services related to the health care jobs program for social  
 25 services districts providing coordinated, comprehensive employment  
 26 services beyond the level currently funded by social services  
 27 districts to eligible individuals and families under the state plan  
 28 for the federal temporary assistance to needy families block grant.  
 29 Such funds are to be made available to social services districts,  
 30 with priority to districts with over 1,500 active adults in receipt  
 31 of public assistance in households with dependent children, to train  
 32 individuals for placement into employment in the health care sector,  
 33 and to establish temporary subsidized employment opportunities for  
 34 TANF eligible adults for up to one year in the health sector includ-  
 35 ing community health outreach positions and other suboccupations  
 36 within the sector. Low-income employees supported by this program  
 37 may help provide information and education to assist low-income  
 38 individuals with obtaining and maintaining eligibility for public  
 39 health care programs, connecting to primary and preventive care  
 40 services, reducing reliance on emergency rooms for basic care,  
 41 wellness education, on such topics including but not limited to  
 42 weight management, exercise and nutrition, stress management, and  
 43 with accessing benefits under other work support programs. With  
 44 funds appropriated herein and allocated to social service districts,  
 45 the office of temporary and disability assistance shall establish  
 46 the health care jobs program and provide technical support, as  
 47 needed, to provide employment opportunities to low-income workers in  
 48 the health care industry, including adults with limited english  
 49 proficiency. Each social services district shall submit a plan for  
 50 its health care jobs program. Districts must comply with the  
 51 nondisplacement provisions of sections 336-e and 336-f of the social  
 52 services law when establishing subsidized employment positions  
 53 funded through the health care jobs program .....

54 5,000,000 ..... (re. \$819,000)  
 55 For services related to a Nurse-Family Partnership program for eligi-  
 56 ble individuals and families under the state plan for the federal  
 57 temporary assistance for needy families block grant. Such funds are  
 58 to be made available to social services districts to establish or  
 59 fund Nurse-Family Partnership programs to provide supportive  
 60 services to temporary assistance for needy families eligible indi-  
 61 viduals aimed at: improving pregnancy outcomes by helping first time

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1        mothers and pregnant women engage in sound preventive health prac-  
2        tices, including education on receiving thorough prenatal care from  
3        their healthcare providers, improving diets, and reducing the use of  
4        cigarettes, alcohol and illegal substances; improving child health  
5        and development by helping parents provide responsible and competent  
6        care; and improving the economic self-sufficiency of the family by  
7        helping parents develop a vision for their own future, plan future  
8        pregnancies, continue their education and find work, as appropriate.  
9        Provided that no funds expended under this provision may be used to  
10       provide actual medical care ... 5,000,000 ..... (re. \$2,403,000)  
11       For services related to a supportive housing program for families and  
12       for young adults age 18 to 25, who are eligible for benefits under  
13       the state plan for the federal temporary assistance for needy fami-  
14       lies block grant. Such supportive housing program shall be designed  
15       to enhance the employability, self-sufficiency, and/or family  
16       stability of residents, and prevent out-of-wedlock pregnancies among  
17       young adult residents. Eligible families shall include: homeless  
18       families; families at risk of exceeding, and those that have  
19       exceeded, their TANF assistance time limit; families with multiple  
20       barriers to employment and housing stability; families at risk for  
21       foster care placement; and those that are reunited after placements.  
22       Eligible young adults shall include: young adults aging out of the  
23       foster care system; runaway and homeless youth; and youth subject to  
24       criminal charges who are at risk for incarceration. Provided that,  
25       of the \$5,000,000 up to \$1,000,000 shall be available to continue  
26       existing services or to expand services provided to eligible young  
27       adults ... 5,000,000 ..... (re. \$626,000)  
28       For services related to the homelessness intervention program for  
29       eligible individuals and families under the state plan for the  
30       federal temporary assistance for needy families block grant. These  
31       funds shall be available to not-for-profit organizations designed to  
32       provide services to prevent homelessness or to secure permanent  
33       housing, including but not limited to landlord/tenant conflict  
34       resolution, legal services, outreach and referral for other eligible  
35       services and benefits to stabilize households, and relocation  
36       assistance ... 5,000,000 ..... (re. \$4,037,000)  
37       For services of programs, in social services districts with a popu-  
38       lation in excess of two million, that meet the emergency needs of  
39       homeless individuals and families and those at risk of becoming  
40       homeless who are eligible for benefits under the state plan for the  
41       temporary assistance for needy families block grant. Such programs  
42       shall have demonstrated experience in providing services to meet the  
43       emergency needs of homeless individuals and families and those at  
44       risk of becoming homeless, including crisis intervention services,  
45       eviction prevention services, mobile emergency feeding services, and  
46       summer youth services ... 2,000,000 ..... (re. \$60,000)  
47       For services and expenses, established pursuant to chapter 58 of the  
48       laws of 2006, related to providing intensive employment and other  
49       supportive services, including job readiness and job placement  
50       services to noncustodial parents who are unemployed or who are work-  
51       ing less than 20 hours per week; who are recipients of public  
52       assistance or whose incomes do not exceed 200 percent of the federal  
53       poverty level; and who have a child support order payable through  
54       the support collection unit of a social services district .....  
55       2,764,000 ..... (re. \$304,000)  
56       For services in accordance with a memorandum of understanding between  
57       the state education department, office of vocational and educational  
58       services for individuals with disabilities (VESID) and the office of  
59       temporary and disability assistance, for work activities for eligi-  
60       ble individuals and families under the state plan for the federal  
61       temporary assistance for needy families block grant whose incomes do

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1 not exceed 200 percent of the federal poverty level, and to provide  
2 comprehensive, intensive services to assist such individuals with  
3 disabilities in achieving employment. To the extent allowable, such  
4 allocation shall be used for work activities that can be credited  
5 toward the participation rate requirements set forth in the federal  
6 personal responsibility and work opportunity reconciliation act of  
7 1996 ... 1,500,000 ..... (re. \$1,500,000)  
8 For services, related to transitional jobs programs administered by  
9 social services districts with employment opportunities established  
10 in public or private organizations including community based agen-  
11 cies. Eligible social services districts must establish a plan to  
12 provide coordinated, comprehensive employment services beyond the  
13 level currently funded by the social services district to eligible  
14 individuals and families under the state plan for the federal tempo-  
15 rary assistance for needy families block grant. Such funds are to be  
16 made available to establish a transitional jobs program to provide a  
17 subsidized employment placement for up to twelve months for up to 40  
18 hours per week of paid employment, with the requirement that all  
19 program participants receive at least 105 hours of paid education  
20 and training activities linked directly to local employment  
21 opportunities in sectors with substantial opportunities for  
22 continued unsubsidized employment, including but not limited to  
23 child care, health care, social and human services, clerical  
24 administrative assistance, transportation and construction/outdoor  
25 maintenance, to enable temporary assistance for needy families  
26 eligible participants, including disconnected young adults, ages  
27 eighteen to twenty-four, to obtain the job skills and education to  
28 advance into unsubsidized work at the end of the transitional  
29 employment period. Public or private organizations receiving funds  
30 appropriated herein shall report to the office of temporary and  
31 disability assistance on the average hourly wage paid to individuals  
32 participating in the program herein described. With funds  
33 appropriated herein, the office of temporary and disability  
34 assistance shall establish the transitional jobs program and provide  
35 technical support, as needed, to enable social services districts to  
36 develop transitional jobs programs that provide education, training,  
37 and job placement for low or no income individuals. Preference shall  
38 be given to persons in receipt of public assistance, formerly  
39 incarcerated individuals, and non-custodial parents who were  
40 formerly incarcerated or who have a criminal history and who can  
41 attest to such parental relationship and make that information  
42 available to social services district child support units. The  
43 office of temporary and disability assistance shall establish  
44 allocations to social services districts with priority to areas of  
45 the state with unemployment rates that exceed the statewide average.  
46 Each participating district must submit a plan for its transitional  
47 jobs program that outlines the employment opportunities and  
48 education and training that will be provided to prepare individuals  
49 for unsubsidized employment. Districts will be encouraged to  
50 leverage services available through community-based education and  
51 training providers and target training to the needs of employers in  
52 the region. Such education and training providers may include, but  
53 not be limited to general equivalency diplomas programs, adult basic  
54 education, English as a second language programs, community  
55 colleges, junior colleges, business and trade schools, vocational  
56 institutions, and institutions with baccalaureate degree-granting  
57 programs, programs that provide employment services, including but  
58 not limited to programs that include education and training  
59 components, such as remedial education, individual training plans,  
60 pre-employment training, workplace basic skills, and literacy skills  
61 training. In those instances where program participants do not have

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1 a high school diploma or equivalent, preference shall be given to  
 2 providing adult basic education services that will enable the  
 3 participant to obtain an equivalency diploma. Additionally, training  
 4 that provides employment related credential, credits or certificates  
 5 to support future employment opportunities is preferred. As part of  
 6 the individual training plan, projects are encouraged to provide  
 7 comprehensive student support services, including but not limited to  
 8 tutoring, mentoring, child care, after school program access,  
 9 transportation, financial development services, referrals for public  
 10 benefits, and case management. Districts must comply with the  
 11 nondisplacement provisions of sections 336-e and 336-f of the social  
 12 services law when establishing subsidized employment positions  
 13 funded through the transitional jobs program .....  
 14 25,000,000 ..... (re. \$4,763,000)  
 15

16 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
 17 section 1, of the laws of 2010:

18 For services and expenses under the temporary assistance for needy  
 19 families block grant, including but not limited to the family  
 20 assistance program, emergency assistance to families program, and  
 21 safety net program.

22 Such funds are to be available for payment of aid heretofore accrued  
 23 or hereafter to accrue to municipalities. Subject to the approval of  
 24 the director of the budget, such funds shall be available to the  
 25 department of family assistance net of disallowances, refunds,  
 26 reimbursements, and credits including, but not limited to, addi-  
 27 tional federal funds resulting from any changes in federal cost  
 28 allocation methodologies.

29 Notwithstanding any inconsistent provision of law, the amount herein  
 30 appropriated may be increased or decreased by interchange with any  
 31 other appropriation within the office of temporary and disability  
 32 assistance federal fund - local assistance account with the approval  
 33 of the director of the budget, who shall file such approval with the  
 34 department of audit and control and copies thereof with the chairman  
 35 of the senate finance committee and the chairman of the assembly  
 36 ways and means committee.

37 Funds appropriated herein, as matched by state and local funds in  
 38 accordance with section 153 of the social services law, may be used  
 39 to provide rent supplements at local option to family assistance  
 40 households and to cases that include a child in receipt of safety  
 41 net assistance in order to prevent eviction and address homelessness  
 42 in accordance with social services district plans approved by the  
 43 office of temporary and disability assistance and the director of  
 44 the budget, provided, however, that such supplements shall not be  
 45 part of the standard of need pursuant to section 131-a of the social  
 46 services law.

47 Amounts appropriated herein shall, subject to the approval of the  
 48 director of the budget, be used to reimburse social services  
 49 districts for 100 percent of the expenditures for foster care made  
 50 on and after October 1, 2008 provided to children eligible for emer-  
 51 gency assistance for families, other than juvenile justice services  
 52 and other than tuition costs for foster care children who are eligi-  
 53 ble for emergency assistance for families and are in the custody of  
 54 the commissioner of any local social services district with a popu-  
 55 lation in excess of two million persons and, subject to the approval  
 56 of the director of the budget, the commissioner of the office of  
 57 children and family services, in consultation with the commissioner  
 58 of labor and the commissioner of the office of temporary and disa-  
 59 bility assistance, may exclude foster care and foster care adminis-  
 60 tration costs incurred on behalf of children in foster care place-  
 61 ments who are at least 19 years of age.



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1 Notwithstanding section 153 of the social services law and any other  
2 inconsistent provision of the social services law or this chapter,  
3 the commissioner of the office of temporary and disability assist-  
4 ance, upon consultation with the commissioner of the office of chil-  
5 dren and family services and subject to the approval of the director  
6 of the budget, may reduce federal financial participation in the  
7 cost of eligible public assistance expenses, including but not  
8 limited to, the family assistance program, the emergency assistance  
9 for families program and their administration paid to social  
10 services districts by the amount of federal financial participation  
11 received by each district for foster care pursuant to this provision  
12 and shall require each district to be responsible for 100 percent of  
13 the additional non-federal cost that results from such reduction in  
14 federal financial participation in an amount not to exceed the actu-  
15 al amount of federal temporary assistance for needy families funds  
16 for foster care provided to children eligible for emergency assist-  
17 ance for families pursuant to this appropriation. The commissioner  
18 of the office of temporary and disability assistance may require  
19 each social services district to make necessary adjustments in  
20 claims for eligible public assistance expenses to effectuate the  
21 reduction in federal financial participation required herein.

22 Notwithstanding section 153 of the social services law and any other  
23 inconsistent provision of the social services law or this chapter,  
24 the commissioner of the office of temporary and disability assist-  
25 ance may not reduce federal financial participation in local admin-  
26 istrative expenses for a social services district until the  
27 reduction in federal financial participation in all other expendi-  
28 tures for such public assistance programs has been reduced by 95  
29 percent of estimated expenditures otherwise eligible for federal  
30 financial participation unless otherwise waived by the commissioner  
31 ... 1,271,225,000 ..... (re. \$263,468,000)  
32

33 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
34 section 1, of the laws of 2011, is hereby amended and reappropriated  
35 to read:

36 Notwithstanding any inconsistent provision of law, the funds appropri-  
37 ated herein, shall be available for transfer to the federal health  
38 and human services fund - 265, federal day care account to continue  
39 operation of and support existing enrollment in the child care  
40 facilitated enrollment pilot programs which expand access to child  
41 care subsidies for working families living or employed in the Liber-  
42 ty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the  
43 county of Monroe, with income up to 275 percent of the federal  
44 poverty level. Of the amount appropriated herein, \$2,500,000 shall  
45 be made available for Monroe county, and \$6,000,000 shall be made  
46 available for all other projects. Up to \$250,000 shall be made  
47 available to the current designated administrator in the county of  
48 Monroe, or to a successor administrator designated by the current  
49 administration to administer such county's program and to implement  
50 a plan approved by the office of children and family services; and  
51 up to \$600,000 shall be made available to the Consortium for Worker  
52 Education, Inc., or other designated successor, to administer and to  
53 implement a plan approved by the office of children and family  
54 services for the programs in the Liberty Zone, and the boroughs of  
55 Brooklyn, Queens and Bronx. Each pilot program administrator shall  
56 prepare and submit to the office of children and family services,  
57 the chair of the senate committee on children and families and  
58 social services, the chair of the assembly committee on children and  
59 families, the chair of the assembly committee on social services,  
60 the chair of the senate committee on labor, and the chair of the  
61 assembly committee on labor, an evaluation of the pilot with recom-

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1 mendations for continuation or dissolution of the program supported  
2 by appropriate documentation. Such evaluation shall include avail-  
3 able, information regarding the pilot programs or participants in  
4 the pilot programs, absent identifying information, including but  
5 not limited to: the number of income-eligible children of working  
6 parents with income greater than 200 percent but at or less than 275  
7 percent of the federal poverty level; the ages of the children  
8 served by the project, the number of families served by the project  
9 who are in receipt of family assistance, the factors that parents  
10 considered when searching for child care, the factors that barred  
11 the families' access to child care assistance prior to their enroll-  
12 ment in the pilot program, the number of families who receive a  
13 child care subsidy pursuant to this program who choose to use such  
14 subsidy for regulated child care, and the number of families who  
15 receive a child care subsidy pursuant to this program who choose to  
16 use such subsidy to receive child care services provided by a legal-  
17 ly exempt provider. Such report shall be submitted by the applicable  
18 project administrator, on or before October 1, 2009, provided that  
19 if such report is not received by October 1, 2009, reimbursement for  
20 administrative costs shall be either reduced or withheld, and fail-  
21 ure of an administrator to submit a timely report may jeopardize  
22 such program's funding in future years. Expenses related to the  
23 development of the evaluation of the pilot programs shall be paid  
24 from the pilot program's administrative set-aside or non-state  
25 funds. The remaining portion of the project's funds shall be allo-  
26 cated by the office of children and family services to the local  
27 social services districts where the recipient families reside as  
28 determined by the project administrator based on projected needs and  
29 cost of providing child care subsidy payments to working families  
30 enrolled in the child care subsidy program through the pilot initi-  
31 ative, provided however that the office of children and family  
32 services shall not reimburse subsidy payments in excess of the  
33 amount the subsidy funding appropriated herein can support and the  
34 applicable local social services district shall not be required to  
35 approve or pay for subsidies not funded herein.

36 The total number of slots for pilot programs located within the city  
37 of New York shall not exceed one thousand during fiscal year  
38 2009-2010. Vacancies in child care slots may be filled at such time  
39 as the total enrollment of the New York city pilot program is less  
40 than one thousand slots. The pilot program located in the borough of  
41 Queens shall receive one new additional slot for each slot which  
42 becomes available through attrition once the total number of filled  
43 child care slots reaches less than one thousand. Child care subsi-  
44 dies paid on behalf of eligible families shall be reimbursed at the  
45 actual cost of care up to the applicable market rate for the  
46 district in which the child care is provided[, for subsidy payments  
47 made from April 1, 2009 through March 31, 2012 for the New York City  
48 Pilot and for subsidy payments made from January 1, 2010 through  
49 December 31, 2012 for the Monroe County Pilot] in accordance with  
50 the fee schedule of the social services district making the subsidy  
51 payments. Pilot programs are required to submit monthly reports to  
52 the office of children and family services, the local social  
53 services district, and for programs located in the City of New York,  
54 the administration for children's services, and the Legislature.  
55 Each monthly report must provide without benefit of personal  
56 identifying information, the pilot program's current enrollment  
57 level, amount of the child's subsidy, co-payment levels and other  
58 information as needed or required by the office of children and  
59 family services. Further, the office of children and family services  
60 shall provide technical assistance to the pilot program to assist  
61 with project administration and timely coordination of the monthly

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1 claiming process. Notwithstanding any other provision of law, any  
 2 pilot programs maintained herein may be terminated if the  
 3 administrator for such programs mismanages such programs, by  
 4 engaging in actions including but not limited to, improper use of  
 5 funds, providing for child care subsidies in excess of the amount  
 6 the subsidy funding appropriated herein can support, and failing to  
 7 submit claims for reimbursement in a timely fashion .....  
 8 8,500,000 ..... (re. \$13,000)

9 For the continuation of the facilitated enrollment pilot program in  
 10 Capital Region-Oneida (consisting of Rensselaer, Schenectady, Sara-  
 11 toga, Albany and Oneida counties) be provided to the NYS AFL-CIO  
 12 Workforce Development Institute to act or continue to act as the  
 13 administrator to implement the program proposed by the union child  
 14 care coalition of the NYS AFL-CIO and approved by the office of  
 15 children and family services. The administrative cost of this pilot  
 16 program shall not exceed ten percent of the funds available for this  
 17 purpose. The remaining portion of the funds shall be allocated by  
 18 the office of children and family services to the local social  
 19 services districts where the recipient families reside as determined  
 20 by the project administrator based on projected need and cost of  
 21 providing child care subsidies payment to working families enrolled  
 22 through the pilot initiative. Child care subsidies paid on behalf of  
 23 eligible families shall be reimbursed at the actual cost of care up  
 24 to the applicable market rate for the district in which child care  
 25 is provided and in accordance with the fee schedule of the social  
 26 services district making the subsidy payment.

27 For transfer consistent with transfer authority contained in a chapter  
 28 of the laws of 2008 enacting the executive budget to credit the  
 29 office of children and family services federal health and human  
 30 services fund-265 local assistance, federal day care account for the  
 31 child care facilitated enrollment pilot programs. Notwithstanding  
 32 any inconsistent provision of law, the funds appropriated herein  
 33 shall be available for expenses associated with the continued opera-  
 34 tion of the child care facilitated enrollment pilot program in the  
 35 Capital Region-Oneida for working families residing in the Capital  
 36 Region-Oneida with income up to two hundred seventy-five percent of  
 37 the federal poverty level. Of the amount appropriated herein,  
 38 \$2,400,000 shall be made available for this Capital Region-Oneida  
 39 project.

40 Provided however that, up to \$240,000 shall be made available to the  
 41 NYS AFL-CIO Workforce Development Institute, or other designated  
 42 administrator, to administer and to implement a plan approved by the  
 43 office of children and family services for this pilot program in  
 44 consultation with the advisory council. This administrator shall  
 45 prepare and submit to the office of children and family services,  
 46 the chairs of the senate committee on social services, children and  
 47 families, the senate committee on labor, the chairs of the assembly  
 48 committee on children and families, the assembly committee on social  
 49 services, an evaluation of the pilot with recommendations. Such  
 50 evaluation shall include available information regarding the pilot  
 51 programs or participants in the pilot programs, including but not  
 52 limited to: the number of income-eligible children of working  
 53 parents with income greater than two hundred percent but at or less  
 54 than two hundred seventy-five percent of the federal poverty level,  
 55 the ages of the children served by the project, the number of fami-  
 56 lies served by the project who are in receipt of family assistance,  
 57 the factors that parents considered when searching for child care,  
 58 the factors that barred the families' access to child care assist-  
 59 ance prior to their enrollment in the facilitated enrollment  
 60 program, the number of families who receive a child care subsidy  
 61 pursuant to this program who choose to use such subsidy for regu-

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1 lated child care, and the number of families who receive a child  
 2 care subsidy pursuant to this program who choose to use such subsidy  
 3 to receive child care services provided by a legally exempt provid-  
 4 er. Such report shall be submitted by the applicable project admin-  
 5 istrator, on or before November 1, 2009, provided that if such  
 6 report is not received by November 30, 2009, reimbursement for  
 7 administrative costs shall be either reduced or withheld, and fail-  
 8 ure of an administrator to submit a timely report may jeopardize  
 9 such administrator's program from receiving funding in future years.  
 10 The administrative cost, including the cost of the development of  
 11 the evaluation of the pilot programs, shall not exceed ten percent  
 12 of the funds available for this purpose. The remaining portion of  
 13 the funds shall be allocated by the office of children and family  
 14 services to the local social services districts where the recipient  
 15 families reside as determined by the project administrator based on  
 16 projected needs and cost of providing child care subsidy payments to  
 17 working families enrolled in the child care subsidy program through  
 18 this pilot initiative in the Capital Region-Oneida provided however  
 19 a local social services district shall not reimburse subsidy  
 20 payments in excess of the amount the subsidy funding appropriated  
 21 herein can support.

22 Child care subsidies paid on behalf of eligible families shall be  
 23 reimbursed at the actual cost of care up to the applicable market  
 24 rate for the district in which the child care is provided[, for  
 25 subsidy payments made from April 1, 2009 through March 31, 2012] in  
 26 accordance with the fee schedule of the social services district  
 27 making the subsidy payments. The administrator for this pilot  
 28 project is required to submit bi-monthly reports on the fifteenth  
 29 day of every other month beginning on May 15, 2009 and bi-monthly  
 30 thereafter that provide current enrollment and information  
 31 including, but not limited to, the amount of the approved subsidy  
 32 level, the level of co-payment by the social services district  
 33 required for the participants in the program, the program's adopted  
 34 budget reflecting all expenses including salaries and other  
 35 information as needed, to the office of children and family  
 36 services, the senate chair of the committee on social services,  
 37 children and families, the senate committee on labor, the chairs of  
 38 the assembly committee on children and families and the assembly  
 39 committee on social services, and the social services districts.  
 40 Provided however that if such bi-monthly reports are not received  
 41 from this Capital Region-Oneida administrator, reimbursement for  
 42 administrative costs shall be either reduced or withheld and failure  
 43 of an administrator to submit a timely report may jeopardize such  
 44 administrator's program from receiving funding in future years. The  
 45 office of children and family services shall provide technical  
 46 assistance to the pilot program to assist in timely coordination  
 47 with the monthly claiming process. Notwithstanding any other  
 48 provision of law, this pilot program maintained herein may be termi-  
 49 nated if the administrator for such program mismanages such program,  
 50 by engaging in actions including but not limited to, improper use of  
 51 funds, providing for child care subsidies in excess of the amount  
 52 the subsidy funding appropriated herein can support, and failing to  
 53 submit claims for reimbursement in a timely fashion .....  
 54 2,400,000 ..... (re. \$98,000)

55  
 56 Special Revenue Funds - Federal  
 57 Federal Health and Human Services Fund  
 58 Home Energy Assistance Program Account  
 59  
 60

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1 By chapter 53, section 1, of the laws of 2011:  
2 Notwithstanding section 97 of the social services law, funds  
3 appropriated herein shall be available for services and expenses,  
4 including payments to public and private agencies and individuals  
5 for the low income home energy assistance program provided pursuant  
6 to the low income energy assistance act of 1981. Funds appropriated  
7 herein, subject to the approval of the director of the budget, may  
8 be transferred or suballocated to other state agencies for services  
9 and expenses related to the low income home energy assistance  
10 program.

11 Notwithstanding any inconsistent provision of the law, the amount  
12 herein appropriated may be increased or decreased by interchange  
13 with any other appropriation within the office of temporary and  
14 disability assistance federal fund - local assistance account with  
15 the approval of the director of the budget, who shall file such  
16 approval with the department of audit and control and copies thereof  
17 with the chairman of the senate finance committee and the chairman  
18 of the assembly ways and means committee .....  
19 600,000,000 ..... (re. \$489,040,000)  
20

21 By chapter 53, section 1, of the laws of 2010:  
22 Notwithstanding section 97 of the social services laws, funds appro-  
23 priated herein shall be available for services and expenses, includ-  
24 ing payments to public and private agencies and individuals for the  
25 low income home energy assistance program provided pursuant to the  
26 low income energy assistance act of 1981. Funds appropriated herein,  
27 subject to the approval of the director of the budget, may be trans-  
28 ferred or suballocated to other state agencies for services and  
29 expenses related to the low income home energy assistance program.

30 Notwithstanding any inconsistent provision of the law, the amount  
31 herein appropriated may be increased or decreased by interchange  
32 with any other appropriation within the office of temporary and  
33 disability assistance federal fund - local assistance account with  
34 the approval of the director of the budget, who shall file such  
35 approval with the department of audit and control and copies thereof  
36 with the chairman of the senate finance committee and the chairman  
37 of the assembly ways and means committee. A portion of the funds  
38 appropriated may be transferred to the state operations account of  
39 the office of temporary and disability assistance for services and  
40 expenses related to the administration of the low income home energy  
41 assistance program. With the approval of the director of the budget  
42 a portion of the amount appropriated herein may be transferred or  
43 suballocated to the state office for the aging or the division of  
44 housing and community renewal for the administration of the low  
45 income home energy assistance program .....  
46 600,000,000 ..... (re. \$50,202,000)  
47

48 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
49 section 1, of the laws of 2010:

50 Notwithstanding section 97 of the social services laws, funds appro-  
51 priated herein shall be available for services and expenses, includ-  
52 ing payments to public and private agencies and individuals for the  
53 low income home energy assistance program provided pursuant to the  
54 low income energy assistance act of 1981. Funds appropriated herein,  
55 subject to the approval of the director of the budget, may be trans-  
56 ferred or suballocated to other state agencies for services and  
57 expenses related to the low income home energy assistance program.

58 Notwithstanding any inconsistent provision of the law, the amount  
59 herein appropriated may be increased or decreased by interchange  
60 with any other appropriation within the office of temporary and  
61 disability assistance federal fund - local assistance account with

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1 the approval of the director of the budget, who shall file such  
 2 approval with the department of audit and control and copies thereof  
 3 with the chairman of the senate finance committee and the chairman  
 4 of the assembly ways and means committee. A portion of the funds  
 5 appropriated may be transferred to the state operations account of  
 6 the office of temporary and disability assistance for services and  
 7 expenses related to the administration of the low income home energy  
 8 assistance program. With the approval of the director of the budget  
 9 a portion of the amount appropriated herein may be transferred or  
 10 suballocated to the state office for the aging or the division of  
 11 housing and community renewal for the administration of the low  
 12 income home energy assistance program .....  
 13 600,000,000 ..... (re. \$11,000,000)  
 14

15 Special Revenue Funds - Federal  
 16 Federal USDA-Food and Nutrition Services Fund  
 17 Federal Food and Nutrition Services Account  
 18

19 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 20 hereby amended by transferring the sum of \$2,000,000 to the  
 21 department of health, state operations, center for community health  
 22 program, federal food and nutrition services account:

23 For reimbursement to social services districts for administrative  
 24 expenditures associated with the food stamp program, and for  
 25 reimbursement to the United States department of agriculture for  
 26 food stamp recoveries. Such reimbursement shall constitute total  
 27 state reimbursement for local district administrative claims.

28 Such funds are to be available for payment of aid heretofore accrued  
 29 or hereafter to accrue to municipalities. Subject to the approval of  
 30 the director of the budget, such funds shall be available to the  
 31 office of temporary and disability assistance net of disallowances,  
 32 refunds, reimbursements, and credits including but not limited to  
 33 additional federal funds resulting from any changes in federal cost  
 34 allocation methodologies.

35 Notwithstanding any inconsistent provision of law, the amount herein  
 36 appropriated may be increased or decreased by interchange with any  
 37 other appropriation within the office of temporary and disability  
 38 assistance federal fund - local assistance account with the approval  
 39 of the director of the budget, who shall file such approval with the  
 40 department of audit and control and copies thereof with the chairman  
 41 of the senate finance committee and the chairman of the assembly  
 42 ways and means committee.

43 Notwithstanding any inconsistent provision of law, funds appropriated  
 44 herein may be used for reimbursement of food stamp employment and  
 45 training expenditures and shall be made available to social services  
 46 districts or may be set aside for state administered programs for  
 47 the provision of services to food stamp recipients and applicants in  
 48 accordance with a plan developed by the office of temporary and  
 49 disability assistance and approved by the director of the budget.  
 50 Funds appropriated herein may be used to fund the cost of child care  
 51 services provided to eligible food stamp employment and training  
 52 participants subject to a plan approved by the office of temporary  
 53 and disability assistance, the office of children and family  
 54 services and the director of the budget only to the extent that the  
 55 office of children and family services and the director of the  
 56 budget determine that the use of such funds will not jeopardize the  
 57 state's ability to receive the state's entire allotment of federal  
 58 child care development funds and child care funds available under  
 59 title IV-A of the social security act. Any child care funded through  
 60 the food stamp employment and training program must be provided in a  
 61 manner consistent with the federal law and regulations relating to

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1 the federal funds included in the state block grant for child care  
2 and the regulations of the office of children and family services  
3 for such block grant. Districts shall submit claims and other  
4 reports regarding the use of the food stamp employment and training  
5 program funds for child care services at such times and in such  
6 manner and format as required by the department of family  
7 assistance.

8 Notwithstanding any inconsistent provision of law, a portion of the  
9 funds appropriated herein may be made available to the department of  
10 health, in accordance with a memorandum of understanding between the  
11 office of temporary and disability assistance and the department of  
12 health, consistent with federal law, regulations or waivers for  
13 expenses related to nutrition education programs.

14 Notwithstanding any inconsistent provision of law, a portion of the  
15 funds appropriated herein may be made available to community based  
16 organizations in accordance with chapter 820 of the laws of 1987 ...  
17 [350,000,000] 348,000,000 ..... (re. \$137,919,000)  
18

19 By chapter 53, section 1, of the laws of 2010:

20 For reimbursement to social services districts for administrative  
21 expenditures associated with the food stamp program, and for  
22 reimbursement to the United States department of agriculture for  
23 food stamp recoveries.

24 Notwithstanding any inconsistent provision of law, in lieu of payments  
25 authorized by the social services law, or payments of federal funds  
26 otherwise due to the local social services districts for programs  
27 provided under the federal social security act or the federal food  
28 stamp act, funds herein appropriated, in amounts certified by the  
29 state commissioner or the state commissioner of health as due from  
30 local social services districts each month as their share of  
31 payments made pursuant to section 367-b of the social services law  
32 may be set aside by the state comptroller in an interest-bearing  
33 account with such interest accruing to the credit of the locality in  
34 order to ensure the orderly and prompt payment of providers under  
35 section 367-b of the social services law pursuant to an estimate  
36 provided by the commissioner of health of each local social services  
37 district's share of payments made pursuant to section 367-b of the  
38 social services law.

39 Funds appropriated herein shall be available for aid to municipalities  
40 and for payments to the federal government for expenditures made  
41 pursuant to the social services law and the state plan for individ-  
42 ual and family grant program under the disaster relief act of 1974.  
43 Such funds are to be available for payment of aid heretofore accrued  
44 or hereafter to accrue to municipalities. Subject to the approval of  
45 the director of the budget, such funds shall be available to the  
46 office net of disallowances, refunds, reimbursements, and credits  
47 including but not limited to additional federal funds resulting from  
48 any changes in federal cost allocation methodologies.

49 Notwithstanding any inconsistent provision of law, funds appropriated  
50 herein for reimbursement of food stamp employment and training  
51 expenditures shall be made available to social services districts or  
52 may be set aside for state administered programs for the provision  
53 of services to food stamp recipients and applicants in accordance  
54 with a plan developed by the commissioner and approved by the direc-  
55 tor of the budget.

56 Funds appropriated herein shall not be used to fund the cost of child  
57 care provided to children eligible for child care services through  
58 the office of children and family services.

59 Notwithstanding any inconsistent provision of law, the amount herein  
60 appropriated may be increased or decreased by interchange with any  
61 other appropriation within the office of temporary and disability

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 assistance federal fund - local assistance account with the approval  
2 of the director of the budget, who shall file such approval with the  
3 department of audit and control and copies thereof with the chairman  
4 of the senate finance committee and the chairman of the assembly  
5 ways and means committee.

6 Notwithstanding any inconsistent provision of law, a portion of the  
7 funds appropriated herein may be made available, including through  
8 suballocation or transfer to the department of health, in accordance  
9 with a memorandum of understanding between the office of temporary  
10 and disability assistance and the department of health, consistent  
11 with federal law, regulations or waivers, and may be transferred to  
12 the department of health for the personal and nonpersonal services  
13 and other expenses related to nutrition education programs.

14 Of the amount appropriated herein, up to \$2,300,000 may be made avail-  
15 able, including through suballocation or transfer to the department  
16 of health for grants to community based organizations in accordance  
17 with chapter 820 of the laws of 1987. Of this amount, up to \$125,000  
18 may be transferred to the department of health for the personal and  
19 nonpersonal services and other expenses of the department of health  
20 related to the administration of those grants .....  
21 492,077,000 ..... (re. \$239,133,000)  
22

23 By chapter 53, section 1, of the laws of 2009, as transferred by chapter  
24 53, section 1, of the laws of 2010:

25 For reimbursement to social services districts for administrative  
26 expenditures associated with the food stamp program, and for  
27 reimbursement to the United States department of agriculture for  
28 food stamp recoveries.

29 Notwithstanding any inconsistent provision of law, in lieu of payments  
30 authorized by the social services law, or payments of federal funds  
31 otherwise due to the local social services districts for programs  
32 provided under the federal social security act or the federal food  
33 stamp act, funds herein appropriated, in amounts certified by the  
34 state commissioner or the state commissioner of health as due from  
35 local social services districts each month as their share of  
36 payments made pursuant to section 367-b of the social services law  
37 may be set aside by the state comptroller in an interest-bearing  
38 account with such interest accruing to the credit of the locality in  
39 order to ensure the orderly and prompt payment of providers under  
40 section 367-b of the social services law pursuant to an estimate  
41 provided by the commissioner of health of each local social services  
42 district's share of payments made pursuant to section 367-b of the  
43 social services law.

44 Funds appropriated herein shall be available for aid to municipalities  
45 and for payments to the federal government for expenditures made  
46 pursuant to the social services law and the state plan for individ-  
47 ual and family grant program under the disaster relief act of 1974.

48 Such funds are to be available for payment of aid heretofore accrued  
49 or hereafter to accrue to municipalities. Subject to the approval of  
50 the director of the budget, such funds shall be available to the  
51 office net of disallowances, refunds, reimbursements, and credits  
52 including but not limited to additional federal funds resulting from  
53 any changes in federal cost allocation methodologies.

54 Notwithstanding any inconsistent provision of law, funds appropriated  
55 herein for reimbursement of food stamp employment and training  
56 expenditures shall be made available to social services districts or  
57 may be set aside for state administered programs, or be transferred  
58 to state operations for eligible personal and nonpersonal service  
59 costs, for the provision of services to food stamp recipients and  
60 applicants in accordance with a plan developed by the commissioner  
61 and approved by the director of the budget.



DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Funds appropriated herein shall not be used to fund the cost of child  
 2 care provided to children eligible for child care services through  
 3 the office of children and family services.  
 4 Notwithstanding any inconsistent provision of law, the amount herein  
 5 appropriated may be increased or decreased by interchange with any  
 6 other appropriation within the office of temporary and disability  
 7 assistance federal fund - local assistance account with the approval  
 8 of the director of the budget, who shall file such approval with the  
 9 department of audit and control and copies thereof with the chairman  
 10 of the senate finance committee and the chairman of the assembly  
 11 ways and means committee.  
 12 Notwithstanding any inconsistent provision of law, a portion of the  
 13 funds appropriated herein may be made available, including through  
 14 suballocation or transfer to the department of health, in accordance  
 15 with a memorandum of understanding between the office of temporary  
 16 and disability assistance and the department of health, consistent  
 17 with federal law, regulations or waivers, and may be transferred to  
 18 the department of health for the personal and nonpersonal services  
 19 and other expenses related to nutrition education programs.  
 20 Of the amount appropriated herein, up to \$2,300,000 may be made avail-  
 21 able, including through suballocation or transfer to the department  
 22 of health for grants to community based organizations in accordance  
 23 with chapter 820 of the laws of 1987. Of this amount, up to \$125,000  
 24 may be transferred to the department of health for the personal and  
 25 nonpersonal services and other expenses of the department of health  
 26 related to the administration of those grants .....  
 27 420,390,000 ..... (re. \$179,551,000)

28  
29 SPECIALIZED SERVICES PROGRAM

30  
31 General Fund  
32 Local Assistance Account  
33

34 By chapter 53, section 1, of the laws of 2011:  
 35 For services and expenses related to homeless housing programs  
 36 including but not limited to the single room occupancy program  
 37 pursuant to title 2 of article 2-A of the social services law, the  
 38 homelessness intervention program pursuant to title 4 of article 2-A  
 39 of the social services law, the operational support for AIDS housing  
 40 program and the homelessness prevention program. No funds shall be  
 41 expended from this appropriation until the director of the budget  
 42 has approved a spending plan submitted by the office of temporary  
 43 and disability assistance in such detail as required by the director  
 44 of the budget ... 25,865,000 ..... (re. \$24,609,000)  
 45 For the cost of providing shelter supplements or other services for  
 46 low income households in order to prevent eviction or address  
 47 homelessness in social services districts with a population over  
 48 five million, in accordance with a plan approved by the office of  
 49 temporary and disability assistance and the director of the budget,  
 50 provided, however, that such supplements shall not be part of the  
 51 standard of need pursuant to section 131-a of the social services  
 52 law ... 15,000,000 ..... (re. \$15,000,000)  
 53 For services related to programs which assist non-citizens in their  
 54 attainment of citizenship. No funds shall be expended from this  
 55 appropriation until a plan is submitted by the commissioner and  
 56 approved by the director of the budget. Such funds are to be  
 57 available for payment of aid heretofore accrued or hereafter to  
 58 accrue to municipalities. Subject to the approval of the director of  
 59 the budget, such funds shall be available to the office of temporary  
 60 and disability assistance net of disallowances, refunds,  
 61 reimbursements, and credits ... 1,669,000 ..... (re. \$1,264,000)

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For enhanced services to refugees, asylees, entrants, certified  
2 victims of human trafficking and their family members, precertified  
3 victims of human trafficking and their family members and other  
4 immigrant populations eligible for refugee services to assist such  
5 individuals and families to attain economic self-sufficiency and  
6 reduce or eliminate reliance on public assistance benefits as a  
7 primary means of support.  
8 Such services shall include, but not be limited to, case management,  
9 English-as-a-second-language, job training and placement assistance,  
10 post-employment services necessary to ensure job retention, and  
11 services necessary to assist the individual and family members to  
12 establish and maintain a permanent residence in New York state.  
13 Funds appropriated herein shall, at the discretion of the  
14 commissioner of the office of temporary and disability assistance,  
15 be awarded to voluntary refugee resettlement agencies and/or local  
16 representatives of such agencies currently under contract with the  
17 office of temporary and disability assistance to provide services to  
18 refugee populations and individual awards shall be made  
19 proportionately based on each organization's number of refugees  
20 resettled and asylees, entrants, certified and pre-certified victims  
21 of human trafficking and their family members, and other immigrant  
22 populations eligible for refugee services served in the previous  
23 five year period based on the most recent five year data published  
24 by the federal department of health and human services office of  
25 refugee resettlement or its grantee .....  
26 1,669,000 ..... (re. \$1,669,000)  
27 For services related to the human trafficking program as established  
28 pursuant to chapter 74 of the laws of 2007 .....  
29 397,000 ..... (re. \$397,000)  
30  
31 By chapter 110, section 16, of the laws of 2010:  
32 For 50 percent reimbursement of expenditures made by a social services  
33 district or a not-for-profit corporation for supportive service  
34 subsidies for single room occupancy housing for homeless individ-  
35 uals, pursuant to title 2 of article 2-A of the social services law.  
36 Subject to a plan approved by the director of the budget, up to  
37 \$250,000 of the funds appropriated herein, may be used by the office  
38 of temporary and disability assistance through contract, for techni-  
39 cal assistance to organizations operating or supervising the opera-  
40 tion of a single room occupancy program .....  
41 17,664,300 ..... (re. \$3,856,000)  
42 For 75 percent reimbursement of the approved costs for homeless inter-  
43 vention program activities pursuant to title 4 of article 2-A of the  
44 social services law. Notwithstanding any other inconsistent  
45 provision of law, social services districts or contractors, as a  
46 condition of receiving such funds herein appropriated, shall provide  
47 25 percent cash or in-kind share. Funding provided for herein shall  
48 not supplant existing federal, state or local funding .....  
49 2,669,400 ..... (re. \$1,988,000)  
50 For services related to programs which assist non-citizens in their  
51 attainment of citizenship status. No funds shall be expended from  
52 this appropriation until a plan is submitted by the commissioner and  
53 approved by the director of the budget. Such funds are to be avail-  
54 able for payment of aid heretofore accrued or hereafter to accrue to  
55 municipalities. Subject to the approval of the director of the budg-  
56 et, such funds shall be available to the office of temporary and  
57 disability assistance net of disallowances, refunds, reimbursements,  
58 and credits ... 1,668,600 ..... (re. \$177,000)  
59 For services related to the human trafficking program as established  
60 pursuant to chapter 74 of the laws of 2007 .....  
61 397,000 ..... (re. \$397,000)

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For operational support to projects which have received capital grant  
2 awards through the homeless housing assistance program and house  
3 homeless singles and families living with HIV/AIDS .....  
4 982,800 ..... (re. \$124,000)  
5

6 By chapter 53, section 1, of the laws of 2009:

7 For 75 percent reimbursement of the approved costs for homeless inter-  
8 vention program activities pursuant to title 4 of article 2-A of the  
9 social services law. Notwithstanding any other inconsistent  
10 provision of law, social services districts or contractors, as a  
11 condition of receiving such funds herein appropriated, shall provide  
12 25 percent cash or in-kind share. Funding provided for herein shall  
13 not supplant existing federal, state or local funding .....  
14 2,966,000 ..... (re. \$755,000)

15 For services related to the human trafficking program as established  
16 pursuant to chapter 74 of the laws of 2007 .....  
17 441,000 ..... (re. \$1,000)  
18

19 By chapter 53, section 1, of the laws of 2009, as amended by chapter  
20 502, section 2, of the laws of 2009:

21 Funds appropriated herein shall be available for aid to municipalities  
22 and for payments to the federal government for expenditures made  
23 pursuant to the social services law and the state plan for individ-  
24 ual and family grant program under the disaster relief act of 1974.  
25 The amounts appropriated herein shall be available for reimbursement  
26 of local district claims only to the extent that such claims are  
27 submitted within 24 months of the last day of the state fiscal year  
28 in which the expenditures were incurred.

29 Notwithstanding any inconsistent provision of law, in lieu of payments  
30 authorized by the social services law, or payments of federal funds  
31 otherwise due to the local social services districts for programs  
32 provided under the federal social security act or the federal food  
33 stamp act, funds herein appropriated, in amounts certified by the  
34 state commissioner or the state commissioner of health as due from  
35 local social services districts each month as their share of  
36 payments made pursuant to section 367-b of the social services law  
37 may be set aside by the state comptroller in an interest-bearing  
38 account with such interest accruing to the credit of the locality in  
39 order to ensure the orderly and prompt payment of providers under  
40 section 367-b of the social services law pursuant to an estimate  
41 provided by the commissioner of health of each local social services  
42 district's share of payments made pursuant to section 367-b of the  
43 social services law.

44 Such funds are to be available for payment of aid heretofore accrued  
45 or hereafter to accrue to municipalities. Subject to the approval of  
46 the director of the budget, such funds shall be available to the  
47 office of temporary and disability assistance program, net of disal-  
48 lowances, refunds, reimbursements, and credits including, but not  
49 limited to, additional federal funds resulting from any changes in  
50 federal cost allocation methodologies.

51 Notwithstanding any inconsistent provision of law, the amount herein  
52 appropriated may be increased or decreased by interchange with any  
53 other appropriation within the department of family assistance,  
54 office of temporary and disability assistance and office of children  
55 and family services general fund - local assistance account with the  
56 approval of the director of the budget, who shall file such approval  
57 with the department of audit and control and copies thereof with the  
58 chairman of the senate finance committee and the chairman of the  
59 assembly ways and means committee.  
60

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For 50 percent reimbursement of expenditures made by a social services  
2 district or a not-for-profit corporation for supportive service  
3 subsidies for single room occupancy housing for homeless individ-  
4 uals, pursuant to title 2 of article 2-A of the social services law.  
5 Subject to a plan approved by the director of the budget, up to  
6 \$250,000 of the funds appropriated herein, may be used by the office  
7 of temporary and disability assistance through contract, for techni-  
8 cal assistance to organizations operating or supervising the opera-  
9 tion of a single room occupancy program; provided, however, that the  
10 amount of this appropriation available for expenditure and disburse-  
11 ment on and after November 1, 2009 shall be reduced by 12.5 percent  
12 of the amount that was undisbursed as of November 1, 2009 .....  
13 16,074,000 ..... (re. \$3,024,000)

14 For additional services and expenses for supportive service subsidies  
15 for single room occupancy housing. Funds appropriated herein are  
16 supported by savings resulting from the increased Federal Medical  
17 Assistance Percentage (FMAP) provided pursuant to the American  
18 recovery and reinvestment act of 2009; provided, however, that the  
19 amount of this appropriation available for expenditure and disburse-  
20 ment on and after November 1, 2009 shall be reduced by 12.5 percent  
21 of the amount that was undisbursed as of November 1, 2009 .....  
22 3,553,000 ..... (re. \$444,000)

23

24 By chapter 53, section 1, of the laws of 2008:  
25 For services related to the human trafficking program as established  
26 pursuant to chapter 74 of the laws of 2007 .....  
27 441,000 ..... (re. \$269,000)

28

29 Special Revenue Funds - Federal  
30 Federal Health and Human Services Fund  
31 Refugee Resettlement Account  
32

33 By chapter 53, section 1, of the laws of 2011:  
34 For services related to refugee programs including but not limited to  
35 the Cuban-Haitian and refugee resettlement program and the Cuban-  
36 Haitian and refugee targeted assistance program provided pursuant to  
37 the federal refugee assistance act of 1980 as amended.  
38 Funds appropriated herein shall be available for aid to municipalities  
39 and for payments to the federal government for expenditures made  
40 pursuant to the social services law and the state plan for  
41 individual and family grant program under the disaster relief act of  
42 1974.  
43 Such funds are to be available for payment of aid heretofore accrued  
44 or hereafter to accrue to municipalities. Subject to the approval of  
45 the director of the budget, such funds shall be available to the  
46 department net of disallowances, refunds, reimbursements, and  
47 credits.  
48 Notwithstanding any inconsistent provision of law, funds appropriated  
49 herein, subject to the approval of the director of the budget and in  
50 accordance with a memorandum of understanding between the office of  
51 temporary and disability assistance and the department of health,  
52 may be transferred or suballocated to the department of health for  
53 services and expenses related to the refugee resettlement health  
54 assessment program.  
55 Notwithstanding any inconsistent provision of law, and subject to the  
56 approval of the director of the budget, the amount appropriated  
57 herein may be increased or decreased through transfer or interchange  
58 with any other federal appropriation within the office of temporary  
59 and disability assistance ... 25,000,000 ..... (re. \$25,000,000)

60  
61

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2010:  
 2 For services related to refugee programs including but not limited to  
 3 the Cuban-Haitian and refugee resettlement program and the Cuban-  
 4 Haitian and refugee target assistance program provided pursuant to  
 5 the federal refugee assistance act of 1980 as amended.  
 6 Notwithstanding any other provisions of law to the contrary, a portion  
 7 of the funds appropriated herein may, subject to the approval of the  
 8 director of the budget, be made available to support the costs of a  
 9 demonstration program pursuant to section 358 of the social services  
 10 law as amended by chapter 436 of the laws of 1997.  
 11 Funds appropriated herein shall be available for aid to municipalities  
 12 and for payments to the federal government for expenditures made  
 13 pursuant to the social services law and the state plan for individ-  
 14 ual and family grant program under the disaster relief act of 1974.  
 15 Such funds are to be available for payment of aid heretofore accrued  
 16 or hereafter to accrue to municipalities. Subject to the approval of  
 17 the director of the budget, such funds shall be available to the  
 18 department net of disallowances, refunds, reimbursements, and cred-  
 19 its.  
 20 Notwithstanding any inconsistent provision of law, funds appropriated  
 21 herein, subject to the approval of the director of the budget and in  
 22 accordance with a memorandum of understanding between the office of  
 23 temporary and disability assistance and the department of health,  
 24 may be transferred or suballocated to the department of health for  
 25 services and expenses related to the refugee health resettlement  
 26 assessment program.  
 27 Notwithstanding any inconsistent provision of law, and subject to the  
 28 approval of the director of the budget, the amount appropriated  
 29 herein may be increased or decreased through transfer or interchange  
 30 with any other federal appropriation within the office of temporary  
 31 and disability assistance ... 25,000,000 ..... (re. \$15,492,000)  
 32

33 By chapter 53, section 1, of the laws of 2009:  
 34 For services related to refugee programs including but not limited to  
 35 the Cuban-Haitian and refugee resettlement program and the Cuban-  
 36 Haitian and refugee target assistance program provided pursuant to  
 37 the federal refugee assistance act of 1980 as amended.  
 38 Notwithstanding any other provisions of law to the contrary, a portion  
 39 of the funds appropriated herein may, subject to the approval of the  
 40 director of the budget, be made available to support the costs of a  
 41 demonstration program pursuant to section 358 of the social services  
 42 law as amended by chapter 436 of the laws of 1997.  
 43 Funds appropriated herein shall be available for aid to municipalities  
 44 and for payments to the federal government for expenditures made  
 45 pursuant to the social services law and the state plan for individ-  
 46 ual and family grant program under the disaster relief act of 1974.  
 47 Such funds are to be available for payment of aid heretofore accrued  
 48 or hereafter to accrue to municipalities. Subject to the approval of  
 49 the director of the budget, such funds shall be available to the  
 50 department net of disallowances, refunds, reimbursements, and cred-  
 51 its.  
 52 Notwithstanding any inconsistent provision of law, funds appropriated  
 53 herein, subject to the approval of the director of the budget and in  
 54 accordance with a memorandum of understanding between the office of  
 55 temporary and disability assistance and the department of health,  
 56 may be transferred or suballocated to the department of health for  
 57 services and expenses related to the refugee health resettlement  
 58 assessment program ... 25,000,000 ..... (re. \$6,267,000)  
 59  
 60

DEPARTMENT OF FAMILY ASSISTANCE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 Special Revenue Funds - Federal
- 2 Federal Operating Grant Fund
- 3 Homeless Housing Account

4  
5 By chapter 53, section 1, of the laws of 2011:

6 For services related to federal homeless and other federal support  
 7 services grants. Subject to the approval of the director of the  
 8 budget, the amount appropriated herein may be made available to  
 9 other state agencies through transfer or suballocation for services  
 10 and expenses related to federal homeless and other federal support  
 11 services grants. The director of the budget is hereby authorized to  
 12 transfer or suballocate appropriation authority contained herein to  
 13 any other fund in which federal homeless and other federal support  
 14 services grants are actually received .....

7,500,000 .....	(re. \$7,500,000)
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15  
16  
17 By chapter 53, section 1, of the laws of 2010:

18 For services related to federal homeless and other federal support  
 19 services grants. Subject to the approval of the director of the  
 20 budget, the amount appropriated herein may be made available to  
 21 other state agencies through transfer or suballocation for services  
 22 and expenses related to federal homeless and other federal support  
 23 services grants. The director of the budget is hereby authorized to  
 24 transfer or suballocate appropriation authority contained herein to  
 25 any other fund in which federal homeless and other federal support  
 26 services grants are actually received .....

7,500,000 .....	(re. \$3,437,000)
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DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Other .....	225,566,000	2,540,000
6		-----	-----
7	All Funds .....	225,566,000	2,540,000
8		=====	=====

9

SCHEDULE

10			
11			
12	ADMINISTRATION PROGRAM .....		850,000
13			-----

14

15 Special Revenue Funds - Other  
 16 Miscellaneous Special Revenue Fund  
 17 Banking Department Settlement Account

18

19 For services and expenses related to the  
 20 enforcement actions in accordance with the  
 21 purposes outlined in the settlement under  
 22 which funding is obtained. Notwithstanding  
 23 any inconsistent provision of law, all or  
 24 a portion of this appropriation may,  
 25 subject to the approval of the director of  
 26 the budget, be transferred to the special  
 27 revenue funds - other / state operations,  
 28 miscellaneous special revenue fund, bank-  
 29 ing department settlement account.  
 30 Notwithstanding any inconsistent provision  
 31 of law, the director of the budget may  
 32 suballocate up to the full amount of this  
 33 appropriation to any department, agency or  
 34 authority .....

850,000

35

36

37	INSURANCE PROGRAM .....		224,716,000
38			-----

39

40 Special Revenue Funds - Other  
 41 Miscellaneous Special Revenue Fund  
 42 Insurance Department Account

43

44 For suballocation to the division of home-  
 45 land security and emergency services for  
 46 aid to localities payments related to  
 47 municipalities fighting fires on state  
 48 property, expenses incurred under the  
 49 state's fire mobilization and mutual aid  
 50 plan, and for payment of training costs  
 51 incurred in accordance with section 209-x  
 52 of the general municipal law for training  
 53 of certain first-line supervisors of paid  
 54 fire departments at the New York city fire  
 55 training academy and in accordance with  
 56 rules and regulations promulgated by the  
 57 secretary of state and approved by the  
 58 director of the budget. Notwithstanding  
 59 any other provision of law, the amount  
 60 herein made available shall constitute the

61

DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES 2012-13

1	state's entire obligation for all costs	
2	incurred by the New York city fire train-	
3	ing academy in state fiscal year 2012-13..	989,000
4	For suballocation to the department of	
5	health for aid to localities payments for	
6	services and expenses related to state	
7	grants for a program of family planning	
8	services pursuant to article 2 of the	
9	public health law which may include cervi-	
10	cal cancer vaccine. A portion of this	
11	appropriation may be transferred to state	
12	operations for administration of the	
13	program .....	4,700,000
14	For suballocation to the department of	
15	health for aid to localities payments for	
16	services and expenses related to the	
17	administration of the lead poisoning	
18	prevention program. A portion of this	
19	appropriation may be transferred to state	
20	operations for administration of the	
21	program .....	3,760,000
22	For suballocation to the department of	
23	health for aid to localities payments for	
24	services and expenses related to the	
25	administration of the childhood lead	
26	poisoning primary prevention program. A	
27	portion of this appropriation may be	
28	transferred to state operations for admin-	
29	istration of the program .....	5,170,000
30	For suballocation to the department of	
31	health for aid to localities payments for	
32	services and expenses related to the	
33	administration of the lead prevention	
34	program. A portion of this appropriation	
35	may be transferred to state operations for	
36	administration of the program .....	677,000
37	For suballocation to the department of	
38	health for aid to localities payments for	
39	services and expenses related to the	
40	administration of the childhood obesity	
41	program. A portion of this appropriation	
42	may be transferred to state operations for	
43	administration of the program .....	660,000
44	For suballocation to the department of	
45	health for aid to localities payments for	
46	services and expenses related to the	
47	administration of the immunization	
48	program. A portion of this appropriation	
49	may be transferred to state operations for	
50	administration of the program .....	7,520,000
51	For services and expenses related to the	
52	healthy NY program. A portion of this	
53	appropriation may be transferred to state	
54	operations appropriations .....	161,040,000
55	For services and expenses related to the	
56	health maintenance organization direct pay	
57	market program .....	39,200,000
58	For services and expenses related to the	
59	pilot program for entertainment industry	
60	employees .....	1,000,000
61		-----
62		



DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 [REGULATION] INSURANCE PROGRAM

2

3 Special Revenue Funds - Other

4 Miscellaneous Special Revenue Fund

5 Insurance Department Account

6

7 By chapter 55, section 1, of the laws of 2008, as transferred by chapter  
8 54, section 1, of the laws of 2011:

9 For suballocation to the department of health for aid to localities  
10 payments for services and expenses related to the administration of  
11 the childhood lead poisoning primary prevention program. A portion  
12 of this appropriation may be transferred to state operations for  
13 administration of the program, provided, however, that the amount of  
14 this appropriation available for expenditure and disbursement on and  
15 after September 1, 2008 shall be reduced by six percent of the  
16 amount that was undisbursed as of August 15, 2008 .....  
17 5,500,000 ..... (re. \$640,000)

18 For suballocation to the department of health for aid to localities  
19 payments for services and expenses related to the administration of  
20 the childhood obesity program. A portion of this appropriation may  
21 be transferred to state operations for administration of the  
22 program, provided, however, that the amount of this appropriation  
23 available for expenditure and disbursement on and after September 1,  
24 2008 shall be reduced by six percent of the amount that was undis-  
25 bursed as of August 15, 2008 ... 1,765,000 ..... (re. \$300,000)

26

27 By chapter 54, section 1, of the laws of 2007, as transferred by chapter  
28 54, section 1, of the laws of 2011:

29 For suballocation to the department of health for aid to localities  
30 payments for services and related to the administration of the  
31 childhood lead poisoning primary prevention program. A portion of  
32 this appropriation may be transferred to state operations for admin-  
33 istration of the program ... 3,000,000 ..... (re. \$1,600,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS	
2			
3			
4			
5	General Fund .....	31,944,589,915	29,515,715,000
6	Special Revenue Funds - Federal ....	62,222,157,000	64,325,798,000
7	Special Revenue Funds - Other .....	12,492,989,800	12,529,541,700
8		-----	-----
9	All Funds .....	106,659,736,715	106,371,054,700
10		=====	=====

11  
12 SCHEDULE

13  
14 ADMINISTRATION PROGRAM ..... 280,500

15  
16  
17 General Fund  
18 Local Assistance Account

19  
20 Notwithstanding any inconsistent provision  
21 of law, effective October 1, 2006, expend-  
22 itures made from this appropriation shall  
23 effectively provide a cost of living  
24 adjustment to the office of minority  
25 health, as determined by the commissioner  
26 of the department of health, provided  
27 however, for the period commencing on  
28 April 1, 2012 and ending March 31, 2013,  
29 the commissioner shall not apply any new  
30 cost of living adjustment authorized by  
31 section 1 of part C of chapter 57 of the  
32 laws of 2006, as amended by section 1 of  
33 part F of chapter 59 of the laws of 2011,  
34 for the purpose of establishing rates of  
35 payments, contracts or any other form of  
36 reimbursement. The commissioner of the  
37 department of health shall determine the  
38 standards and requirements necessary to  
39 qualify for such increases. Further, each  
40 local government unit or direct contract  
41 provider receiving such funding shall  
42 submit a written certification regarding  
43 the use of such funds to be provided in  
44 the format proscribed by the department.  
45 Funds shall be allocated from this  
46 appropriation pursuant to a plan prepared  
47 by the commissioner and approved by the  
48 director of the budget ..... 14,500

49 For services and expenses of the office of  
50 minority health including competitive  
51 grants to promote community strategic  
52 planning or new or improved health care  
53 delivery systems and networks in minority  
54 areas. Up to \$102,000 of this appropri-  
55 ation may be transferred to state oper-  
56 ations for administration ..... 266,000

57 -----  
58  
59

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1	AIDS INSTITUTE PROGRAM .....	103,412,950
2		-----
3		
4	General Fund	
5	Local Assistance Account	
6		
7	Notwithstanding any inconsistent provision	
8	of law, effective October 1, 2006, expend-	
9	itures made from this appropriation shall	
10	effectively provide a cost of living	
11	adjustment, provided however, for the	
12	period commencing on April 1, 2012 and	
13	ending March 31, 2013, the commissioner	
14	shall not apply any new cost of living	
15	adjustment authorized by section 1 of part	
16	C of chapter 57 of the laws of 2006, as	
17	amended by section 1 of part F of chapter	
18	59 of the laws of 2011, for the purpose of	
19	establishing rates of payments, contracts	
20	or any other form of reimbursement, for	
21	providers of the following services, as	
22	determined by the commissioner of the	
23	department of health: regional and	
24	targeted HIV, STD, and hepatitis C	
25	services, HIV, STD, and hepatitis C	
26	prevention, HIV health care and supportive	
27	services, hepatitis C programs and HIV,	
28	STD, and hepatitis C clinical and provider	
29	education programs.	
30	The commissioner of the department of health	
31	shall determine the standards and require-	
32	ments necessary to qualify for such	
33	increases and the department may suballo-	
34	cate funds as needed. Further, each local	
35	government unit or direct contract provid-	
36	er receiving such funding shall submit a	
37	written certification regarding the use of	
38	such funds to be provided in the format	
39	proscribed by the department.	
40	Funds shall be allocated from this appropri-	
41	ation pursuant to a plan prepared by the	
42	commissioner and approved by the director	
43	of the budget .....	6,245,000
44	For services and expenses for regional and	
45	targeted HIV, STD, and hepatitis C	
46	services. To ensure organizational viabil-	
47	ity, agency administration may be	
48	supported subject to the review and	
49	approval of the department of health.	
50	Notwithstanding any provision of law to the	
51	contrary, the Commissioner of Health shall	
52	be authorized to continue contracts with	
53	community service programs, multi-service	
54	agencies and community development initi-	
55	atives for all such contracts which were	
56	executed on or before March 31, 2009,	
57	without any additional requirements that	
58	such contracts be subject to competitive	
59	bidding or a request for proposals process	
60	.....	3,090,000
61	For services and expenses for HIV, STD, and	
62	hepatitis C prevention .....	6,997,850

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1	For services and expenses for HIV health	
2	care and supportive services. A portion of	
3	this appropriation may be suballocated to	
4	other state agencies, authorities, or	
5	accounts for expenditures related to the	
6	New York/New York III supportive housing	
7	agreement. A portion of these funds may be	
8	transferred to the general fund - state	
9	purposes account for administration of	
10	this program .....	10,933,100
11	For services and expenses for hepatitis C	
12	programs. A portion of these funds may be	
13	transferred to the general fund-state	
14	purposes account for administration of	
15	this program .....	1,131,000
16		-----
17	Program account subtotal .....	28,396,950
18		-----
19		
20	Special Revenue Funds - Other	
21	HCRA Resources Fund	
22	Health Care Services Account	
23		
24	For services and expenses for regional and	
25	targeted HIV, STD, and hepatitis C	
26	services. To ensure organizational viabil-	
27	ity, agency administration may be	
28	supported subject to the review and	
29	approval of the department of health. A	
30	portion of these funds may be transferred	
31	to the general fund-state purposes account	
32	for administration of this program.	
33	Notwithstanding any provision of law to the	
34	contrary, the Commissioner of Health shall	
35	be authorized to continue contracts with	
36	community service programs, multi-service	
37	agencies and community development initi-	
38	atives for all such contracts which were	
39	executed on or before March 31, 2009,	
40	without any additional requirements that	
41	such contracts be subject to competitive	
42	bidding or a request for proposals process	
43	.....	26,297,600
44	For services and expenses for HIV, STD, and	
45	hepatitis C prevention. A portion of these	
46	funds may be suballocated to other state	
47	agencies. A portion of these funds may be	
48	transferred to the general fund-state	
49	purposes account for administration of	
50	this program .....	25,925,000
51	For services and expenses for HIV health	
52	care and supportive services. A portion of	
53	these funds may be transferred to the	
54	general fund-state purposes account for	
55	administration of this program .....	20,042,000
56	For services and expenses for HIV clinical	
57	and provider education programs .....	2,751,400
58		-----
59	Program account subtotal .....	75,016,000
60		-----
61		
62		

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 CENTER FOR COMMUNITY HEALTH PROGRAM ..... 1,577,438,965  
2 -----

3  
4 General Fund  
5 Local Assistance Account

6  
7 State aid to municipalities for the opera-  
8 tion of local health departments and labo-  
9 ratories and for the provision of general  
10 public health services pursuant to article  
11 6 of the public health law for activities  
12 under the jurisdiction of the commissioner  
13 of health.

14 Notwithstanding any other provision of arti-  
15 cle 6 of the public health law, a county  
16 may obtain reimbursement pursuant to this  
17 act, only after the county chief financial  
18 officer certifies, in the municipal health  
19 services plan, that county tax levies used  
20 to fund services carried out by the county  
21 health department have not been added to  
22 or supplanted directly or indirectly by  
23 any funds obtained by the county pursuant  
24 to the Master Settlement Agreement entered  
25 into on November 23, 1998 by the state and  
26 leading United States tobacco product  
27 manufacturers, except in the case of a  
28 public health emergency, as determined by  
29 the commissioner of health.

30 Notwithstanding annual aggregate limits for  
31 bad debt and charity care allowances and  
32 any other provision of law, up to  
33 \$1,700,000 shall be transferred to the  
34 medical assistance program general fund -  
35 local assistance account for eligible  
36 publicly sponsored certified home health  
37 agencies that demonstrate losses from a  
38 disproportionate share of bad debt and  
39 charity care, pursuant to chapter 884 of  
40 the laws of 1990. Within the maximum  
41 limits specified herein, the department  
42 shall transfer only those funds which are  
43 necessary to meet the state share require-  
44 ments for disproportionate share adjust-  
45 ments expected to be paid for the period  
46 January 1, 2012 through December 31, 2012.

47 The moneys hereby appropriated shall be  
48 available for payment of financial assist-  
49 ance heretofore accrued .....

254,413,000

50 For services and expenses related to public  
51 health emergencies as declared by the  
52 counties or the commissioner of the  
53 department of health, and approved by the  
54 director of the budget in accordance with  
55 article 6 of the public health law.  
56 Notwithstanding any provision of the law  
57 to the contrary, a portion of these funds  
58 may be transferred to any program, fund,  
59 or account within the department to  
60 respond to any identified emergency,  
61 pursuant to approval by the director of  
62 the budget. Any such funds transferred to

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 the general fund - state purposes account  
2 shall be available for personal service  
3 and nonpersonal service expenditures ..... 40,000,000  
4 For services and expenses of a rabies  
5 program, including but not limited to  
6 reimbursement to counties for rabies  
7 expenses such as human post-exposure  
8 vaccination, and research studies in the  
9 control of wildlife rabies, pursuant to  
10 United States department of agriculture  
11 approval if necessary, to control the  
12 spread of rabies. A portion of this appro-  
13 priation may be transferred to state oper-  
14 ations appropriations for administration  
15 of this program ..... 1,542,000  
16 State grants for a program of family plan-  
17 ning services pursuant to article 2 of the  
18 public health law. A portion of these  
19 funds may be suballocated to other state  
20 agencies ..... 25,101,000  
21 For services and expenses including payment  
22 of health insurance premiums and  
23 reimbursement of health care providers for  
24 services rendered to individuals enrolled  
25 in the cystic fibrosis program pursuant to  
26 chapter 851 of the laws of 1987. The  
27 amounts appropriated pursuant to such  
28 appropriation may be suballocated to other  
29 state agencies or accounts for expendi-  
30 tures incurred in the operation of  
31 programs funded by such appropriation  
32 subject to the approval of the director of  
33 the budget ..... 800,000  
34 For services and expenses to implement the  
35 early intervention program act of 1992.  
36 The moneys hereby appropriated shall be  
37 available for payment of financial assist-  
38 ance heretofore accrued or hereafter to  
39 accrue. Notwithstanding the provisions of  
40 any other law to the contrary, for state  
41 fiscal year 2012-2013 the liability of the  
42 state and the amount to be distributed or  
43 otherwise expended by the state pursuant  
44 to section 2557 of the public health law  
45 shall be determined by first calculating  
46 the amount of the expenditure or other  
47 liability pursuant to such law, and then  
48 reducing the amount so calculated by two  
49 percent of such amount ..... 164,090,000  
50 The moneys hereby appropriated shall be  
51 available for respite services for fami-  
52 lies of eligible children. Such moneys  
53 shall be allocated to each municipality by  
54 the department of health as determined by  
55 the department, to reimburse such munici-  
56 palities in the amount of 50 percent of  
57 the costs of respite services provided to  
58 eligible children and their families with  
59 the approval of the early intervention  
60 official, in accordance with section 2547  
61 of the public health law, section 69-4.18  
62 of title 10 of the New York codes rules

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1 and regulation and standards established  
2 by the department for the provision of  
3 respite services. The moneys allocated to  
4 each municipality by the department shall  
5 be the total amount of respite funds  
6 available for such purpose ..... 1,861,000  
7 For services and expenses of a comprehensive  
8 adolescent pregnancy prevention program. A  
9 portion of this appropriation may be  
10 transferred to state operations appropri-  
11 ations for administration of this program. 11,259,000  
12 Notwithstanding any inconsistent provision  
13 of law, effective October 1, 2006, expend-  
14 itures made from this appropriation shall  
15 effectively provide a cost of living  
16 adjustment, provided however, for the  
17 period commencing on April 1, 2012 and  
18 ending March 31, 2013, the commissioner  
19 shall not apply any new cost of living  
20 adjustment authorized by section 1 of part  
21 C of chapter 57 of the laws of 2006, as  
22 amended by section 1 of part F of chapter  
23 59 of the laws of 2011, for the purpose of  
24 establishing rates of payments, contracts  
25 or any other form of reimbursement, for  
26 providers of the following services, as  
27 determined by the commissioner of the  
28 department of health: obesity prevention  
29 and diabetes programs, nutritional  
30 services to pregnant women, infants and  
31 children, hunger prevention and nutrition  
32 assistance program, Indian health, asthma,  
33 prenatal care assistance program, rape  
34 crisis, comprehensive adolescent pregnancy  
35 prevention, family planning, school  
36 health, childhood lead poisoning  
37 prevention, children with special health  
38 care needs, regional perinatal centers,  
39 migrant health, dental services, cancer  
40 services programs, healthy heart,  
41 Alzheimer's disease assistance centers,  
42 Alzheimer's research and education,  
43 tobacco control, rabies, immunization,  
44 universal prenatal and postpartum home  
45 visitation, public health campaign, sexu-  
46 ally transmitted diseases, osteoporosis  
47 prevention, sudden infant death syndrome,  
48 tick-borne disease, and tuberculosis  
49 control. The commissioner of the depart-  
50 ment of health shall determine the stand-  
51 ards and requirements necessary to qualify  
52 for such increases and the department may  
53 suballocate funds as needed. Further, each  
54 local government unit or direct contract  
55 provider receiving such funding shall  
56 submit written certification regarding the  
57 use of such funds to be provided in the  
58 format prescribed by the department. Funds  
59 shall be allocated from this appropriation  
60 pursuant to a plan prepared by the commis-  
61 sioner and approved by the director of the  
62 budget ..... 28,530,200

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES 2012-13

1	For services and expenses for stockpile	
2	storage for vaccines and supplies. A	
3	portion of this appropriation may be	
4	transferred to state operations appropri-	
5	ations for administration of this program.	1,200,000
6	For grants-in-aid to contract for hyperten-	
7	sion prevention, screening, and treatment	
8	programs .....	246,000
9	For services and expenses including an	
10	education program related to a children's	
11	asthma program. The department shall make	
12	grants within the amounts appropriated	
13	therefor to local health agencies, health	
14	care providers, school, school-based	
15	health centers and community-based organ-	
16	izations and other organizations with	
17	demonstrated interest and expertise in	
18	serving persons with asthma to develop and	
19	implement regional or community plans	
20	which may include the following activi-	
21	ties: self-management programs in elemen-	
22	tary schools, conducting public and	
23	provider education programs and implement-	
24	ing protocols for collection of data on	
25	asthma-related school absenteeism and	
26	emergency room visits. In making grants	
27	the commissioner may give priority consid-	
28	eration to entities serving areas of the	
29	state with high incidence and prevalence	
30	of asthma. A portion of this appropriation	
31	may be transferred to state operations	
32	appropriations for administration of this	
33	program .....	226,000
34	For services and expenses associated with	
35	new and existing school based health	
36	centers .....	4,436,000
37	For services and expenses related to the	
38	school based health clinics program,	
39	notwithstanding any inconsistent provision	
40	of law to the contrary, funds shall be	
41	available for the statewide school based	
42	health clinics program to provide grants	
43	to certain school based health centers	
44	pursuant to the following:	
45	Anthony Jordon Health Center .....	28,005
46	Montefiore Medical Center .....	119,023
47	Chenango Memorial Hospital .....	14,877
48	East Harlem Council for Human Services .....	12,252
49	Family Health Network .....	8,725
50	Kaleida Health .....	178,534
51	Lutheran Medical Center .....	58,636
52	Nassau Health Care Corporation .....	11,377
53	NY Presbyterian Hospital .....	209,164
54	Renaissance-Harlem Hospital .....	84,892
55	Sisters of Charity .....	35,007
56	Suffolk County DOH .....	9,627
57	Threshold Center for Alternative Youth Ser-	
58	vices .....	21,879
59	University of Rochester .....	49,010
60	Via Health-Rochester General Hospital .....	16,628
61	William F. Ryan Community Health Center ....	17,504
62		



## DEPARTMENT OF HEALTH

## AID TO LOCALITIES 2012-13

1	For services and expenses to support grants	
2	to community health centers and comprehen-	
3	sive diagnostic and treatment centers for	
4	the purpose of furnishing primary health	
5	care services, including outreach, health	
6	education and dental care, to migrant and	
7	seasonal farmworkers and their families,	
8	of which no less than 70 percent shall be	
9	dedicated to community health centers	
10	receiving federal funding for such purpose	
11	pursuant to section 330(g) of the federal	
12	public health service act .....	430,000
13	For services and expenses of a universal	
14	prenatal and postpartum home visitation	
15	program .....	1,956,000
16	For services and expenses to support the STD	
17	center of excellence .....	480,000
18	For services and expenses for childhood	
19	asthma coalitions. A portion of this	
20	appropriation may be transferred to state	
21	operations appropriations for adminis-	
22	tration of this program .....	1,232,000
23	For services and expenses related to provid-	
24	ing nutritional services and to provide	
25	nutritional education to pregnant women,	
26	infants, and children, including suballo-	
27	cations to the department of agriculture	
28	and markets for the farmer's market nutri-	
29	tion program and migrant worker services	
30	and the office of temporary and disability	
31	assistance for prenatal care assistance	
32	program activities. A portion of these	
33	funds may be suballocated to other state	
34	agencies. A portion of this appropriation	
35	may be transferred to state operations	
36	appropriations for administration of this	
37	program .....	19,811,300
38	For services and expenses, including operat-	
39	ing expenses related to providing nutri-	
40	tional services and nutrition education	
41	for hunger prevention and nutrition	
42	assistance. A portion of this appropri-	
43	ation may be suballocated to other state	
44	agencies. A portion of this appropriation	
45	may be transferred to state operations	
46	appropriations for administration of this	
47	program .....	29,702,500
48	For services and expenses of the health and	
49	social services sexuality-related programs	
50	.....	5,260,150
51	For grants to rape crisis centers for	
52	services to rape victims and programs to	
53	prevent rape. The amounts appropriated	
54	pursuant to such appropriation may be	
55	suballocated to other state agencies or	
56	accounts for expenditures incurred in the	
57	operation of programs funded by such	
58	appropriation subject to the approval of	
59	the director of the budget .....	1,871,000
60	For services and expenses related to	
61	evidence based cancer services programs.	
62	A portion of this appropriation may be	

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES 2012-13

1	transferred to state operations appropri-	
2	ations for administration of this program.	9,006,750
3	For services and expenses related to obesity	
4	and diabetes programs. A portion of this	
5	appropriation may be transferred to state	
6	operations appropriations for adminis-	
7	tration of this program .....	7,205,000
8	For services and expenses of the osteoporosis	
9	prevention and education program. The	
10	commissioner of health, pursuant to a plan	
11	subject to the approval of the director of	
12	the budget, may transfer funds to the	
13	state operations budget of Helen Hayes	
14	hospital for this program .....	32,500
15	For services and expenses of the public	
16	health management leaders of tomorrow	
17	program, provided a portion of this appro-	
18	priation shall be suballocated to univer-	
19	sity at Albany school of public health ...	277,000
20	For services and expenses of a study of	
21	racial disparities .....	147,500
22	For services and expenses related to state-	
23	wide health broadcasts involving local,	
24	state and federal agencies. A portion of	
25	this appropriation may be transferred to	
26	state operations appropriations for admin-	
27	istration of this program .....	41,750
28	For services and expenses of a public health	
29	genomics. A portion of this appropriation	
30	may be transferred to state operations	
31	appropriations for administration of this	
32	program .....	25,000
33	For grants to sudden infant death syndrome	
34	centers .....	19,500
35	For services and expenses of the tick-borne	
36	disease institute, including grants for	
37	research and prevention, detection, and	
38	treatment of Lyme disease and other tick-	
39	borne illnesses .....	73,500
40	For services and expenses of the comprehen-	
41	sive care centers for eating disorders	
42	program .....	125,000
43	For services and expenses of a safe mother-	
44	hood initiative to prevent maternal deaths	
45	in New York state. A portion of this	
46	appropriation may be transferred to state	
47	operations appropriations for adminis-	
48	tration of this program .....	36,750
49	For services and expenses of a minority male	
50	wellness and screening program .....	26,950
51	For services and expenses of a Latino health	
52	outreach initiative .....	36,750
53	For services and expenses of health	
54	promotion initiatives. A portion of this	
55	appropriation may be transferred to state	
56	operations appropriations for adminis-	
57	tration of this program .....	570,000
58	For services and expenses for statewide	
59	maternal mortality reviews and the devel-	
60	opment of protocols to reduce incidents of	
61	death during childbirth. A portion of	
62	this appropriation may be transferred to	

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

1	state operations appropriations for admin-	
2	istration of this program .....	33,125
3	For state grants to improve access to infer-	
4	tility services, treatments, and proce-	
5	dures. Funds shall be allocated from this	
6	appropriation pursuant to a plan prepared	
7	by the commissioner of health and approved	
8	by the director of the budget .....	923,500
9	For services and expenses of the Adelphi	
10	University breast cancer support program..	300,000
11		-----
12	Program account subtotal .....	614,202,865
13		-----
14		
15	Special Revenue Funds - Federal	
16	Federal Department of Education Fund	
17	Individuals with Disabilities-Part C Account	
18		
19	For activities related to a handicapped	
20	infants and toddlers program .....	51,578,000
21		-----
22	Program account subtotal .....	51,578,000
23		-----
24		
25	Special Revenue Funds - Federal	
26	Federal Health and Human Services Fund	
27	Federal Health, Education, and Human Services Account	
28		
29	For various health prevention, diagnostic,	
30	detection and treatment services. The	
31	amounts appropriated pursuant to such	
32	appropriation may be suballocated to other	
33	state agencies or accounts for expendi-	
34	tures incurred in the operation of	
35	programs funded by such appropriation	
36	subject to the approval of the director of	
37	the budget .....	33,700,000
38		-----
39	Program account subtotal .....	33,700,000
40		-----
41		
42	Special Revenue Funds - Federal	
43	Federal Health and Human Services Fund	
44	Federal Block Grant Account	
45		
46	For various health prevention, diagnostic,	
47	detection and treatment services.	
48	The commissioner of health is hereby author-	
49	ized to waive any provisions of the public	
50	health law and regulations, to issue	
51	appropriate operating certificates, and to	
52	enter into contracts with article 28	
53	facilities, to provide funds, to estab-	
54	lish, support and conduct projects to	
55	provide improved and expanded school	
56	health services for preschool and school-	
57	age children. No more than 10 per centum	
58	of the amount appropriated for such	
59	purpose shall be expended for services and	
60	expenses in connection with the adminis-	
61	tration and evaluation of such grants.	
62	Grants awarded under this appropriation	

DEPARTMENT OF HEALTH

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1 shall be distributed and administered in  
2 accordance with regulations established by  
3 the commissioner of health. The amounts  
4 appropriated pursuant to such appropri-  
5 ation may be suballocated to other state  
6 agencies or accounts for expenditures  
7 incurred in the operation of programs  
8 funded by such appropriation subject to  
9 the approval of the director of the budget  
10 ..... 57,475,000  
11 -----  
12 Program account subtotal ..... 57,475,000  
13 -----  
14  
15 Special Revenue Funds - Federal  
16 Federal USDA-Food and Nutrition Services Fund  
17 Child and Adult Care Food Account  
18  
19 For various federal food and nutritional  
20 services. The moneys hereby appropriated  
21 shall be available for payment of finan-  
22 cial assistance heretofore accrued ..... 247,694,000  
23 -----  
24 Program account subtotal ..... 247,694,000  
25 -----  
26  
27 Special Revenue Funds - Federal  
28 Federal USDA-Food and Nutrition Services Fund  
29 Federal Food and Nutrition Services Account  
30  
31 For various federal food and nutritional  
32 services. The moneys hereby appropriated  
33 shall be available for payment of finan-  
34 cial assistance heretofore accrued ..... 502,970,000  
35 -----  
36 Program account subtotal ..... 502,970,000  
37 -----  
38  
39 Special Revenue Funds - Other  
40 Combined Gifts, Grants and Bequests Fund  
41 NYS Prostate Cancer Research, Detection and Education  
42 Account  
43  
44 For prostate cancer research, detection and  
45 education pursuant to chapter 273 of the  
46 laws of 2004 ..... 1,000,000  
47 -----  
48 Program account subtotal ..... 1,000,000  
49 -----  
50  
51 Special Revenue Funds - Other  
52 HCRA Resources Fund  
53 Health Care Services Account  
54  
55 For services and expenses of a statewide  
56 public health campaign for tuberculosis  
57 control and prevention and for screening  
58 and education activities regarding sexual-  
59 ly transmitted diseases, provided that any  
60 funds allocated under this appropriation  
61 shall not supplant existing local funds or  
62 state funds allocated to county health

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1	departments under article 6 of the public	
2	health law. Up to \$300,000 of this appro-	
3	priation may be transferred to state oper-	
4	ations for the administration of this	
5	program by the department of health .....	5,917,000
6	For services and expenses related to the	
7	Indian health program. The moneys hereby	
8	appropriated shall be for payment of	
9	financial assistance heretofore accrued or	
10	hereafter to accrue. Up to 2.5 percent of	
11	this appropriation may be transferred to	
12	the general fund-state purposes account	
13	for the nonpersonal service administration	
14	of this program .....	16,121,000
15	State aid to municipalities for medical	
16	services for the rehabilitation of phys-	
17	ically handicapped children, pursuant to	
18	article 6 of the public health law .....	3,685,000
19	For services and expenses for a school	
20	health program .....	3,981,000
21	For services and expenses of the prenatal	
22	care assistance program. Up to 100 percent	
23	of this appropriation may be suballocated	
24	to the medical assistance program general	
25	fund - local assistance account to be	
26	matched by federal funds .....	2,432,000
27	For services and expenses related to tobacco	
28	enforcement, education and related activ-	
29	ities, pursuant to chapter 433 of the laws	
30	of 1997. Of amounts appropriated herein,	
31	up to \$500,000 may be used for educational	
32	programs. A portion of this appropriation	
33	may be transferred to state operations ...	2,303,000
34	For services and expenses related to	
35	evidence based cancer services programs.	
36	A portion of this appropriation may be	
37	transferred to state operations appropri-	
38	ations for administration of this program.	17,767,000
39	For services and expenses of the maternity	
40	and early childhood foundation .....	299,500
41		-----
42	Program account subtotal .....	52,505,500
43		-----
44		
45	Special Revenue Funds - Other	
46	HCRA Resources Fund	
47	Hospital Based Grants Program Account	
48		
49	For services and expenses related to provid-	
50	ing nutritional services to pregnant	
51	women, infants, and children. Notwith-	
52	standing any other provision of law to the	
53	contrary, up to 5 percent of the amount	
54	appropriated may be transferred to the	
55	general fund - state purposes account for	
56	the administration of this program by the	
57	department of health .....	7,993,600
58	For grants in aid to contract for hyperten-	
59	sion prevention, screening and treatment	
60	programs .....	669,000
61	For grants to rape crisis centers for	
62	services to rape victims and programs to	

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1	prevent rape. This appropriation may be	
2	suballocated to the division of criminal	
3	justice services .....	128,000
4	For services and expenses for a school	
5	health program .....	2,007,000
6	For services and expenses of tuberculosis	
7	treatment, detection and prevention .....	599,000
8	For services and expenses of a lead poison-	
9	ing prevention program .....	292,000
10		-----
11	Program account subtotal .....	11,688,600
12		-----
13		
14	Special Revenue Funds - Other	
15	Miscellaneous Special Revenue Fund	
16	Local Public Health Services Account	
17		
18	For services and expenses of the local	
19	public health services program. Notwith-	
20	standing section 607 of the public health	
21	law these funds shall be allocated for	
22	state aid to municipalities for a program	
23	of immunization against German measles,	
24	and other communicable diseases, pursuant	
25	to article 6 of the public health law ....	1,095,000
26	For state aid to municipalities, notwith-	
27	standing section 607 of the public health	
28	law, for the operation of local health	
29	departments and for the provision of	
30	general public health services pursuant to	
31	article 6 of the public health law for	
32	activities under the jurisdiction of the	
33	commissioner of health .....	3,036,000
34	Notwithstanding any other provision of law	
35	to the contrary, this appropriation is	
36	available for transfer to the state oper-	
37	ations miscellaneous special revenue fund	
38	- local public health services program	
39	account, in the administration and execu-	
40	tive direction program fiscal management	
41	group .....	285,000
42	Notwithstanding any other provision of law	
43	to the contrary, this appropriation is	
44	available for contractual audits of local-	
45	ities to supplement the audits performed	
46	by the department of health .....	209,000
47		-----
48	Program account subtotal .....	4,625,000
49		-----
50		
51	CENTER FOR ENVIRONMENTAL HEALTH PROGRAM .....	15,983,600
52		-----
53		
54	General Fund	
55	Local Assistance Account	
56		
57	For services and expenses related to the	
58	water supply protection program .....	5,313,200
59	For services and expenses of the healthy	
60	neighborhood program .....	1,983,400
61	For services and expenses related to enhanc-	
62	ing the childhood lead poisoning primary	

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1 prevention program in accordance with  
2 article 13 of the public health law. A  
3 portion of this appropriation may be  
4 transferred to state operations ..... 5,000,000  
5 -----  
6 Program account subtotal ..... 12,296,600  
7 -----  
8  
9 Special Revenue Funds - Federal  
10 Federal Health and Human Services Fund  
11 Federal Block Grant Account  
12  
13 For services and expenses of various health  
14 prevention, diagnostic, detection and  
15 treatment services ..... 3,687,000  
16 -----  
17 Program account subtotal ..... 3,687,000  
18 -----  
19  
20 CHILD HEALTH INSURANCE PROGRAM ..... 998,150,000  
21 -----  
22  
23 Special Revenue Funds - Federal  
24 Federal Health and Human Services Fund  
25 Children's Health Insurance Account  
26  
27 The money hereby appropriated is available  
28 for payment of aid heretofore accrued or  
29 hereafter accrued.  
30 For services and expenses related to the  
31 children's health insurance program,  
32 pursuant to title XXI of the federal  
33 social security act ..... 523,064,000  
34 -----  
35 Program account subtotal ..... 523,064,000  
36 -----  
37  
38 Special Revenue Funds - Other  
39 HCRA Resources Fund  
40 Children's Health Insurance Account  
41  
42 The money hereby appropriated is available  
43 for payment of aid heretofore accrued or  
44 hereafter accrued.  
45 For services and expenses related to the  
46 children's health insurance program  
47 authorized pursuant to title 1-A of arti-  
48 cle 25 of the public health law ..... 475,086,000  
49 -----  
50 Program account subtotal ..... 475,086,000  
51 -----  
52  
53 DEPARTMENTAL ADMINISTRATIVE REIMBURSEMENT ..... 0  
54 -----  
55  
56 General Fund  
57 Local Assistance Account  
58  
59 Less amounts appropriated as an offset from  
60 the special revenue funds - other, miscel-  
61 laneous special revenue fund, quality of  
62 care account. Notwithstanding any contrary

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1 provision of law, this offset shall reduce  
2 general fund appropriations within the  
3 various programs of the department of  
4 health funded from the local assistance  
5 account ..... (7,288,000)  
6 -----  
7 Program account subtotal ..... (7,288,000)  
8 -----  
9  
10 Special Revenue Funds - Other  
11 Miscellaneous Special Revenue Fund  
12 Quality of Care Account  
13  
14 Amount appropriated as an offset to the  
15 general fund - local assistance account  
16 with various department of health  
17 programs. The director of the budget is  
18 hereby authorized to apportion funds to  
19 the various programs of this agency from  
20 this appropriation by certificate of  
21 approval ..... 7,288,000  
22 -----  
23 Program account subtotal ..... 7,288,000  
24 -----  
25  
26 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM ..... 118,400,000  
27 -----  
28  
29 Special Revenue Funds - Other  
30 HCRA Resources Fund  
31 EPIC Premium Account  
32  
33 For services and expenses of the program for  
34 elderly pharmaceutical insurance coverage,  
35 including reimbursement to pharmacies  
36 participating in such program.  
37 The moneys hereby appropriated shall be  
38 available for payment of financial assist-  
39 ance heretofore accrued ..... 118,400,000  
40 -----  
41  
42 HEALTH CARE FINANCING PROGRAM ..... 625,500  
43 -----  
44  
45 General Fund  
46 Local Assistance Account  
47  
48 For services and expenses related to the  
49 annual hospital institutional cost report.  
50 A portion of this appropriation may be  
51 transferred to state operations appropri-  
52 ations ..... 300,000  
53  
54 For services and expenses for the center for  
55 workforce studies at the school of public  
56 health through the research foundation of  
57 the state university of New York. A  
58 portion of this appropriation may be  
59 transferred to state operations appropri-  
60 ations ..... 196,000  
61  
62 For services and expenses of upstate medical  
university through the research foundation  
of the state university of New York to



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1	promote minority participation in medical	
2	education. A portion of this appropriation	
3	may be transferred to state operations	
4	appropriations .....	19,500
5	For services and expenses of the gateway	
6	institute through the research foundation	
7	of the city university of New York to	
8	promote minority participation in medical	
9	education. A portion of this appropriation	
10	may be transferred to state operations	
11	appropriations .....	110,000
12		
13	HEALTH CARE REFORM ACT PROGRAM .....	491,886,000
14		-----
15		
16	Special Revenue Funds - Other	
17	HCRA Resources Fund	
18	HCRA Program Account	
19		
20	For services, expenses, grants and transfers	
21	necessary to implement the health care	
22	reform act program in accordance with	
23	section 2807-j, 2807-k, 2807-l, 2807-m,	
24	2807-p, 2807-s and 2807-v of the public	
25	health law. The moneys hereby appropriated	
26	shall be available for payments heretofore	
27	accrued or hereafter to accrue. Notwith-	
28	standing any inconsistent provision of	
29	law, the moneys hereby appropriated may be	
30	increased or decreased by interchange or	
31	transfer with any appropriation of the	
32	department of health or by transfer or	
33	suballocation to any appropriation of the	
34	department of financial services, which	
35	shall mean, prior to October 3, 2011, the	
36	department of insurance, the office of	
37	mental health and the state office for the	
38	aging subject to the approval of the	
39	director of the budget, who shall file	
40	such approval with the department of audit	
41	and control and copies thereof with the	
42	chairman of the senate finance committee	
43	and the chairman of the assembly ways and	
44	means committee. With the approval of the	
45	director of the budget, up to 5 percent of	
46	this appropriation may be used for state	
47	operations purposes. At the direction of	
48	the director of the budget, funds may also	
49	be transferred directly to the general	
50	fund for the purpose of repaying a draw on	
51	the tobacco revenue guarantee fund.	
52	For transfer to the pool administrator for	
53	the purposes of making empire clinical	
54	research investigator program (ECRIP)	
55	payments .....	9,120,000
56	For services and expenses of the New York	
57	state area health education center program	
58	.....	2,200,000
59	For services and expenses of the ambulatory	
60	care training program pursuant to subdivi-	
61	sion 5-a of section 2807-m of the public	
62	health law .....	4,300,000

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1 For services and expenses of the physician	
2 loan repayment program pursuant to subdi-	
3 vision 5-a of section 2807-m of the public	
4 health law. All or part of this appropri-	
5 ation may be suballocated to the NYS high-	
6 er education services corporation .....	1,700,000
7 For services and expenses of the physician	
8 practice support program pursuant to	
9 subdivision 5-a of section 2807-m of the	
10 public health law .....	4,300,000
11 For services and expenses related to physi-	
12 cian workforce studies pursuant to subdi-	
13 vision 5-a of section 2807-m of the public	
14 health law .....	516,000
15 For services and expenses of the diversity	
16 in medicine/post-baccalaureate program	
17 pursuant to subdivision 5-a of section	
18 2807-m of the public health law .....	1,700,000
19 For transfer to Roswell park cancer insti-	
20 tute corporation .....	71,600,000
21 For transfer to the Roswell park cancer	
22 institute to support operating costs asso-	
23 ciated with cancer research. A portion of	
24 this appropriation may be transferred to	
25 state operations appropriations .....	6,000,000
26 For suballocation to the department of	
27 financial services, which shall mean,	
28 prior to October 3, 2011, the department	
29 of insurance related to the physicians	
30 excess medical malpractice program .....	127,400,000
31 For transfer to health research incorporated	
32 (HRI) for the AIDS drug assistance program	
33 .....	42,300,000
34 For state grants for the health workforce	
35 retraining program. Notwithstanding	
36 section 2807-g of the public health law,	
37 or any other provision of law to the	
38 contrary, funds hereby appropriated may be	
39 made available to other state agencies and	
40 facilities operated by the department of	
41 health for services and expenses related	
42 to the worker retraining program as	
43 disbursed pursuant to section 2807-g of	
44 the public health law. Provided, however,	
45 that the director of the budget must	
46 approve the release of any request for	
47 proposal or request for application or any	
48 other procurement initiatives issued on or	
49 after April 1, 2007. Further provided that	
50 any contract executed on or after April 1,	
51 2007 must receive the prior approval of	
52 the director of the budget. A portion of	
53 this appropriation may be transferred to	
54 state operations appropriations .....	28,400,000
55 For services and expenses related to the	
56 tobacco use prevention and control program	
57 including grants to support cancer	
58 research. A portion of this appropriation	
59 may be transferred to state operations	
60 appropriations .....	30,100,000
61 For state grants for rural health care	
62 access development .....	9,800,000

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1	For state grants for rural health network	
2	development .....	6,400,000
3	For services and expenses, including grants,	
4	related to emergency assistance distrib-	
5	utions as designated by the commissioner	
6	of health. Notwithstanding section 112 or	
7	163 of the state finance law or any other	
8	contrary provision of law, such distrib-	
9	utions shall be limited to providers or	
10	programs where, as determined by the	
11	commissioner of health, emergency assist-	
12	ance is vital to protect the life or safe-	
13	ty of patients, to ensure the retention of	
14	facility caregivers or other staff, or in	
15	instances where health facility operations	
16	are jeopardized, or where the public	
17	health is jeopardized or other emergency	
18	situations exist .....	2,900,000
19	For transfer to the pool administrator for	
20	distributions related to school based	
21	health clinics .....	5,600,000
22	For services and expenses related to audit-	
23	ing or payment of audit contracts to	
24	determine payor and provider compliance	
25	requirements. All or a portion of this	
26	appropriation may be transferred to state	
27	operations appropriations .....	14,700,000
28	For services and expenses related to audit-	
29	ing or payment of audit contracts to	
30	determine hospital compliance with para-	
31	graph 6 of subdivision (a) of section	
32	405.4 of title 10, NYCRR. All or a portion	
33	of this appropriation may be transferred	
34	to state operations appropriations .....	1,250,000
35	For services and expenses related to the	
36	pool administration. All or a portion of	
37	this appropriation may be transferred to	
38	state operations appropriations .....	4,200,000
39	For transfer to the pool administrator for	
40	state grants for poison control centers. A	
41	portion of this appropriation may be	
42	transferred to state operations appropri-	
43	ations .....	2,500,000
44	For state grants to improve access to infer-	
45	tility services, treatments, and proce-	
46	dures .....	1,100,000
47	For services and expenses related to school	
48	based health centers. The total amount of	
49	funds provided herein shall be distributed	
50	to school-based health center providers	
51	based on the ratio of each provider's	
52	total enrollment for all sites to the	
53	total enrollment of all providers. This	
54	formula shall be applied to the total	
55	amount made available herein, provided,	
56	however, that notwithstanding any contrary	
57	provision of law, the commissioner of	
58	health may establish minimum and maximum	
59	awards for providers .....	2,800,000
60	For payments for uncompensated care to	
61	eligible voluntary non-profit diagnostic	
62	and treatment centers .....	54,400,000

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1	For transfer to the dormitory authority of	
2	the state of New York for the health	
3	facility restructuring program .....	19,600,000
4	For suballocation to the department of	
5	financial services, which shall mean,	
6	prior to October 3, 2011, the department	
7	of insurance for the purpose of supporting	
8	the New York state medical indemnity fund	
9	established pursuant to a chapter of the	
10	laws of 2011 .....	37,000,000
11		-----
12		
13	MEDICAL ASSISTANCE ADMINISTRATION PROGRAM .....	2,764,900,000
14		-----

15  
 16 General Fund  
 17 Local Assistance Account

18  
 19 For reimbursement of local administrative  
 20 expenses for medical assistance programs  
 21 and for state administration of medical  
 22 assistance programs, notwithstanding  
 23 section 153 of the social services law, to  
 24 include the performance of eligibility and  
 25 enrollment determinations by the state or  
 26 third-party entities designated by the  
 27 state to perform such services.

28 Notwithstanding any inconsistent provision  
 29 of law and subject to the approval of the  
 30 director of budget, moneys hereby  
 31 appropriated may be increased or decreased  
 32 by transfer or interchange between these  
 33 appropriated amounts and appropriations of  
 34 the medical assistance administration  
 35 program, the medical assistance program,  
 36 and the office of health insurance  
 37 programs. Funding authority from this  
 38 account used for State administration of  
 39 the medical assistance program may be  
 40 transferred to State Operations  
 41 appropriations within the aforementioned  
 42 programs at amounts agreed upon by the  
 43 commissioner of health, and the New York  
 44 state division of the budget.

45 Notwithstanding section 40 of state finance  
 46 law or any other law to the contrary, all  
 47 medical assistance appropriations made  
 48 from this account shall remain in full  
 49 force and effect in accordance, in the  
 50 aggregate, with the following schedule:  
 51 not more than 50 percent for the period  
 52 April 1, 2012 to March 31, 2013; and the  
 53 remaining amount for the period April 1,  
 54 2013 to March 31, 2014.

55 Notwithstanding section 40 of the state  
 56 finance law or any provision of law to the  
 57 contrary, subject to federal approval,  
 58 department of health state funds medicaid  
 59 spending, excluding payments for medical  
 60 services provided at state facilities  
 61 operated by the office of mental health,  
 62 the office for people with developmental

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1 disabilities and the office of alcoholism  
2 and substance abuse services and further  
3 excluding any payments which are not  
4 appropriated within the department of  
5 health, in the aggregate, for the period  
6 April 1, 2012 through March 31, 2013,  
7 shall not exceed \$15,916,663,000 except as  
8 provided below and state share medicaid  
9 spending, in the aggregate, for the period  
10 April 1, 2013 through March 31, 2014,  
11 shall not exceed \$16,590,763,000, but in  
12 no event shall department of health state  
13 funds medicaid spending for the period  
14 April 1, 2012 through March 31, 2014  
15 exceed \$32,507,426,000 provided, however,  
16 such aggregate limits may be adjusted by  
17 the director of the budget to account for  
18 any changes in the New York state federal  
19 medical assistance percentage amount  
20 established pursuant to the federal social  
21 security act, increases in provider reven-  
22 ues, reductions in local social services  
23 district payments for medical assistance  
24 administration and beginning April 1, 2012  
25 the operational costs of the New York  
26 state medical indemnity fund, pursuant to  
27 a chapter establishing such fund. The  
28 director of the budget, in consultation  
29 with the commissioner of health, shall  
30 assess on a monthly basis known and  
31 projected medicaid expenditures by  
32 category of service and by geographic  
33 region, as determined by the commissioner  
34 of health, incurred both prior to and  
35 subsequent to such assessment for each  
36 such period, and if the director of the  
37 budget determines that such expenditures  
38 are expected to cause medicaid spending  
39 for such period to exceed the aggregate  
40 limit specified herein for such period,  
41 the state medicaid director, in  
42 consultation with the director of the  
43 budget and the commissioner of health,  
44 shall develop a medicaid savings  
45 allocation plan to limit such spending to  
46 the aggregate limit specified herein for  
47 such period.

48 Such medicaid savings allocation plan shall  
49 be designed, to reduce the expenditures  
50 authorized by the appropriations herein in  
51 compliance with the following guidelines:  
52 (1) reductions shall be made in compliance  
53 with applicable federal law, including the  
54 provisions of the Patient Protection and  
55 Affordable Care Act, Public Law No. 111-  
56 148, and the Health Care and Education  
57 Reconciliation Act of 2010, Public Law No.  
58 111-152 (collectively "Affordable Care  
59 Act") and any subsequent amendments there-  
60 to or regulations promulgated thereunder;  
61 (2) reductions shall be made in a manner  
62 that complies with the state medicaid plan

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1 approved by the federal centers for medi-  
2 care and medicaid services, provided,  
3 however, that the commissioner of health  
4 is authorized to submit any state plan  
5 amendment or seek other federal approval,  
6 including waiver authority, to implement  
7 the provisions of the medicaid savings  
8 allocation plan that meets the other  
9 criteria set forth herein; (3) reductions  
10 shall be made in a manner that maximizes  
11 federal financial participation, to the  
12 extent practicable, including any federal  
13 financial participation that is available  
14 or is reasonably expected to become avail-  
15 able, in the discretion of the commission-  
16 er, under the Affordable Care Act; (4)  
17 reductions shall be made uniformly among  
18 categories of services and geographic  
19 regions of the state, to the extent prac-  
20 ticable, and shall be made uniformly with-  
21 in a category of service, to the extent  
22 practicable, except where the commissioner  
23 determines that there are sufficient  
24 grounds for non-uniformity, including but  
25 not limited to: the extent to which  
26 specific categories of services contrib-  
27 uted to department of health medicaid  
28 state funds spending in excess of the  
29 limits specified herein; the need to main-  
30 tain safety net services in underserved  
31 communities; or the potential benefits of  
32 pursuing innovative payment models contem-  
33 plated by the Affordable Care Act, in  
34 which case such grounds shall be set forth  
35 in the medicaid savings allocation plan;  
36 and (5) reductions shall be made in a  
37 manner that does not unnecessarily create  
38 administrative burdens to medicaid appli-  
39 cants and recipients or providers.

40 The commissioner shall seek the input of the  
41 legislature, as well as organizations  
42 representing health care providers,  
43 consumers, businesses, workers, health  
44 insurers, and others with relevant exper-  
45 tise, in developing such medicaid savings  
46 allocation plan, to the extent that all or  
47 part of such plan, in the discretion of  
48 the commissioner, is likely to have a  
49 material impact on the overall medicaid  
50 program, particular categories of service  
51 or particular geographic regions of the  
52 states.

53 The commissioner shall post the medicaid  
54 savings allocation plan on the department  
55 of health's website and shall provide  
56 written copies of such plan to the chairs  
57 of the senate finance and the assembly  
58 ways and means committees at least 30 days  
59 before the date on which implementation is  
60 expected to begin.

61 The commissioner may revise the medicaid  
62 savings allocation plan subsequent to the

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1 provisions of notice and prior to imple-  
2 mentation but need provide a new notice  
3 pursuant to subparagraph (i) of this para-  
4 graph only if the commissioner determines,  
5 in his or her discretion, that such  
6 revisions materially alter the plan.

7 Notwithstanding the provisions of paragraphs  
8 (a) and (b) of this subdivision, the  
9 commissioner need not seek the input  
10 described in paragraph (a) of this subdi-  
11 vision or provide notice pursuant to para-  
12 graph (b) of this paragraph if, in the  
13 discretion of the commissioner, expedited  
14 development and implementation of a medi-  
15 caid savings allocation plan is necessary  
16 due to a public health emergency.

17 For purposes of this section, a public  
18 health emergency is defined as: (i) a  
19 disaster, natural or otherwise, that  
20 significantly increases the immediate need  
21 for health care personnel in an area of  
22 the state; (ii) an event or condition that  
23 creates a widespread risk of exposure to a  
24 serious communicable disease, or the  
25 potential for such widespread risk of  
26 exposure; or (iii) any other event or  
27 condition determined by the commissioner  
28 to constitute an imminent threat to public  
29 health.

30 Nothing in this paragraph shall be deemed to  
31 prevent all or part of such medicaid  
32 savings allocation plan from taking effect  
33 retroactively to the extent permitted by  
34 the federal centers for medicare and medi-  
35 caid services.

36 In accordance with the medicaid savings  
37 allocation plan, the commissioner of the  
38 department of health shall reduce depart-  
39 ment of health state funds medicaid spend-  
40 ing by the amount of the projected over-  
41 spending through, actions including, but  
42 not limited to modifying or suspending  
43 reimbursement methods, including but not  
44 limited to all fees, premium levels and  
45 rates of payment, notwithstanding any  
46 provision of law that sets a specific  
47 amount or methodology for any such  
48 payments or rates of payment; modifying  
49 medicaid program benefits; seeking all  
50 necessary federal approvals, including,  
51 but not limited to waivers, waiver amend-  
52 ments; and suspending time frames for  
53 notice, approval or certification of rate  
54 requirements, notwithstanding any  
55 provision of law, rule or regulation to  
56 the contrary, including but not limited to  
57 sections 2807 and 3614 of the public  
58 health law, section 18 of chapter 2 of the  
59 laws of 1988, and 18 NYCRR 505.14(h).

60 The department of health shall prepare a  
61 monthly report that sets forth: (a) known  
62 and projected department of health medi-

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1 caid expenditures as described in subdivi-  
2 sion 1 of this section; and (b) the  
3 actions taken to implement any medicaid  
4 savings allocation plan implemented pursu-  
5 ant to subdivision 4 of this section,  
6 including information concerning the  
7 impact of such actions on each category of  
8 service and each geographic region of the  
9 state. Each such monthly report shall be  
10 provided to the chairs of the senate  
11 finance and the assembly ways and means  
12 committees and shall be posted on the  
13 department of health's website in a timely  
14 manner.

15 The money hereby appropriated is available  
16 for payment of aid heretofore accrued to  
17 municipalities, and to providers of  
18 medical services pursuant to section 367-b  
19 of the social services law, and shall be  
20 available to the department net of disal-  
21 lowances, refunds, reimbursements, and  
22 credits.

23 Notwithstanding any other provision of law,  
24 the money hereby appropriated may be  
25 increased or decreased by interchange,  
26 with any appropriation of the department  
27 of health, and may be increased or  
28 decreased by transfer or suballocation  
29 between these appropriated amounts and  
30 appropriations of the office of mental  
31 health, the office for people with devel-  
32 opmental disabilities, the office of alco-  
33 holism and substance abuse services, the  
34 department of family assistance office of  
35 temporary and disability assistance, and  
36 office of children and family services  
37 with the approval of the director of the  
38 budget, who shall file such approval with  
39 the department of audit and control and  
40 copies thereof with the chairman of the  
41 senate finance committee and the chairman  
42 of the assembly ways and means committee.

43 Notwithstanding any inconsistent provision  
44 of law, in lieu of payments authorized by  
45 the social services law, or payments of  
46 federal funds otherwise due to the local  
47 social services districts for programs  
48 provided under the federal social security  
49 act or the federal food stamp act, funds  
50 herein appropriated, in amounts certified  
51 by the state commissioner of temporary and  
52 disability assistance or the state commis-  
53 sioner of health as due from local social  
54 services districts each month as their  
55 share of payments made pursuant to section  
56 367-b of the social services law may be  
57 set aside by the state comptroller in an  
58 interest-bearing account in order to  
59 ensure the orderly and prompt payment of  
60 providers under section 367-b of the  
61 social services law pursuant to an esti-  
62 mate provided by the commissioner of



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1 health of each local social services  
2 district's share of payments made pursuant  
3 to section 367-b of the social services  
4 law.  
5 Notwithstanding any provision of law to the  
6 contrary, the portion of this  
7 appropriation covering fiscal year 2012-13  
8 shall supersede and replace any  
9 duplicative (i) reappropriation for this  
10 item covering fiscal year 2012-13, and  
11 (ii) appropriation for this item covering  
12 fiscal year 2012-13 set forth in chapter  
13 53 of the laws of 2011 ..... 1,090,100,000  
14 For contractual services related to medical  
15 necessity and quality of care reviews  
16 related to medicaid patients. Subject to  
17 the approval of the director of the budg-  
18 et, all or part of this appropriation may  
19 be transferred to the health care stand-  
20 ards and surveillance program, general  
21 fund - local assistance account.  
22 Notwithstanding any provision of law to the  
23 contrary, the portion of this  
24 appropriation covering fiscal year 2012-13  
25 shall supersede and replace any  
26 duplicative (i) reappropriation for this  
27 item covering fiscal year 2012-13, and  
28 (ii) appropriation for this item covering  
29 fiscal year 2012-13 set forth in chapter  
30 53 of the laws of 2011 ..... 7,400,000  
31 The amount appropriated herein, together  
32 with any federal matching funds obtained,  
33 may be available to the department,  
34 subject to the approval of the director of  
35 the budget, for contractual services  
36 related to a third party entity responsi-  
37 ble for education of persons eligible for  
38 medical assistance regarding their options  
39 for enrollment in managed care plans.  
40 Subject to the approval of the director of  
41 the budget, all or a part of this appro-  
42 priation may be transferred to the office  
43 of managed care, general fund - state  
44 purposes account. Notwithstanding any  
45 other provision of law, the money hereby  
46 appropriated may be increased or decreased  
47 by interchange, with any appropriation of  
48 the department of health, and may be  
49 increased or decreased by transfer or  
50 suballocation between these appropriated  
51 amounts.  
52 Notwithstanding any provision of law to the  
53 contrary, the portion of this  
54 appropriation covering fiscal year 2012-13  
55 shall supersede and replace any  
56 duplicative (i) reappropriation for this  
57 item covering fiscal year 2012-13, and  
58 (ii) appropriation for this item covering  
59 fiscal year 2012-13 set forth in chapter  
60 53 of the laws of 2011 ..... 50,000,000  
61 For state reimbursement of administrative  
62 expenses for the medical assistance

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1 program provided by the office of mental  
 2 health, office for people with develop-  
 3 mental disabilities and office of alcohol-  
 4 ism and substance abuse services.  
 5 The money hereby appropriated is available  
 6 for payment of aid heretofore accrued.  
 7 Notwithstanding any other provision of law,  
 8 the money hereby appropriated may be  
 9 increased or decreased by interchange with  
 10 any other appropriation of the department  
 11 of health with the approval of the direc-  
 12 tor of the budget.  
 13 Notwithstanding any provision of law to the  
 14 contrary, the portion of this  
 15 appropriation covering fiscal year 2012-13  
 16 shall supersede and replace any  
 17 duplicative (i) reappropriation for this  
 18 item covering fiscal year 2012-13, and  
 19 (ii) appropriation for this item covering  
 20 fiscal year 2012-13 set forth in chapter  
 21 53 of the laws of 2011 ..... 200,000,000  
 22 -----  
 23 Program account subtotal ..... 1,347,500,000  
 24 -----

25  
 26 Special Revenue Funds - Federal  
 27 Federal Health and Human Services Fund  
 28 Medicaid Administration Transfer Account  
 29

30 For reimbursement of local administrative  
 31 expenses of medical assistance programs  
 32 and for state administration of medical  
 33 assistance programs provided pursuant to  
 34 title XIX of the federal social security  
 35 act or its successor program.  
 36 Notwithstanding section 153 of the social  
 37 services law, to include the performance  
 38 of eligibility and enrollment  
 39 determinations by the state or third-party  
 40 entities designated by the state to  
 41 perform such services.

42 Notwithstanding any inconsistent provision  
 43 of law and subject to the approval of the  
 44 director of budget, moneys hereby  
 45 appropriated may be increased or decreased  
 46 by transfer or interchange between these  
 47 appropriated amounts and appropriations of  
 48 the medical assistance administration  
 49 program, the medical assistance program,  
 50 and the office of health insurance  
 51 programs. Funding authority from this  
 52 account used for State administration of  
 53 the medical assistance program may be  
 54 transferred to State Operations  
 55 appropriations within the aforementioned  
 56 programs at amounts agreed upon by the  
 57 commissioner of health, and the New York  
 58 state division of the budget.

59 Notwithstanding section 40 of state finance  
 60 law or any other law to the contrary, all  
 61 medical assistance appropriations made  
 62 from this account shall remain in full

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1 force and effect in accordance, in  
2 aggregate, with the following schedule:  
3 not more than 49 percent for the period  
4 April 1, 2012 to March 31, 2013; and the  
5 remaining amount for the period April 1,  
6 2013 to March 31, 2014.

7 The moneys hereby appropriated are to be  
8 available for payment of aid heretofore  
9 accrued to municipalities, and to provid-  
10 ers of medical services pursuant to  
11 section 367-b of the social services law,  
12 shall be available to the department net  
13 of disallowances, refunds, reimbursements,  
14 and credits. The amounts appropriated  
15 herein may be available for costs associ-  
16 ated with a common benefit identification  
17 card, and subject to the approval of the  
18 director of the budget, these funds may be  
19 transferred to the credit of the state  
20 operations account medicaid management  
21 information systems program.

22 Notwithstanding any other provision of law,  
23 the money hereby appropriated may be  
24 increased or decreased by interchange,  
25 with any appropriation of the department  
26 of health, and may be increased or  
27 decreased by transfer or suballocation  
28 between these appropriated amounts and  
29 appropriations of the office of mental  
30 health, the office for people with devel-  
31 opmental disabilities, the office of alco-  
32 holism and substance abuse services, the  
33 department of family assistance office of  
34 temporary and disability assistance and  
35 office of children and family services  
36 with the approval of the director of the  
37 budget, who shall file such approval with  
38 the department of audit and control and  
39 copies thereof with the chairman of the  
40 senate finance committee and the chairman  
41 of the assembly ways and means committee.

42 Notwithstanding any inconsistent provision  
43 of law, in lieu of payments authorized by  
44 the social services law, or payments of  
45 federal funds otherwise due to the local  
46 social services districts for programs  
47 provided under the federal social security  
48 act or the federal food stamp act, funds  
49 herein appropriated, in amounts certified  
50 by the state commissioner of temporary and  
51 disability assistance or the state commis-  
52 sioner of health as due from local social  
53 services districts each month as their  
54 share of payments made pursuant to section  
55 367-b of the social services law may be  
56 set aside by the state comptroller in an  
57 interest-bearing account in order to  
58 ensure the orderly and prompt payment of  
59 providers under section 367-b of the  
60 social services law pursuant to an esti-  
61 mate provided by the commissioner of  
62 health of each local social services

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1 district's share of payments made pursuant  
2 to section 367-b of the social services  
3 law.  
4 Notwithstanding any provision of law to the  
5 contrary, the portion of this  
6 appropriation covering fiscal year 2012-13  
7 shall supersede and replace any  
8 duplicative (i) reappropriation for this  
9 item covering fiscal year 2012-13, and  
10 (ii) appropriation for this item covering  
11 fiscal year 2012-13 set forth in chapter  
12 53 of the laws of 2011 ..... 1,217,400,000  
13 For reimbursement of administrative expenses  
14 of the medical assistance program provided  
15 by the office of mental health, office for  
16 people with developmental disabilities,  
17 and office of alcoholism and substance  
18 abuse services provided pursuant to title  
19 XIX of the federal social security act.  
20 The money hereby appropriated is available  
21 for payment of aid heretofore accrued.  
22 Notwithstanding any other provision of  
23 law, the money hereby appropriated may be  
24 increased or decreased by interchange with  
25 any other appropriation of the department  
26 of health with the approval of the direc-  
27 tor of budget.  
28 Notwithstanding any provision of law to the  
29 contrary, the portion of this  
30 appropriation covering fiscal year 2012-13  
31 shall supersede and replace any  
32 duplicative (i) reappropriation for this  
33 item covering fiscal year 2012-13, and  
34 (ii) appropriation for this item covering  
35 fiscal year 2012-13 set forth in chapter  
36 53 of the laws of 2011 ..... 200,000,000  
37 -----  
38 Program account subtotal ..... 1,417,400,000  
39 -----  
40  
41 MEDICAL ASSISTANCE PROGRAM ..... 100,240,433,000  
42 -----  
43  
44 General Fund  
45 Local Assistance Account  
46  
47 For the medical assistance program, includ-  
48 ing administrative expenses, for local  
49 social services districts, and for medical  
50 care rates for authorized child care agen-  
51 cies.  
52 Notwithstanding section 40 of state finance  
53 law or any other law to the contrary, all  
54 medical assistance appropriations made  
55 from this account shall remain in full  
56 force and effect in accordance, in the  
57 aggregate, with the following schedule:  
58 not more than 48 percent for the period  
59 April 1, 2012 to March 31, 2013; and the  
60 remaining amount for the period April 1,  
61 2013 to March 31, 2014.  
62

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1 Notwithstanding section 40 of the state  
2 finance law or any provision of law to the  
3 contrary, subject to federal approval,  
4 department of health state funds medicaid  
5 spending, excluding payments for medical  
6 services provided at state facilities  
7 operated by the office of mental health,  
8 the office for people with developmental  
9 disabilities and the office of alcoholism  
10 and substance abuse services and further  
11 excluding any payments which are not  
12 appropriated within the department of  
13 health, in the aggregate, for the period  
14 April 1, 2012 through March 31, 2013,  
15 shall not exceed \$15,916,663,000 except as  
16 provided below and state share medicaid  
17 spending, in the aggregate, for the period  
18 April 1, 2013 through March 31, 2014,  
19 shall not exceed \$16,590,763,000, but in  
20 no event shall department of health state  
21 funds medicaid spending for the period  
22 April 1, 2012 through March 31, 2014  
23 exceed \$32,507,426,000 provided, however,  
24 such aggregate limits may be adjusted by  
25 the director of the budget to account for  
26 any changes in the New York state federal  
27 medical assistance percentage amount  
28 established pursuant to the federal social  
29 security act, increases in provider reven-  
30 ues, reductions in local social services  
31 district payments for medical assistance  
32 administration and beginning April 1, 2012  
33 the operational costs of the New York  
34 state medical indemnity fund, pursuant to  
35 a chapter establishing such fund. The  
36 director of the budget, in consultation  
37 with the commissioner of health, shall  
38 assess on a monthly basis known and  
39 projected medicaid expenditures by  
40 category of service and by geographic  
41 region, as defined by the commissioner,  
42 incurred both prior to and subsequent to  
43 such assessment for each such period, and  
44 if the director of the budget determines  
45 that such expenditures are expected to  
46 cause medicaid spending for such period to  
47 exceed the aggregate limit specified  
48 herein for such period, the state medicaid  
49 director, in consultation with the  
50 director of the budget and the  
51 commissioner of health, shall develop a  
52 medicaid savings allocation plan to limit  
53 such spending to the aggregate limit  
54 specified herein for such period.  
55 Such medicaid savings allocation plan shall  
56 be designed, to reduce the expenditures  
57 authorized by the appropriations herein in  
58 compliance with the following guidelines:  
59 (1) reductions shall be made in compliance  
60 with applicable federal law, including the  
61 provisions of the Patient Protection and  
62 Affordable Care Act, Public Law No. 111-

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1 148, and the Health Care and Education  
2 Reconciliation Act of 2010, Public Law No.  
3 111-152 (collectively "Affordable Care  
4 Act") and any subsequent amendments there-  
5 to or regulations promulgated thereunder;  
6 (2) reductions shall be made in a manner  
7 that complies with the state medicaid plan  
8 approved by the federal centers for medi-  
9 care and medicaid services, provided,  
10 however, that the commissioner of health  
11 is authorized to submit any state plan  
12 amendment or seek other federal approval,  
13 including waiver authority, to implement  
14 the provisions of the medicaid savings  
15 allocation plan that meets the other  
16 criteria set forth herein; (3) reductions  
17 shall be made in a manner that maximizes  
18 federal financial participation, to the  
19 extent practicable, including any federal  
20 financial participation that is available  
21 or is reasonably expected to become avail-  
22 able, in the discretion of the commission-  
23 er, under the Affordable Care Act; (4)  
24 reductions shall be made uniformly among  
25 categories of services and geographic  
26 regions of the state, to the extent prac-  
27 ticable, and shall be made uniformly with-  
28 in a category of service, to the extent  
29 practicable, except where the commissioner  
30 determines that there are sufficient  
31 grounds for non-uniformity, including but  
32 not limited to: the extent to which  
33 specific categories of services contrib-  
34 uted to department of health medicaid  
35 state funds spending in excess of the  
36 limits specified herein; the need to main-  
37 tain safety net services in underserved  
38 communities; or the potential benefits of  
39 pursuing innovative payment models contem-  
40 plated by the Affordable Care Act, in  
41 which case such grounds shall be set forth  
42 in the medicaid savings allocation plan;  
43 and (5) reductions shall be made in a  
44 manner that does not unnecessarily create  
45 administrative burdens to medicaid appli-  
46 cants and recipients or providers.

47 The commissioner shall seek the input of the  
48 legislature, as well as organizations  
49 representing health care providers,  
50 consumers, businesses, workers, health  
51 insurers, and others with relevant exper-  
52 tise, in developing such medicaid savings  
53 allocation plan, to the extent that all or  
54 part of such plan, in the discretion of  
55 the commissioner, is likely to have a  
56 material impact on the overall medicaid  
57 program, particular categories of service  
58 or particular geographic regions of the  
59 states.

60 The commissioner shall post the medicaid  
61 savings allocation plan on the department  
62 of health's website and shall provide

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1 written copies of such plan to the chairs  
2 of the senate finance and the assembly  
3 ways and means committees at least 30 days  
4 before the date on which implementation is  
5 expected to begin.

6 The commissioner may revise the medicaid  
7 savings allocation plan subsequent to the  
8 provisions of notice and prior to imple-  
9 mentation but need provide a new notice  
10 pursuant to subparagraph (i) of this para-  
11 graph only if the commissioner determines,  
12 in his or her discretion, that such  
13 revisions materially alter the plan.

14 Notwithstanding the provisions of paragraphs  
15 (a) and (b) of this subdivision, the  
16 commissioner need not seek the input  
17 described in paragraph (a) of this subdi-  
18 vision or provide notice pursuant to para-  
19 graph (b) of this paragraph if, in the  
20 discretion of the commissioner, expedited  
21 development and implementation of a medi-  
22 caid savings allocation plan is necessary  
23 due to a public health emergency.

24 For purposes of this section, a public  
25 health emergency is defined as: (i) a  
26 disaster, natural or otherwise, that  
27 significantly increases the immediate need  
28 for health care personnel in an area of  
29 the state; (ii) an event or condition that  
30 creates a widespread risk of exposure to a  
31 serious communicable disease, or the  
32 potential for such widespread risk of  
33 exposure; or (iii) any other event or  
34 condition determined by the commissioner  
35 to constitute an imminent threat to public  
36 health.

37 Nothing in this paragraph shall be deemed to  
38 prevent all or part of such medicaid  
39 savings allocation plan from taking effect  
40 retroactively to the extent permitted by  
41 the federal centers for medicare and medi-  
42 caid services.

43 In accordance with the medicaid savings  
44 allocation plan, the commissioner of the  
45 department of health shall reduce depart-  
46 ment of health state funds medicaid spend-  
47 ing by the amount of the projected over-  
48 spending through, actions including, but  
49 not limited to modifying or suspending  
50 reimbursement methods, including but not  
51 limited to all fees, premium levels and  
52 rates of payment, notwithstanding any  
53 provision of law that sets a specific  
54 amount or methodology for any such  
55 payments or rates of payment; modifying or  
56 discontinuing medicaid program benefits;  
57 seeking all necessary federal approvals,  
58 including, but not limited to waivers,  
59 waiver amendments; and suspending time  
60 frames for notice, approval or certifi-  
61 cation of rate requirements, notwith-  
62 standing any provision of law, rule or

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1 regulation to the contrary, including but  
2 not limited to sections 2807 and 3614 of  
3 the public health law, section 18 of chap-  
4 ter 2 of the laws of 1988, and 18 NYCRR  
5 505.14(h).

6 The department of health shall prepare a  
7 monthly report that sets forth: (a) known  
8 and projected department of health medi-  
9 caid expenditures as described in subdivi-  
10 sion 1 of this section; and (b) the  
11 actions taken to implement any medicaid  
12 savings allocation plan implemented pursu-  
13 ant to subdivision 4 of this section,  
14 including information concerning the  
15 impact of such actions on each category of  
16 service and each geographic region of the  
17 state. Each such monthly report shall be  
18 provided to the chairs of the senate  
19 finance and the assembly ways and means  
20 committees and shall be posted on the  
21 department of health's website in a timely  
22 manner.

23 The money hereby appropriated is to be  
24 available for payment of aid heretofore  
25 accrued to municipalities, and to provid-  
26 ers of medical services pursuant to  
27 section 367-b of the social services law,  
28 and for payment of state aid to munici-  
29 palities and to providers of family care  
30 where payment systems through the fiscal  
31 intermediaries are not operational, and  
32 shall be available to the department net  
33 of disallowances, refunds, reimbursements,  
34 and credits.

35 Notwithstanding any inconsistent provision  
36 of law to the contrary, funds may be used  
37 by the department for outside legal  
38 assistance on issues involving the federal  
39 government, the conduct of preadmission  
40 screening and annual resident reviews  
41 required by the state's medicaid program,  
42 computer matching with insurance carriers  
43 to insure that medicaid is the payer of  
44 last resort and activities related to the  
45 management of the pharmacy benefit avail-  
46 able under the medicaid program.

47 Notwithstanding any inconsistent provision  
48 of law, in lieu of payments authorized by  
49 the social services law, or payments of  
50 federal funds otherwise due to the local  
51 social services districts for programs  
52 provided under the federal social security  
53 act or the federal food stamp act, funds  
54 herein appropriated, in amounts certified  
55 by the state commissioner of temporary and  
56 disability assistance or the state commis-  
57 sioner of health as due from local social  
58 services districts each month as their  
59 share of payments made pursuant to section  
60 367-b of the social services law may be  
61 set aside by the state comptroller in an  
62 interest-bearing account in order to



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1 ensure the orderly and prompt payment of  
2 providers under section 367-b of the  
3 social services law pursuant to an esti-  
4 mate provided by the commissioner of  
5 health of each local social services  
6 district's share of payments made pursuant  
7 to section 367-b of the social services  
8 law.

9 Notwithstanding any other provision of law,  
10 the money hereby appropriated may be  
11 increased or decreased by interchange,  
12 with any appropriation of the department  
13 of health and the office of medicaid  
14 inspector general and may be increased or  
15 decreased by transfer or suballocation  
16 between these appropriated amounts and  
17 appropriations of the department of health  
18 state purpose account, the office of  
19 mental health, office for people with  
20 developmental disabilities, the office of  
21 alcoholism and substance abuse services,  
22 the department of family assistance office  
23 of temporary and disability assistance and  
24 office of children and family services,  
25 the office of Medicaid Inspector General,  
26 and the state office for the aging with  
27 the approval of the director of the  
28 budget, who shall file such approval with  
29 the department of audit and control and  
30 copies thereof with the chairman of the  
31 senate finance committee and the chairman  
32 of the assembly ways and means committee.

33 Notwithstanding any inconsistent provision  
34 of law to the contrary, the moneys hereby  
35 appropriated may be used for payments to  
36 the centers for medicaid and medicare  
37 services for obligations incurred related  
38 to the pharmaceutical costs of dually  
39 eligible medicare/medicaid beneficiaries  
40 participating in the medicare drug benefit  
41 authorized by P.L. 108-173.

42 Notwithstanding any inconsistent provision  
43 of law, the moneys hereby appropriated  
44 shall not be used for any existing rates,  
45 fees, fee schedule, or procedures which  
46 may affect the cost of care and services  
47 provided by personal care providers, case  
48 managers, health maintenance organiza-  
49 tions, out of state medical facilities  
50 which provide care and services to resi-  
51 dents of the state, providers of transpor-  
52 tation services, that are altered,  
53 amended, adjusted or otherwise changed by  
54 a local social services district unless  
55 previously approved by the department of  
56 health and the director of the budget.

57 For services and expenses of the medical  
58 assistance program including hospital  
59 inpatient services.

60 Notwithstanding any provision of law to the  
61 contrary, the portion of this  
62 appropriation covering fiscal year 2012-13

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1 shall supersede and replace any  
2 duplicative (i) reappropriation for this  
3 item covering fiscal year 2012-13, and  
4 (ii) appropriation for this item covering  
5 fiscal year 2012-13 set forth in chapter  
6 53 of the laws of 2011 ..... 562,419,000  
7 For services and expenses of the medical  
8 assistance program including hospital  
9 outpatient and emergency room services.  
10 Notwithstanding any provision of law to the  
11 contrary, the portion of this  
12 appropriation covering fiscal year 2012-13  
13 shall supersede and replace any  
14 duplicative (i) reappropriation for this  
15 item covering fiscal year 2012-13, and  
16 (ii) appropriation for this item covering  
17 fiscal year 2012-13 set forth in chapter  
18 53 of the laws of 2011 ..... 571,420,000  
19 For services and expenses of the medical  
20 assistance program including clinic  
21 services.  
22 Notwithstanding any provision of law to the  
23 contrary, the portion of this  
24 appropriation covering fiscal year 2012-13  
25 shall supersede and replace any  
26 duplicative (i) reappropriation for this  
27 item covering fiscal year 2012-13, and  
28 (ii) appropriation for this item covering  
29 fiscal year 2012-13 set forth in chapter  
30 53 of the laws of 2011 ..... 529,125,000  
31 For services and expenses of the medical  
32 assistance program including nursing home  
33 services.  
34 Notwithstanding any provision of law to the  
35 contrary, the portion of this  
36 appropriation covering fiscal year 2012-13  
37 shall supersede and replace any  
38 duplicative (i) reappropriation for this  
39 item covering fiscal year 2012-13, and  
40 (ii) appropriation for this item covering  
41 fiscal year 2012-13 set forth in chapter  
42 53 of the laws of 2011 ..... 2,840,635,000  
43 For services and expenses of the medical  
44 assistance program including other long  
45 term care services.  
46 Notwithstanding any inconsistent provision  
47 of law, rule or regulation to the  
48 contrary, for the period April 1, 2012  
49 through March 31, 2014, benefits under the  
50 medical assistance program shall be  
51 furnished to applicants in cases where,  
52 although such applicant has a responsible  
53 relative with sufficient income and  
54 resources to provide medical assistance,  
55 the income and resources of the  
56 responsible relative are not available to  
57 such applicant because of the absence of  
58 such relative and the refusal or failure  
59 of such absent relative to provide the  
60 necessary care and assistance. In such  
61 cases, however, the furnishing of such  
62 assistance shall create an implied

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1 contract with such relative, and the cost  
2 thereof may be recovered from such  
3 relative in accordance with title six of  
4 article three of the social services law  
5 and other applicable provisions of law.  
6 Provided, however, if this chapter  
7 appropriates sufficient additional funds  
8 to allow medical assistance to be  
9 furnished in situations in which a  
10 responsible relative who is not absent  
11 from the household fails or refuses to  
12 provide necessary care and assistance,  
13 then the provisions of this paragraph  
14 shall not apply and shall be considered  
15 null and void as of March 31, 2012.

16 Notwithstanding any provision of law to the  
17 contrary, the portion of this  
18 appropriation covering fiscal year 2012-13  
19 shall supersede and replace any  
20 duplicative (i) reappropriation for this  
21 item covering fiscal year 2012-13, and  
22 (ii) appropriation for this item covering  
23 fiscal year 2012-13 set forth in chapter  
24 53 of the laws of 2011 ..... 4,286,315,000

25 For services and expenses of the medical  
26 assistance program including managed care  
27 services.

28 Notwithstanding any provision of law to the  
29 contrary, the portion of this  
30 appropriation covering fiscal year 2012-13  
31 shall supersede and replace any  
32 duplicative (i) reappropriation for this  
33 item covering fiscal year 2012-13, and  
34 (ii) appropriation for this item covering  
35 fiscal year 2012-13 set forth in chapter  
36 53 of the laws of 2011 ..... 8,967,954,000

37 For services and expenses of the medical  
38 assistance program including pharmacy  
39 services.

40 Notwithstanding any provision of law to the  
41 contrary, the portion of this  
42 appropriation covering fiscal year 2012-13  
43 shall supersede and replace any  
44 duplicative (i) reappropriation for this  
45 item covering fiscal year 2012-13, and  
46 (ii) appropriation for this item covering  
47 fiscal year 2012-13 set forth in chapter  
48 53 of the laws of 2011 ..... 261,501,000

49 For services and expenses of the medical  
50 assistance program including transporta-  
51 tion services.

52 Notwithstanding any provision of law to the  
53 contrary, the portion of this  
54 appropriation covering fiscal year 2012-13  
55 shall supersede and replace any  
56 duplicative (i) reappropriation for this  
57 item covering fiscal year 2012-13, and  
58 (ii) appropriation for this item covering  
59 fiscal year 2012-13 set forth in chapter  
60 53 of the laws of 2011 ..... 198,775,000  
61

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1 For services and expenses of the medical  
2 assistance program including dental  
3 services.  
4 Notwithstanding any provision of law to the  
5 contrary, the portion of this  
6 appropriation covering fiscal year 2012-13  
7 shall supersede and replace any  
8 duplicative (i) reappropriation for this  
9 item covering fiscal year 2012-13, and  
10 (ii) appropriation for this item covering  
11 fiscal year 2012-13 set forth in chapter  
12 53 of the laws of 2011 ..... 124,456,000  
13 For services and expenses of the medical  
14 assistance program including non-institu-  
15 tional and other spending.  
16 Notwithstanding any inconsistent provision  
17 of law, the money hereby appropriated may  
18 be available for payments to any county or  
19 public school district or state operated  
20 or state supported schools for blind and  
21 deaf students associated with additional  
22 claims for school supportive health  
23 services.  
24 Notwithstanding any provision of law to the  
25 contrary, the portion of this  
26 appropriation covering fiscal year 2012-13  
27 shall supersede and replace any  
28 duplicative (i) reappropriation for this  
29 item covering fiscal year 2012-13, and  
30 (ii) appropriation for this item covering  
31 fiscal year 2012-13 set forth in chapter  
32 53 of the laws of 2011 ..... 1,778,333,000  
33 Notwithstanding any inconsistent provision  
34 of law, subject to the approval of the  
35 director of the budget, upon submission of  
36 an allocation plan from the commissioner  
37 of health, the amount appropriated herein,  
38 together with any available federal  
39 matching funds, may be transferred to the  
40 office of mental health, office of people  
41 with developmental disability, division of  
42 housing and community renewal, New York  
43 state housing trust fund corporation, and  
44 office of temporary and disability  
45 assistance for services and expenses  
46 related to providing affordable housing.  
47 Notwithstanding any provision of law to the  
48 contrary, the portion of this  
49 appropriation covering fiscal year 2012-13  
50 shall supersede and replace any  
51 duplicative (i) reappropriation for this  
52 item covering fiscal year 2012-13, and  
53 (ii) appropriation for this item covering  
54 fiscal year 2012-13 set forth in chapter  
55 53 of the laws of 2011 ..... 150,000,000  
56 For grants to the civil service employees  
57 association, Local 1000, AFSCME, AFL-CIO  
58 to contribute to the union's cost of  
59 purchasing health insurance coverage under  
60 the family health plus (FHPlus) buy-in for  
61 child care providers represented by the  
62

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1 union who do not otherwise qualify for  
2 coverage under FHPlus.  
3 Notwithstanding any provision of law to the  
4 contrary, the portion of this  
5 appropriation covering fiscal year 2012-13  
6 shall supersede and replace any  
7 duplicative (i) reappropriation for this  
8 item covering fiscal year 2012-13, and  
9 (ii) appropriation for this item covering  
10 fiscal year 2012-13 set forth in chapter  
11 53 of the laws of 2011 ..... 10,600,000  
12 For grants to the United Federation of  
13 Teachers, Local 2, AFT, AFL-CIO to  
14 contribute to the union's cost of purchas-  
15 ing health insurance coverage under the  
16 family health plus (FHPlus) buy-in for  
17 child care providers represented by the  
18 union who do not otherwise qualify for  
19 coverage under FHPlus.  
20 Notwithstanding any provision of law to the  
21 contrary, the portion of this  
22 appropriation covering fiscal year 2012-13  
23 shall supersede and replace any  
24 duplicative (i) reappropriation for this  
25 item covering fiscal year 2012-13, and  
26 (ii) appropriation for this item covering  
27 fiscal year 2012-13 set forth in chapter  
28 53 of the laws of 2011 ..... 18,000,000  
29 Notwithstanding any inconsistent provision  
30 of law, subject to the approval of the  
31 director of the budget, up to the amount  
32 appropriated herein, together with any  
33 available federal matching funds, may be  
34 transferred to the general fund - state  
35 purposes account for services and expenses  
36 related to pharmacy best practices initi-  
37 atives including prior authorizations and  
38 prior approvals.  
39 Notwithstanding any provision of law to the  
40 contrary, the portion of this  
41 appropriation covering fiscal year 2012-13  
42 shall supersede and replace any  
43 duplicative (i) reappropriation for this  
44 item covering fiscal year 2012-13, and  
45 (ii) appropriation for this item covering  
46 fiscal year 2012-13 set forth in chapter  
47 53 of the laws of 2011 ..... 7,620,000  
48 Notwithstanding any inconsistent provision  
49 of law, subject to the approval of the  
50 director of the budget, up to the amount  
51 appropriated herein, together with any  
52 available federal matching funds, may be  
53 transferred to the general fund - state  
54 purposes account for services and expenses  
55 related to utilization review activities  
56 including but not limited to utilization  
57 management for radiology and transporta-  
58 tion management services.  
59 Notwithstanding any provision of law to the  
60 contrary, the portion of this  
61 appropriation covering fiscal year 2012-13  
62 shall supersede and replace any

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1 duplicative (i) reappropriation for this  
2 item covering fiscal year 2012-13, and  
3 (ii) appropriation for this item covering  
4 fiscal year 2012-13 set forth in chapter  
5 53 of the laws of 2011 ..... 48,298,000  
6 Notwithstanding any inconsistent provision  
7 of law, subject to the approval of a plan  
8 by the director of the budget, up to the  
9 amount appropriated herein, together with  
10 any available federal matching funds, may  
11 be transferred to the general fund - state  
12 purposes account for services and expenses  
13 related to making improvements in the  
14 long-term care system including long-term  
15 care restructuring, the nursing home tran-  
16 sition and diversion waiver, and point-of-  
17 entry initiatives for the purpose of  
18 expanding and promoting a more coordinated  
19 level of care for the delivery of quality  
20 services in the community.  
21 Notwithstanding any provision of law to the  
22 contrary, the portion of this  
23 appropriation covering fiscal year 2012-13  
24 shall supersede and replace any  
25 duplicative (i) reappropriation for this  
26 item covering fiscal year 2012-13, and  
27 (ii) appropriation for this item covering  
28 fiscal year 2012-13 set forth in chapter  
29 53 of the laws of 2011 ..... 4,460,000  
30 Notwithstanding any inconsistent provision  
31 of law, subject to the approval of the  
32 director of the budget, up to the amount  
33 appropriated herein, together with any  
34 available federal matching funds, may be  
35 transferred to the general fund - state  
36 purposes account for services and expenses  
37 related to required criminal background  
38 checks for non-licensed long-term care  
39 employees including employees of nursing  
40 homes, certified home health agencies,  
41 long term home health care providers, AIDS  
42 home care providers, and licensed home  
43 care service agencies.  
44 Notwithstanding any provision of law to the  
45 contrary, the portion of this  
46 appropriation covering fiscal year 2012-13  
47 shall supersede and replace any  
48 duplicative (i) reappropriation for this  
49 item covering fiscal year 2012-13, and  
50 (ii) appropriation for this item covering  
51 fiscal year 2012-13 set forth in chapter  
52 53 of the laws of 2011 ..... 3,000,000  
53 Notwithstanding any other provision of law,  
54 the money herein appropriated, together  
55 with any available federal matching funds,  
56 is available for transfer or suballocation  
57 to the state university of New York and  
58 its subsidiaries, or to contract without  
59 competition for services with the state  
60 university of New York research founda-  
61 tion, to provide support for the adminis-  
62 tration of the medical assistance program

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1 including activities such as dental prior  
 2 approval, retrospective and prospective  
 3 drug utilization review, development of  
 4 evidence based utilization thresholds,  
 5 data analysis, clinical consultation and  
 6 peer review, clinical support for the  
 7 pharmacy and therapeutic committee, and  
 8 other activities related to utilization  
 9 management and for health information  
 10 technology support for the medicaid  
 11 program.

12 Notwithstanding any provision of law to the  
 13 contrary, the portion of this  
 14 appropriation covering fiscal year 2012-13  
 15 shall supersede and replace any  
 16 duplicative (i) reappropriation for this  
 17 item covering fiscal year 2012-13, and  
 18 (ii) appropriation for this item covering  
 19 fiscal year 2012-13 set forth in chapter  
 20 53 of the laws of 2011 .....

9,500,000

21 Notwithstanding any inconsistent provision  
 22 of section 112 or 163 of the state finance  
 23 law or any other contrary provision of the  
 24 state finance law or any other contrary  
 25 provision of law, the commissioner of  
 26 health may, without a competitive bid or  
 27 request for proposal process, enter into  
 28 contracts with one or more certified  
 29 public accounting firms for the purpose of  
 30 conducting audits of disproportionate  
 31 share hospital payments made by the state  
 32 of New York to general hospitals and for  
 33 the purpose of conducting audits of hospi-  
 34 tal cost reports as submitted to the state  
 35 of New York in accordance with article 28  
 36 of the public health law. Notwithstanding  
 37 any inconsistent provisions of law,  
 38 subject to the approval of the director of  
 39 the budget, up to the amount appropriated  
 40 herein, together with any available feder-  
 41 al matching funds, may be transferred to  
 42 the general fund - state purposes account.

43 Notwithstanding any provision of law to the  
 44 contrary, the portion of this  
 45 appropriation covering fiscal year 2012-13  
 46 shall supersede and replace any  
 47 duplicative (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011 .....

4,600,000

52 Notwithstanding any inconsistent provision  
 53 of law, subject to the approval of the  
 54 director of the budget, moneys appropri-  
 55 ated herein may be transferred to the  
 56 general fund, state purposes account for  
 57 services and expenses related to the inde-  
 58 pendent audit of the internal controls of  
 59 the school and preschool supportive health  
 60 services programs as required by the New  
 61 York state school supportive health  
 62 services program compliance agreement with

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1	the centers for medicare and medicaid	
2	services.	
3	Notwithstanding any inconsistent provision	
4	of law, subject to the approval of the	
5	director of the budget, the amount appro-	
6	priated herein may be increased or	
7	decreased by interchange with any appro-	
8	priation of the department of health.	
9	Notwithstanding any provision of law to the	
10	contrary, the portion of this	
11	appropriation covering fiscal year 2012-13	
12	shall supersede and replace any	
13	duplicative (i) reappropriation for this	
14	item covering fiscal year 2012-13, and	
15	(ii) appropriation for this item covering	
16	fiscal year 2012-13 set forth in chapter	
17	53 of the laws of 2011 .....	800,000
18	Notwithstanding any inconsistent provision	
19	of law, subject to the approval of the	
20	director of the budget, the amount appro-	
21	priated herein, together with any	
22	available federal matching funds, may be	
23	transferred to the general fund - state	
24	purposes account for services and expenses	
25	of the medical assistance program	
26	including services and expenses related to	
27	decreasing the incidence of pressure	
28	ulcers .....	700,000
29	Notwithstanding any inconsistent provision	
30	of law, subject to the approval of the	
31	director of the budget, the amount appro-	
32	priated herein, together with any	
33	available federal matching funds, may be	
34	transferred to the general fund - state	
35	purposes account for services and expenses	
36	of the medical assistance program	
37	including school supportive health	
38	services program .....	3,760,000
39	Notwithstanding any inconsistent provision	
40	of law, subject to the approval of the	
41	director of the budget, the amount appro-	
42	priated herein, together with any	
43	available federal matching funds, may be	
44	transferred to the general fund - state	
45	purposes account for services and expenses	
46	of the medical assistance program	
47	including developing an automated	
48	eligibility system .....	5,720,000
49	Notwithstanding any inconsistent provision	
50	of law, subject to the approval of the	
51	director of the budget, the amount appro-	
52	priated herein, together with any	
53	available federal matching funds, may be	
54	transferred to the general fund - state	
55	purposes account for services and expenses	
56	of the medical assistance program	
57	including medical services provided for	
58	care management and benefit expansion ....	1,540,000
59	Notwithstanding any inconsistent provision	
60	of law, subject to the approval of the	
61	director of the budget, the amount appro-	



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<p>1    prieved herein, together with any  2    available federal matching funds, may be  3    transferred to the general fund - state  4    purposes account for services and expenses  5    of the medical assistance program  6    including data collection to measure  7    disparities .....</p>	<p>2,000,000</p>
<p>8    Notwithstanding any inconsistent provision  9    of law, subject to the approval of the  10   director of the budget, the amount appro-  11   priated herein, together with any  12   available federal matching funds, may be  13   transferred to the general fund - state  14   purposes account, and may be increased or  15   decreased by transfer or suballocation  16   between this appropriated amount and  17   appropriations of the office of temporary  18   and disability assistance for services and  19   expenses related to fair hearings .....</p>	<p>1,000,000</p>
<p>20   Notwithstanding any inconsistent provision  21   of law, subject to the approval of the  22   director of the budget, the amount appro-  23   priated herein, together with any  24   available federal matching funds, may be  25   transferred to the general fund - state  26   purposes account for services and expenses  27   of the medical assistance program  28   including enrollment assistors .....</p>	<p>4,500,000</p>
<p>29   Notwithstanding any inconsistent provision  30   of law, subject to the approval of the  31   director of the budget, the amount appro-  32   priated herein, together with any  33   available federal matching funds for  34   services and expenses of the medical  35   assistance program including the primary  36   care service corps .....</p>	<p>1,000,000</p>
<p>37   Notwithstanding any inconsistent provision  38   of law, subject to the approval of the  39   director of the budget, the amount appro-  40   priated herein, together with any  41   available federal matching funds, may be  42   transferred to the general fund - state  43   purposes account, and may be increased or  44   decreased by transfer or suballocation  45   between this appropriated amount and  46   appropriations of the office of temporary  47   and disability assistance for services and  48   expenses of the medical assistance program  49   including medical services provided for  50   medicaid analysis and exchange activities  51   .....</p>	<p>10,208,000</p>
<p>52   Notwithstanding any inconsistent provision  53   of law, subject to the approval of the  54   director of the budget, the amount appro-  55   priated herein, together with any  56   available federal matching funds, may be  57   transferred to the general fund - state  58   purposes account for services and expenses  59   of the medical assistance program  60   including indirect costs, related to the  61   certificate of public advantage program ..</p>	<p>504,000</p>
<p>62</p>	

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1 For services and expenses of the medical  
 2 assistance program including medical  
 3 services provided at state facilities  
 4 operated by the office of mental health,  
 5 the office for people with developmental  
 6 disabilities and the office of alcoholism  
 7 and substance abuse services.  
 8 Notwithstanding any provision of law to the  
 9 contrary, the portion of this  
 10 appropriation covering fiscal year 2012-13  
 11 shall supersede and replace any  
 12 duplicative (i) reappropriation for this  
 13 item covering fiscal year 2012-13, and  
 14 (ii) appropriation for this item covering  
 15 fiscal year 2012-13 set forth in chapter  
 16 53 of the laws of 2011 ..... 9,500,000,000  
 17 -----  
 18 Program account subtotal ..... 29,908,743,000  
 19 -----  
 20

21 Special Revenue Funds - Federal  
 22 Federal Health and Human Services Fund  
 23 Medicaid Direct Account  
 24

25 For services and expenses for the medical  
 26 assistance program, including administra-  
 27 tive expenses for local social services  
 28 districts, pursuant to title XIX of the  
 29 federal social security act or its succes-  
 30 sor program.

31 Notwithstanding section 40 of state finance  
 32 law or any other law to the contrary, all  
 33 medical assistance appropriations made  
 34 from this account shall remain in full  
 35 force and effect in accordance, in the  
 36 aggregate, with the following schedule:  
 37 not more than 49 percent for the period  
 38 April 1, 2012 to March 31, 2013; and the  
 39 remaining amount for the period April 1,  
 40 2013 to March 31, 2014.

41 The moneys hereby appropriated are to be  
 42 available for payment of aid heretofore  
 43 accrued to municipalities, and to provid-  
 44 ers of medical services pursuant to  
 45 section 367-b of the social services law,  
 46 and for payment of state aid to munici-  
 47 palities and to providers of family care  
 48 where payment systems through the fiscal  
 49 intermediaries are not operational, shall  
 50 be available to the department net of  
 51 disallowances, refunds, reimbursements,  
 52 and credits.

53 Notwithstanding any other provision of law,  
 54 the money hereby appropriated may be  
 55 increased or decreased by interchange,  
 56 with any appropriation of the department  
 57 of health and the office of medicaid  
 58 inspector general and may be increased or  
 59 decreased by transfer or suballocation  
 60 between these appropriated amounts and  
 61 appropriations of the office of mental  
 62 health, office for people with develop-

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1 mental disabilities, the office of alco-  
 2 holism and substance abuse services, the  
 3 department of family assistance office of  
 4 temporary and disability assistance,  
 5 office of children and family services,  
 6 the department of financial services,  
 7 department of corrections and community  
 8 supervision, and the state office for the  
 9 aging with the approval of the director of  
 10 the budget, who shall file such approval  
 11 with the department of audit and control  
 12 and copies thereof with the chairman of  
 13 the senate finance committee and the  
 14 chairman of the assembly ways and means  
 15 committee.

16 Notwithstanding any inconsistent provision  
 17 of law, in lieu of payments authorized by  
 18 the social services law, or payments of  
 19 federal funds otherwise due to the local  
 20 social services districts for programs  
 21 provided under the federal social security  
 22 act or the federal food stamp act, funds  
 23 herein appropriated, in amounts certified  
 24 by the state commissioner of temporary and  
 25 disability assistance or the state commis-  
 26 sioner of health as due from local social  
 27 services districts each month as their  
 28 share of payments made pursuant to section  
 29 367-b of the social services law may be  
 30 set aside by the state comptroller in an  
 31 interest-bearing account in order to  
 32 ensure the orderly and prompt payment of  
 33 providers under section 367-b of the  
 34 social services law pursuant to an esti-  
 35 mate provided by the commissioner of  
 36 health of each local social services  
 37 district's share of payments made pursuant  
 38 to section 367-b of the social services  
 39 law.

40 For services and expenses of the medical  
 41 assistance program including hospital  
 42 inpatient services.

43 Notwithstanding any provision of law to the  
 44 contrary, the portion of this  
 45 appropriation covering fiscal year 2012-13  
 46 shall supersede and replace any  
 47 duplicative (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011 ..... 9,302,437,000

52 For services and expenses of the medical  
 53 assistance program including hospital  
 54 outpatient and emergency room services.

55 Notwithstanding any provision of law to the  
 56 contrary, the portion of this  
 57 appropriation covering fiscal year 2012-13  
 58 shall supersede and replace any  
 59 duplicative (i) reappropriation for this  
 60 item covering fiscal year 2012-13, and  
 61 (ii) appropriation for this item covering

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1 fiscal year 2012-13 set forth in chapter  
 2 53 of the laws of 2011 ..... 2,286,423,000  
 3 For services and expenses of the medical  
 4 assistance program including clinic  
 5 services.  
 6 Notwithstanding any provision of law to the  
 7 contrary, the portion of this  
 8 appropriation covering fiscal year 2012-13  
 9 shall supersede and replace any  
 10 duplicative (i) reappropriation for this  
 11 item covering fiscal year 2012-13, and  
 12 (ii) appropriation for this item covering  
 13 fiscal year 2012-13 set forth in chapter  
 14 53 of the laws of 2011 ..... 1,555,906,000  
 15 For services and expenses of the medical  
 16 assistance program including nursing home  
 17 services.  
 18 Notwithstanding any provision of law to the  
 19 contrary, the portion of this  
 20 appropriation covering fiscal year 2012-13  
 21 shall supersede and replace any  
 22 duplicative (i) reappropriation for this  
 23 item covering fiscal year 2012-13, and  
 24 (ii) appropriation for this item covering  
 25 fiscal year 2012-13 set forth in chapter  
 26 53 of the laws of 2011 ..... 7,450,162,000  
 27 For services and expenses of the medical  
 28 assistance program including other long  
 29 term care services.  
 30 Notwithstanding any inconsistent provision  
 31 of law, rule or regulation to the  
 32 contrary, for the period April 1, 2012  
 33 through March 31, 2014, benefits under the  
 34 medical assistance program shall be  
 35 furnished to applicants in cases where,  
 36 although such applicant has a responsible  
 37 relative with sufficient income and  
 38 resources to provide medical assistance,  
 39 the income and resources of the  
 40 responsible relative are not available to  
 41 such applicant because of the absence of  
 42 such relative and the refusal or failure  
 43 of such absent relative to provide the  
 44 necessary care and assistance. In such  
 45 cases, however, the furnishing of such  
 46 assistance shall create an implied  
 47 contract with such relative, and the cost  
 48 thereof may be recovered from such  
 49 relative in accordance with title six of  
 50 article three of the social services law  
 51 and other applicable provisions of law.  
 52 Provided, however, if this chapter  
 53 appropriates sufficient additional funds  
 54 to allow medical assistance to be  
 55 furnished in situations in which a  
 56 responsible relative who is not absent  
 57 from the household fails or refuses to  
 58 provide necessary care and assistance,  
 59 then the provisions of this paragraph  
 60 shall not apply and shall be considered  
 61 null and void as of March 31, 2012.

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1 Notwithstanding any provision of law to the  
2 contrary, the portion of this  
3 appropriation covering fiscal year 2012-13  
4 shall supersede and replace any  
5 duplicative (i) reappropriation for this  
6 item covering fiscal year 2012-13, and  
7 (ii) appropriation for this item covering  
8 fiscal year 2012-13 set forth in chapter  
9 53 of the laws of 2011 ..... 5,823,198,000  
10 For services and expenses of the medical  
11 assistance program including managed care  
12 services.

13 Notwithstanding any provision of law to the  
14 contrary, the portion of this  
15 appropriation covering fiscal year 2012-13  
16 shall supersede and replace any  
17 duplicative (i) reappropriation for this  
18 item covering fiscal year 2012-13, and  
19 (ii) appropriation for this item covering  
20 fiscal year 2012-13 set forth in chapter  
21 53 of the laws of 2011 .....10,286,307,000  
22 For services and expenses of the medical  
23 assistance program including pharmacy  
24 services.

25 Notwithstanding any provision of law to the  
26 contrary, the portion of this  
27 appropriation covering fiscal year 2012-13  
28 shall supersede and replace any  
29 duplicative (i) reappropriation for this  
30 item covering fiscal year 2012-13, and  
31 (ii) appropriation for this item covering  
32 fiscal year 2012-13 set forth in chapter  
33 53 of the laws of 2011 ..... 3,983,930,000  
34 For services and expenses of the medical  
35 assistance program including transporta-  
36 tion services.

37 Notwithstanding any provision of law to the  
38 contrary, the portion of this  
39 appropriation covering fiscal year 2012-13  
40 shall supersede and replace any  
41 duplicative (i) reappropriation for this  
42 item covering fiscal year 2012-13, and  
43 (ii) appropriation for this item covering  
44 fiscal year 2012-13 set forth in chapter  
45 53 of the laws of 2011 ..... 351,196,000  
46 For services and expenses of the medical  
47 assistance program including dental  
48 services.

49 Notwithstanding any provision of law to the  
50 contrary, the portion of this  
51 appropriation covering fiscal year 2012-13  
52 shall supersede and replace any  
53 duplicative (i) reappropriation for this  
54 item covering fiscal year 2012-13, and  
55 (ii) appropriation for this item covering  
56 fiscal year 2012-13 set forth in chapter  
57 53 of the laws of 2011 ..... 284,827,000  
58 For services and expenses of the medical  
59 assistance program including noninstitu-  
60 tional and other spending.

61 Notwithstanding any provision of law to the  
62 contrary, the portion of this

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1 appropriation covering fiscal year 2012-13  
2 shall supersede and replace any  
3 duplicative (i) reappropriation for this  
4 item covering fiscal year 2012-13, and  
5 (ii) appropriation for this item covering  
6 fiscal year 2012-13 set forth in chapter  
7 53 of the laws of 2011 ..... 8,534,401,000

8 Notwithstanding any inconsistent provision  
9 of law, subject to the approval of the  
10 director of the budget, up to the amount  
11 appropriated herein is available for  
12 services and expenses related to pharmacy  
13 best practices initiatives including prior  
14 authorizations and prior approvals.

15 Notwithstanding any provision of law to the  
16 contrary, the portion of this  
17 appropriation covering fiscal year 2012-13  
18 shall supersede and replace any  
19 duplicative (i) reappropriation for this  
20 item covering fiscal year 2012-13, and  
21 (ii) appropriation for this item covering  
22 fiscal year 2012-13 set forth in chapter  
23 53 of the laws of 2011 ..... 7,620,000

24 Notwithstanding any other provision of law,  
25 the money herein appropriated, is avail-  
26 able for transfer or suballocation to the  
27 state university of New York and its  
28 subsidiaries, or to contract without  
29 competition for services with the state  
30 university of New York research founda-  
31 tion, to provide support for the adminis-  
32 tration of the medical assistance program  
33 including activities such as dental prior  
34 approval, retrospective and prospective  
35 drug utilization review, development of  
36 evidence based utilization thresholds,  
37 data analysis, clinical consultation and  
38 peer review, clinical support for the  
39 pharmacy and therapeutic committee, and  
40 other activities related to utilization  
41 management and for health information  
42 technology support for the medicaid  
43 program.

44 Notwithstanding any provision of law to the  
45 contrary, the portion of this  
46 appropriation covering fiscal year 2012-13  
47 shall supersede and replace any  
48 duplicative (i) reappropriation for this  
49 item covering fiscal year 2012-13, and  
50 (ii) appropriation for this item covering  
51 fiscal year 2012-13 set forth in chapter  
52 53 of the laws of 2011 ..... 9,500,000

53 Notwithstanding any inconsistent provision  
54 of section 112 or 163 of the state finance  
55 law or any other contrary provision of the  
56 state finance law or any other contrary  
57 provision of law, the commissioner of  
58 health may, without a competitive bid or  
59 request for proposal process, enter into  
60 contracts with one or more certified  
61 public accounting firms for the purpose of  
62 conducting audits of disproportionate

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1 share hospital payments made by the state  
2 of New York to general hospitals and for  
3 the purpose of conducting audits of hospi-  
4 tal cost reports as submitted to the state  
5 of New York in accordance with article 28  
6 of the public health law. Notwithstanding  
7 any inconsistent provisions of law,  
8 subject to the approval of the director of  
9 the budget, up to the amount appropriated  
10 herein.  
11 Notwithstanding any provision of law to the  
12 contrary, the portion of this  
13 appropriation covering fiscal year 2012-13  
14 shall supersede and replace any  
15 duplicative (i) reappropriation for this  
16 item covering fiscal year 2012-13, and  
17 (ii) appropriation for this item covering  
18 fiscal year 2012-13 set forth in chapter  
19 53 of the laws of 2011 ..... 4,600,000  
20 For services and expenses of the medical  
21 assistance program including medical  
22 services provided at state facilities  
23 operated by the office of mental health,  
24 the office for people with developmental  
25 disabilities and the office of alcoholism  
26 and substance abuse services.  
27 Notwithstanding any provision of law to the  
28 contrary, the portion of this  
29 appropriation covering fiscal year 2012-13  
30 shall supersede and replace any  
31 duplicative (i) reappropriation for this  
32 item covering fiscal year 2012-13, and  
33 (ii) appropriation for this item covering  
34 fiscal year 2012-13 set forth in chapter  
35 53 of the laws of 2011 ..... 9,500,000,000  
36 -----  
37 Program account subtotal ..... 59,380,507,000  
38 -----

39  
40 Special Revenue Funds - Other  
41 HCRA Resources Fund  
42 Indigent Care Account  
43

44 Notwithstanding section 40 of state finance  
45 law or any other law to the contrary, all  
46 medical assistance appropriations made  
47 from this account shall remain in full  
48 force and effect in accordance, in the  
49 aggregate, with the following schedule:  
50 not more than 50 percent for the period  
51 April 1, 2012 to March 31, 2013; and the  
52 remaining amount for the period April 1,  
53 2013 to March 31, 2014.

54 Notwithstanding section 40 of the state  
55 finance law or any provision of law to the  
56 contrary, subject to federal approval,  
57 department of health state funds medicaid  
58 spending, excluding payments for medical  
59 services provided at state facilities  
60 operated by the office of mental health,  
61 the office for people with developmental  
62 disabilities and the office of alcoholism

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1 and substance abuse services and further  
2 excluding any payments which are not  
3 appropriated within the department of  
4 health, in the aggregate, for the period  
5 April 1, 2012 through March 31, 2013,  
6 shall not exceed \$15,916,663,000 except as  
7 provided below and state share medicaid  
8 spending, in the aggregate, for the period  
9 April 1, 2013 through March 31, 2014,  
10 shall not exceed \$16,590,763,000, but in  
11 no event shall department of health state  
12 funds medicaid spending for the period  
13 April 1, 2012 through March 31, 2014  
14 exceed \$32,507,426,000 provided, however,  
15 such aggregate limits may be adjusted by  
16 the director of the budget to account for  
17 any changes in the New York state federal  
18 medical assistance percentage amount  
19 established pursuant to the federal social  
20 security act, increases in provider reven-  
21 ues, reductions in local social services  
22 district payments for medical assistance  
23 administration and beginning April 1, 2012  
24 the operational costs of the New York  
25 state medical indemnity fund, pursuant to  
26 a chapter establishing such fund. The  
27 director of the budget, in consultation  
28 with the commissioner of health, shall  
29 assess on monthly basis known and  
30 projected medicaid expenditures by  
31 category of service and by geographic  
32 region, as determined by the commissioner  
33 of health, incurred both prior to and  
34 subsequent to such assessment for each  
35 such period, and if the director of the  
36 budget determines that such expenditures  
37 are expected to cause medicaid spending  
38 for such period to exceed the aggregate  
39 limit specified herein for such period,  
40 the state medicaid director, in  
41 consultation with the director of the  
42 budget and the commissioner of health,  
43 shall develop a medicaid savings  
44 allocation plan to limit such spending to  
45 the aggregate limit specified herein for  
46 such period.

47 Such medicaid savings allocation plan shall  
48 be designed, to reduce the expenditures  
49 authorized by the appropriations herein in  
50 compliance with the following guidelines:  
51 (1) reductions shall be made in compliance  
52 with applicable federal law, including the  
53 provisions of the Patient Protection and  
54 Affordable Care Act, Public Law No. 111-  
55 148, and the Health Care and Education  
56 Reconciliation Act of 2010, Public Law No.  
57 111-152 (collectively "Affordable Care  
58 Act") and any subsequent amendments there-  
59 to or regulations promulgated thereunder;  
60 (2) reductions shall be made in a manner  
61 that complies with the state medicaid plan  
62 approved by the federal centers for medi-



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1 care and medicaid services, provided,  
2 however, that the commissioner of health  
3 is authorized to submit any state plan  
4 amendment or seek other federal approval,  
5 including waiver authority, to implement  
6 the provisions of the medicaid savings  
7 allocation plan that meets the other  
8 criteria set forth herein; (3) reductions  
9 shall be made in a manner that maximizes  
10 federal financial participation, to the  
11 extent practicable, including any federal  
12 financial participation that is available  
13 or is reasonably expected to become avail-  
14 able, in the discretion of the commission-  
15 er, under the Affordable Care Act; (4)  
16 reductions shall be made uniformly among  
17 categories of services and geographic  
18 regions of the state, to the extent prac-  
19 ticable, and shall be made uniformly with-  
20 in a category of service, to the extent  
21 practicable, except where the commissioner  
22 determines that there are sufficient  
23 grounds for non-uniformity, including but  
24 not limited to: the extent to which  
25 specific categories of services contrib-  
26 uted to department of health medicaid  
27 state funds spending in excess of the  
28 limits specified herein; the need to main-  
29 tain safety net services in underserved  
30 communities; or the potential benefits of  
31 pursuing innovative payment models contem-  
32 plated by the Affordable Care Act, in  
33 which case such grounds shall be set forth  
34 in the medicaid savings allocation plan;  
35 and (5) reductions shall be made in a  
36 manner that does not unnecessarily create  
37 administrative burdens to medicaid appli-  
38 cants and recipients or providers.

39 The commissioner shall seek the input of the  
40 legislature, as well as organizations  
41 representing health care providers,  
42 consumers, businesses, workers, health  
43 insurers, and others with relevant exper-  
44 tise, in developing such medicaid savings  
45 allocation plan, to the extent that all or  
46 part of such plan, in the discretion of  
47 the commissioner, is likely to have a  
48 material impact on the overall medicaid  
49 program, particular categories of service  
50 or particular geographic regions of the  
51 states.

52 The commissioner shall post the medicaid  
53 savings allocation plan on the department  
54 of health's website and shall provide  
55 written copies of such plan to the chairs  
56 of the senate finance and the assembly  
57 ways and means committees at least 30 days  
58 before the date on which implementation is  
59 expected to begin.

60 The commissioner may revise the medicaid  
61 savings allocation plan subsequent to the  
62 provisions of notice and prior to imple-

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1     mentation but need provide a new notice  
2     pursuant to subparagraph (i) of this para-  
3     graph only if the commissioner determines,  
4     in his or her discretion, that such  
5     revisions materially alter the plan.

6     Notwithstanding the provisions of paragraphs  
7     (a) and (b) of this subdivision, the  
8     commissioner need not seek the input  
9     described in paragraph (a) of this subdi-  
10    vision or provide notice pursuant to para-  
11    graph (b) of this paragraph if, in the  
12    discretion of the commissioner, expedited  
13    development and implementation of a medi-  
14    caid savings allocation plan is necessary  
15    due to a public health emergency.

16    For purposes of this section, a public  
17    health emergency is defined as: (i) a  
18    disaster, natural or otherwise, that  
19    significantly increases the immediate need  
20    for health care personnel in an area of  
21    the state; (ii) an event or condition that  
22    creates a widespread risk of exposure to a  
23    serious communicable disease, or the  
24    potential for such widespread risk of  
25    exposure; or (iii) any other event or  
26    condition determined by the commissioner  
27    to constitute an imminent threat to public  
28    health.

29    Nothing in this paragraph shall be deemed to  
30    prevent all or part of such medicaid  
31    savings allocation plan from taking effect  
32    retroactively to the extent permitted by  
33    the federal centers for medicare and medi-  
34    caid services.

35    In accordance with the medicaid savings  
36    allocation plan, the commissioner of the  
37    department of health shall reduce depart-  
38    ment of health state funds medicaid spend-  
39    ing by the amount of the projected over-  
40    spending through, actions including, but  
41    not limited to modifying or suspending  
42    reimbursement methods, including but not  
43    limited to all fees, premium levels and  
44    rates of payment, notwithstanding any  
45    provision of law that sets a specific  
46    amount or methodology for any such  
47    payments or rates of payment; modifying  
48    medicaid program benefits; seeking all  
49    necessary federal approvals, including,  
50    but not limited to waivers, waiver amend-  
51    ments; and suspending time frames for  
52    notice, approval or certification of rate  
53    requirements, notwithstanding any  
54    provision of law, rule or regulation to  
55    the contrary, including but not limited to  
56    sections 2807 and 3614 of the public  
57    health law, section 18 of chapter 2 of the  
58    laws of 1988, and 18 NYCRR 505.14(h).

59    The department of health shall prepare a  
60    monthly report that sets forth: (a) known  
61    and projected department of health medi-  
62    caid expenditures as described in subdivi-

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1 sion 1 of this section; and (b) the  
 2 actions taken to implement any medicaid  
 3 savings allocation plan implemented pursu-  
 4 ant to subdivision 4 of this section,  
 5 including information concerning the  
 6 impact of such actions on each category of  
 7 service and each geographic region of the  
 8 state. Each such monthly report shall be  
 9 provided to the chairs of the senate  
 10 finance and the assembly ways and means  
 11 committees and shall be posted on the  
 12 department of health's website in a timely  
 13 manner.

14 For the purpose of making payments to  
 15 providers of medical care pursuant to  
 16 section 367-b of the social services law,  
 17 and for payment of state aid to munici-  
 18 palities where payment systems through  
 19 fiscal intermediaries are not operational,  
 20 to reimburse such providers for costs  
 21 attributable to the provision of care to  
 22 patients eligible for medical assistance.  
 23 Payments from this appropriation to gener-  
 24 al hospitals related to indigent care  
 25 pursuant to article 28 of the public  
 26 health law respectively, when combined  
 27 with federal funds for services and  
 28 expenses for the medical assistance  
 29 program pursuant to title XIX of the  
 30 federal social security act or its succes-  
 31 sor program, shall equal the amount of the  
 32 funds received related to health care  
 33 reform act allowances and surcharges  
 34 pursuant to article 28 of the public  
 35 health law and deposited to this account  
 36 less any such amounts withheld pursuant to  
 37 subdivision 21 of section 2807-c of the  
 38 public health law. Notwithstanding any  
 39 inconsistent provision of law, the moneys  
 40 hereby appropriated may be increased or  
 41 decreased by interchange or transfer with  
 42 any appropriation of the department of  
 43 health with the approval of the director  
 44 of the budget, who shall file such  
 45 approval with the department of audit and  
 46 control and copies thereof with the chair-  
 47 man of the senate finance committee and  
 48 the chairman of the assembly ways and  
 49 means committee.

50 Notwithstanding any provision of law to the  
 51 contrary, the portion of this  
 52 appropriation covering fiscal year 2012-13  
 53 shall supersede and replace any  
 54 duplicative (i) reappropriation for this  
 55 item covering fiscal year 2012-13, and  
 56 (ii) appropriation for this item covering  
 57 fiscal year 2012-13 set forth in chapter  
 58 53 of the laws of 2011 ..... 1,583,000,000  
 59 -----  
 60 Program account subtotal ..... 1,583,000,000  
 61 -----  
 62

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1 Special Revenue Funds - Other  
2 HCRA Resources Fund  
3 Medical Assistance Account  
4  
5 Notwithstanding section 40 of state finance  
6 law or any other law to the contrary, all  
7 medical assistance appropriations made  
8 from this account shall remain in full  
9 force and effect in accordance, in the  
10 aggregate, with the following schedule:  
11 not more than 49 percent for the period  
12 April 1, 2012 to March 31, 2013; and the  
13 remaining amount for the period April 1,  
14 2013 to March 31, 2014.

15 Notwithstanding section 40 of the state  
16 finance law or any provision of law to the  
17 contrary, subject to federal approval,  
18 department of health state funds medicaid  
19 spending, excluding payments for medical  
20 services provided at state facilities  
21 operated by the office of mental health,  
22 the office for people with developmental  
23 disabilities and the office of alcoholism  
24 and substance abuse services and further  
25 excluding any payments which are not  
26 appropriated within the department of  
27 health, in the aggregate, for the period  
28 April 1, 2012 through March 31, 2013,  
29 shall not exceed \$15,916,663,000 except as  
30 provided below and state share medicaid  
31 spending, in the aggregate, for the period  
32 April 1, 2013 through March 31, 2014,  
33 shall not exceed \$16,590,763,000, but in  
34 no event shall department of health state  
35 funds medicaid spending for the period  
36 April 1, 2012 through March 31, 2014  
37 exceed \$32,507,426,000 provided, however,  
38 such aggregate limits may be adjusted by  
39 the director of the budget to account for  
40 any changes in the New York state federal  
41 medical assistance percentage amount  
42 established pursuant to the federal social  
43 security act, increases in provider reven-  
44 ues, reductions in local social services  
45 district payments for medical assistance  
46 administration and beginning April 1, 2012  
47 the operational costs of the New York  
48 state medical indemnity fund, pursuant to  
49 a chapter establishing such fund. The  
50 director of the budget, in consultation  
51 with the commissioner of health, shall  
52 assess on a monthly basis known and  
53 projected medicaid expenditures by  
54 category of service and by geographic  
55 region, as determined by the commissioner  
56 of health, incurred both prior to and  
57 subsequent to such assessment for each  
58 such period, and if the director of the  
59 budget determines that such expenditures  
60 are expected to cause medicaid spending  
61 for such period to exceed the aggregate  
62 limit specified herein for such period,

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1 the state medicaid director, in  
2 consultation with the director of the  
3 budget and the commissioner of health,  
4 shall develop a medicaid savings  
5 allocation plan to limit such spending to  
6 the aggregate limit specified herein for  
7 such period.

8 Such medicaid savings allocation plan shall  
9 be designed, to reduce the expenditures  
10 authorized by the appropriations herein in  
11 compliance with the following guidelines:  
12 (1) reductions shall be made in compliance  
13 with applicable federal law, including the  
14 provisions of the Patient Protection and  
15 Affordable Care Act, Public Law No. 111-  
16 148, and the Health Care and Education  
17 Reconciliation Act of 2010, Public Law No.  
18 111-152 (collectively "Affordable Care  
19 Act") and any subsequent amendments there-  
20 to or regulations promulgated thereunder;  
21 (2) reductions shall be made in a manner  
22 that complies with the state medicaid plan  
23 approved by the federal centers for medi-  
24 care and medicaid services, provided,  
25 however, that the commissioner of health  
26 is authorized to submit any state plan  
27 amendment or seek other federal approval,  
28 including waiver authority, to implement  
29 the provisions of the medicaid savings  
30 allocation plan that meets the other  
31 criteria set forth herein; (3) reductions  
32 shall be made in a manner that maximizes  
33 federal financial participation, to the  
34 extent practicable, including any federal  
35 financial participation that is available  
36 or is reasonably expected to become avail-  
37 able, in the discretion of the commis-  
38 sioner, under the Affordable Care Act; (4)  
39 reductions shall be made uniformly among  
40 categories of services and geographic  
41 regions of the state, to the extent prac-  
42 ticable, and shall be made uniformly with-  
43 in a category of service, to the extent  
44 practicable, except where the commissioner  
45 determines that there are sufficient  
46 grounds for non-uniformity, including but  
47 not limited to: the extent to which  
48 specific categories of services contrib-  
49 uted to department of health medicaid  
50 state funds spending in excess of the  
51 limits specified herein; the need to main-  
52 tain safety net services in underserved  
53 communities; or the potential benefits of  
54 pursuing innovative payment models contem-  
55 plated by the Affordable Care Act, in  
56 which case such grounds shall be set forth  
57 in the medicaid savings allocation plan;  
58 and (5) reductions shall be made in a  
59 manner that does not unnecessarily create  
60 administrative burdens to medicaid appli-  
61 cants and recipients or providers.  
62

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1 The commissioner shall seek the input of the  
2 legislature, as well as organizations  
3 representing health care providers,  
4 consumers, businesses, workers, health  
5 insurers, and others with relevant exper-  
6 tise, in developing such medicaid savings  
7 allocation plan, to the extent that all or  
8 part of such plan, in the discretion of  
9 the commissioner, is likely to have a  
10 material impact on the overall medicaid  
11 program, particular categories of service  
12 or particular geographic regions of the  
13 states.

14 The commissioner shall post the medicaid  
15 savings allocation plan on the department  
16 of health's website and shall provide  
17 written copies of such plan to the chairs  
18 of the senate finance and the assembly  
19 ways and means committees at least 30 days  
20 before the date on which implementation is  
21 expected to begin.

22 The commissioner may revise the medicaid  
23 savings allocation plan subsequent to the  
24 provisions of notice and prior to imple-  
25 mentation but need provide a new notice  
26 pursuant to subparagraph (i) of this para-  
27 graph only if the commissioner determines,  
28 in his or her discretion, that such  
29 revisions materially alter the plan.

30 Notwithstanding the provisions of paragraphs  
31 (a) and (b) of this subdivision, the  
32 commissioner need not seek the input  
33 described in paragraph (a) of this subdivi-  
34 sion or provide notice pursuant to para-  
35 graph (b) of this paragraph if, in the  
36 discretion of the commissioner, expedited  
37 development and implementation of a medi-  
38 caid savings allocation plan is necessary  
39 due to a public health emergency.

40 For purposes of this section, a public  
41 health emergency is defined as: (i) a  
42 disaster, natural or otherwise, that  
43 significantly increases the immediate need  
44 for health care personnel in an area of  
45 the state; (ii) an event or condition that  
46 creates a widespread risk of exposure to a  
47 serious communicable disease, or the  
48 potential for such widespread risk of  
49 exposure; or (iii) any other event or  
50 condition determined by the commissioner  
51 to constitute an imminent threat to public  
52 health.

53 Nothing in this paragraph shall be deemed to  
54 prevent all or part of such medicaid  
55 savings allocation plan from taking effect  
56 retroactively to the extent permitted by  
57 the federal centers for medicare and medi-  
58 caid services.

59 In accordance with the medicaid savings  
60 allocation plan, the commissioner of the  
61 department of health shall reduce depart-  
62 ment of health state funds medicaid spend-

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1 ing by the amount of the projected over-  
2 spending through, actions including, but  
3 not limited to modifying or suspending  
4 reimbursement methods, including but not  
5 limited to all fees, premium levels and  
6 rates of payment, notwithstanding any  
7 provision of law that sets a specific  
8 amount or methodology for any such  
9 payments or rates of payment; modifying  
10 medicaid program benefits; seeking all  
11 necessary federal approvals, including,  
12 but not limited to waivers, waiver amend-  
13 ments; and suspending time frames for  
14 notice, approval or certification of rate  
15 requirements, notwithstanding any  
16 provision of law, rule or regulation to  
17 the contrary, including but not limited to  
18 sections 2807 and 3614 of the public  
19 health law, section 18 of chapter 2 of the  
20 laws of 1988, and 18 NYCRR 505.14(h).

21 The department of health shall prepare a  
22 monthly report that sets forth: (a) known  
23 and projected department of health medi-  
24 caid expenditures as described in subdivi-  
25 sion 1 of this section; and (b) the  
26 actions taken to implement any medicaid  
27 savings allocation plan implemented pursu-  
28 ant to subdivision 4 of this section,  
29 including information concerning the  
30 impact of such actions on each category of  
31 service and each geographic region of the  
32 state. Each such monthly report shall be  
33 provided to the chairs of the senate  
34 finance and the assembly ways and means  
35 committees and shall be posted on the  
36 department of health's website in a timely  
37 manner.

38 For the purpose of making payments, the  
39 money hereby appropriated is available for  
40 payment of aid heretofore accrued or here-  
41 after accrued, to providers of medical  
42 care pursuant to section 367-b of the  
43 social services law, and for payment of  
44 state aid to municipalities and the feder-  
45 al government where payment systems  
46 through fiscal intermediaries are not  
47 operational, to reimburse such providers  
48 for costs attributable to the provision of  
49 care to patients eligible for medical  
50 assistance. Notwithstanding any inconsis-  
51 tent provision of law, the moneys hereby  
52 appropriated may be increased or decreased  
53 by interchange or transfer with any appro-  
54 priation of the department of health with  
55 the approval of the director of the budg-  
56 et, who shall file such approval with the  
57 department of audit and control and copies  
58 thereof with the chairman of the senate  
59 finance committee and the chairman of the  
60 assembly ways and means committee.

61 For services and expenses related to the  
62 medical assistance program.

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1 Notwithstanding any provision of law to the  
2 contrary, the portion of this  
3 appropriation covering fiscal year 2012-13  
4 shall supersede and replace any  
5 duplicative (i) reappropriation for this  
6 item covering fiscal year 2012-13, and  
7 (ii) appropriation for this item covering  
8 fiscal year 2012-13 set forth in chapter  
9 53 of the laws of 2011 ..... 292,800,000  
10 For services and expenses of the medical  
11 assistance program related to the treat-  
12 ment of breast and cervical cancer.

13 Notwithstanding any provision of law to the  
14 contrary, the portion of this  
15 appropriation covering fiscal year 2012-13  
16 shall supersede and replace any  
17 duplicative (i) reappropriation for this  
18 item covering fiscal year 2012-13, and  
19 (ii) appropriation for this item covering  
20 fiscal year 2012-13 set forth in chapter  
21 53 of the laws of 2011 ..... 4,300,000  
22 For services and expenses of the medical  
23 assistance program related to primary care  
24 case management. All or a portion of this  
25 appropriation may be transferred to state  
26 operations appropriations.

27 Notwithstanding any provision of law to the  
28 contrary, the portion of this  
29 appropriation covering fiscal year 2012-13  
30 shall supersede and replace any  
31 duplicative (i) reappropriation for this  
32 item covering fiscal year 2012-13, and  
33 (ii) appropriation for this item covering  
34 fiscal year 2012-13 set forth in chapter  
35 53 of the laws of 2011 ..... 4,100,000  
36 For services and expenses of the medical  
37 assistance program related to disabled  
38 persons.

39 Notwithstanding any provision of law to the  
40 contrary, the portion of this  
41 appropriation covering fiscal year 2012-13  
42 shall supersede and replace any  
43 duplicative (i) reappropriation for this  
44 item covering fiscal year 2012-13, and  
45 (ii) appropriation for this item covering  
46 fiscal year 2012-13 set forth in chapter  
47 53 of the laws of 2011 ..... 48,600,000  
48 For services and expenses of the medical  
49 assistance program related to physician  
50 services.

51 Notwithstanding any provision of law to the  
52 contrary, the portion of this  
53 appropriation covering fiscal year 2012-13  
54 shall supersede and replace any  
55 duplicative (i) reappropriation for this  
56 item covering fiscal year 2012-13, and  
57 (ii) appropriation for this item covering  
58 fiscal year 2012-13 set forth in chapter  
59 53 of the laws of 2011 ..... 176,200,000  
60 For services and expenses of the medical  
61 assistance program related, but not limit-  
62



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1 ed to, pharmacy, inpatient, and nursing  
 2 home services.  
 3 Notwithstanding any provision of law to the  
 4 contrary, the portion of this  
 5 appropriation covering fiscal year 2012-13  
 6 shall supersede and replace any  
 7 duplicative (i) reappropriation for this  
 8 item covering fiscal year 2012-13, and  
 9 (ii) appropriation for this item covering  
 10 fiscal year 2012-13 set forth in chapter  
 11 53 of the laws of 2011 ..... 5,018,083,000  
 12 For services and expenses of the medical  
 13 assistance program related to the city of  
 14 New York.  
 15 Notwithstanding any provision of law to the  
 16 contrary, the portion of this  
 17 appropriation covering fiscal year 2012-13  
 18 shall supersede and replace any  
 19 duplicative (i) reappropriation for this  
 20 item covering fiscal year 2012-13, and  
 21 (ii) appropriation for this item covering  
 22 fiscal year 2012-13 set forth in chapter  
 23 53 of the laws of 2011 ..... 257,900,000  
 24 For services and expenses of the medical  
 25 assistance program related to providing  
 26 distributions for supplemental medical  
 27 insurance for medicare part B premiums,  
 28 physician services, outpatient services,  
 29 medical equipment, supplies and other  
 30 health services.  
 31 Notwithstanding any provision of law to the  
 32 contrary, the portion of this  
 33 appropriation covering fiscal year 2012-13  
 34 shall supersede and replace any  
 35 duplicative (i) reappropriation for this  
 36 item covering fiscal year 2012-13, and  
 37 (ii) appropriation for this item covering  
 38 fiscal year 2012-13 set forth in chapter  
 39 53 of the laws of 2011 ..... 140,600,000  
 40 For services and expenses of the medical  
 41 assistance program related to the family  
 42 health plus program.  
 43 Notwithstanding any provision of law to the  
 44 contrary, the portion of this  
 45 appropriation covering fiscal year 2012-13  
 46 shall supersede and replace any  
 47 duplicative (i) reappropriation for this  
 48 item covering fiscal year 2012-13, and  
 49 (ii) appropriation for this item covering  
 50 fiscal year 2012-13 set forth in chapter  
 51 53 of the laws of 2011 ..... 1,333,300,000  
 52 For services and expenses of the medical  
 53 assistance program related to providing  
 54 financial assistance to residential health  
 55 care facilities.  
 56 Notwithstanding any provision of law to the  
 57 contrary, the portion of this  
 58 appropriation covering fiscal year 2012-13  
 59 shall supersede and replace any  
 60 duplicative (i) reappropriation for this  
 61 item covering fiscal year 2012-13, and  
 62 (ii) appropriation for this item covering

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1	fiscal year 2012-13 set forth in chapter	
2	53 of the laws of 2011 .....	31,000,000
3	For services and expenses of the medical	
4	assistance program related to supporting	
5	workforce recruitment and retention of	
6	personal care services or any worker with	
7	direct patient care responsibility for	
8	local social service districts which	
9	include a city with a population of over	
10	one million persons.	
11	Notwithstanding any provision of law to the	
12	contrary, the portion of this	
13	appropriation covering fiscal year 2012-13	
14	shall supersede and replace any	
15	duplicative (i) reappropriation for this	
16	item covering fiscal year 2012-13, and	
17	(ii) appropriation for this item covering	
18	fiscal year 2012-13 set forth in chapter	
19	53 of the laws of 2011 .....	281,200,000
20	For services and expenses of the medical	
21	assistance program related to supporting	
22	workforce recruitment and retention of	
23	personal care services for local social	
24	service districts that do not include a	
25	city with a population of over one million	
26	persons.	
27	Notwithstanding any provision of law to the	
28	contrary, the portion of this	
29	appropriation covering fiscal year 2012-13	
30	shall supersede and replace any	
31	duplicative (i) reappropriation for this	
32	item covering fiscal year 2012-13, and	
33	(ii) appropriation for this item covering	
34	fiscal year 2012-13 set forth in chapter	
35	53 of the laws of 2011 .....	23,200,000
36	For services and expenses of the medical	
37	assistance program related to supporting	
38	rate increases for certified home health	
39	agencies, long term home health care	
40	programs, AIDS home care programs, hospice	
41	programs, managed long term care plans and	
42	approved managed long term care operating	
43	demonstrations for recruitment and	
44	retention of health care workers.	
45	Notwithstanding any provision of law to the	
46	contrary, the portion of this	
47	appropriation covering fiscal year 2012-13	
48	shall supersede and replace any	
49	duplicative (i) reappropriation for this	
50	item covering fiscal year 2012-13, and	
51	(ii) appropriation for this item covering	
52	fiscal year 2012-13 set forth in chapter	
53	53 of the laws of 2011 .....	103,400,000
54		-----
55	Program account subtotal .....	7,714,683,000
56		-----
57		
58	Special Revenue Funds - Other	
59	Miscellaneous Special Revenue Fund	
60	Medical Assistance Account	
61		
62		

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1 Notwithstanding section 40 of state finance  
2 law or any other law to the contrary, all  
3 medical assistance appropriations made  
4 from this account shall remain in full  
5 force and effect in accordance, in the  
6 aggregate, with the following schedule:  
7 not more than 50 percent for the period  
8 April 1, 2012 to March 31, 2013; and the  
9 remaining amount for the period April 1,  
10 2013 to March 31, 2014.

11 Notwithstanding section 40 of the state  
12 finance law or any provision of law to the  
13 contrary, subject to federal approval,  
14 department of health state funds medicaid  
15 spending, excluding payments for medical  
16 services provided at state facilities  
17 operated by the office of mental health,  
18 the office for people with developmental  
19 disabilities and the office of alcoholism  
20 and substance abuse services and further  
21 excluding any payments which are not  
22 appropriated within the department of  
23 health, in the aggregate, for the period  
24 April 1, 2012 through March 31, 2013,  
25 shall not exceed \$15,916,663,000 except as  
26 provided below and state share medicaid  
27 spending, in the aggregate, for the period  
28 April 1, 2013 through March 31, 2014,  
29 shall not exceed \$16,590,763,000, but in  
30 no event shall department of health state  
31 funds medicaid spending for the period  
32 April 1, 2012 through March 31, 2014  
33 exceed \$32,507,426,000 provided, however,  
34 such aggregate limits may be adjusted by  
35 the director of the budget to account for  
36 any changes in the New York state federal  
37 medical assistance percentage amount  
38 established pursuant to the federal social  
39 security act, increases in provider reven-  
40 ues, reductions in local social services  
41 district payments for medical assistance  
42 administration and beginning April 1, 2012  
43 the operational costs of the New York  
44 state medical indemnity fund, pursuant to  
45 a chapter establishing such fund. The  
46 director of the budget, in consultation  
47 with the commissioner of health, shall  
48 assess on monthly basis known and  
49 projected medicaid expenditures by  
50 category of service and by geographic  
51 region, as determined by the commissioner  
52 of health, incurred both prior to and  
53 subsequent to such assessment for each  
54 such period, and if the director of the  
55 budget determines that such expenditures  
56 are expected to cause medicaid spending  
57 for such period to exceed the aggregate  
58 limit specified herein for such period,  
59 the state medicaid director, in  
60 consultation with the director of the  
61 budget and the commissioner of health,  
62 shall develop a medicaid savings

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1 allocation plan to limit such spending to  
2 the aggregate limit specified herein for  
3 such period.  
4 Such medicaid savings allocation plan shall  
5 be designed, to reduce the expenditures  
6 authorized by the appropriations herein in  
7 compliance with the following guidelines:  
8 (1) reductions shall be made in compliance  
9 with applicable federal law, including the  
10 provisions of the Patient Protection and  
11 Affordable Care Act, Public Law No. 111-  
12 148, and the Health Care and Education  
13 Reconciliation Act of 2010, Public Law No.  
14 111-152 (collectively "Affordable Care  
15 Act") and any subsequent amendments there-  
16 to or regulations promulgated thereunder;  
17 (2) reductions shall be made in a manner  
18 that complies with the state medicaid plan  
19 approved by the federal centers for medi-  
20 care and medicaid services, provided,  
21 however, that the commissioner of health  
22 is authorized to submit any state plan  
23 amendment or seek other federal approval,  
24 including waiver authority, to implement  
25 the provisions of the medicaid savings  
26 allocation plan that meets the other  
27 criteria set forth herein; (3) reductions  
28 shall be made in a manner that maximizes  
29 federal financial participation, to the  
30 extent practicable, including any federal  
31 financial participation that is available  
32 or is reasonably expected to become avail-  
33 able, in the discretion of the commission-  
34 er, under the Affordable Care Act; (4)  
35 reductions shall be made uniformly among  
36 categories of services and geographic  
37 regions of the state, to the extent prac-  
38 ticable, and shall be made uniformly with-  
39 in a category of service, to the extent  
40 practicable, except where the commissioner  
41 determines that there are sufficient  
42 grounds for non-uniformity, including but  
43 not limited to: the extent to which  
44 specific categories of services contrib-  
45 uted to department of health medicaid  
46 state funds spending in excess of the  
47 limits specified herein; the need to main-  
48 tain safety net services in underserved  
49 communities; or the potential benefits of  
50 pursuing innovative payment models contem-  
51 plated by the Affordable Care Act, in  
52 which case such grounds shall be set forth  
53 in the medicaid savings allocation plan;  
54 and (5) reductions shall be made in a  
55 manner that does not unnecessarily create  
56 administrative burdens to medicaid appli-  
57 cants and recipients or providers.  
58 The commissioner shall seek the input of the  
59 legislature, as well as organizations  
60 representing health care providers,  
61 consumers, businesses, workers, health  
62 insurers, and others with relevant exper-

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1 tise, in developing such medicaid savings  
2 allocation plan, to the extent that all or  
3 part of such plan, in the discretion of  
4 the commissioner, is likely to have a  
5 material impact on the overall medicaid  
6 program, particular categories of service  
7 or particular geographic regions of the  
8 states.

9 The commissioner shall post the medicaid  
10 savings allocation plan on the department  
11 of health's website and shall provide  
12 written copies of such plan to the chairs  
13 of the senate finance and the assembly  
14 ways and means committees at least 30 days  
15 before the date on which implementation is  
16 expected to begin.

17 The commissioner may revise the medicaid  
18 savings allocation plan subsequent to the  
19 provisions of notice and prior to imple-  
20 mentation but need provide a new notice  
21 pursuant to subparagraph (i) of this para-  
22 graph only if the commissioner determines,  
23 in his or her discretion, that such  
24 revisions materially alter the plan.

25 Notwithstanding the provisions of paragraphs  
26 (a) and (b) of this subdivision, the  
27 commissioner need not seek the input  
28 described in paragraph (a) of this subdivi-  
29 sion or provide notice pursuant to para-  
30 graph (b) of this paragraph if, in the  
31 discretion of the commissioner, expedited  
32 development and implementation of a medi-  
33 caid savings allocation plan is necessary  
34 due to a public health emergency.

35 For purposes of this section, a public  
36 health emergency is defined as: (i) a  
37 disaster, natural or otherwise, that  
38 significantly increases the immediate need  
39 for health care personnel in an area of  
40 the state; (ii) an event or condition that  
41 creates a widespread risk of exposure to a  
42 serious communicable disease, or the  
43 potential for such widespread risk of  
44 exposure; or (iii) any other event or  
45 condition determined by the commissioner  
46 to constitute an imminent threat to public  
47 health.

48 Nothing in this paragraph shall be deemed to  
49 prevent all or part of such medicaid  
50 savings allocation plan from taking effect  
51 retroactively to the extent permitted by  
52 the federal centers for medicare and medi-  
53 caid services.

54 In accordance with the medicaid savings  
55 allocation plan, the commissioner of the  
56 department of health shall reduce depart-  
57 ment of health state funds medicaid spend-  
58 ing by the amount of the projected over-  
59 spending through, actions including, but  
60 not limited to modifying or suspending  
61 reimbursement methods, including but not  
62 limited to all fees, premium levels and

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1 rates of payment, notwithstanding any  
 2 provision of law that sets a specific  
 3 amount or methodology for any such  
 4 payments or rates of payment; modifying  
 5 medicaid program benefits; seeking all  
 6 necessary federal approvals, including,  
 7 but not limited to waivers, waiver amend-  
 8 ments; and suspending time frames for  
 9 notice, approval or certification of rate  
 10 requirements, notwithstanding any  
 11 provision of law, rule or regulation to  
 12 the contrary, including but not limited to  
 13 sections 2807 and 3614 of the public  
 14 health law, section 18 of chapter 2 of the  
 15 laws of 1988, and 18 NYCRR 505.14(h).

16 The department of health shall prepare a  
 17 monthly report that sets forth: (a) known  
 18 and projected department of health medi-  
 19 caid expenditures as described in subdivi-  
 20 sion 1 of this section; and (b) the  
 21 actions taken to implement any medicaid  
 22 savings allocation plan implemented pursu-  
 23 ant to subdivision 4 of this section,  
 24 including information concerning the  
 25 impact of such actions on each category of  
 26 service and each geographic region of the  
 27 state. Each such monthly report shall be  
 28 provided to the chairs of the senate  
 29 finance and the assembly ways and means  
 30 committees and shall be posted on the  
 31 department of health's website in a timely  
 32 manner.

33 For the purpose of making payments to  
 34 providers of medical care pursuant to  
 35 section 367-b of the social services law,  
 36 and for payment of state aid to munici-  
 37 palities and the federal government where  
 38 payment systems through fiscal interme-  
 39 diaries are not operational, to reimburse  
 40 the provision of care to patients eligible  
 41 for medical assistance.

42 For services and expenses of the medical  
 43 assistance program including nursing home,  
 44 personal care, certified home health agen-  
 45 cy, long term home health care program and  
 46 hospital services.

47 Notwithstanding any provision of law to the  
 48 contrary, the portion of this  
 49 appropriation covering fiscal year 2012-13  
 50 shall supersede and replace any  
 51 duplicative (i) reappropriation for this  
 52 item covering fiscal year 2012-13, and  
 53 (ii) appropriation for this item covering  
 54 fiscal year 2012-13 set forth in chapter  
 55 53 of the laws of 2011 .....

	1,653,500,000
	-----
57 Program account subtotal .....	1,653,500,000
	-----

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1	OFFICE OF HEALTH INSURANCE PROGRAMS .....	322,603,000
2		-----
3		
4	General Fund	
5	Local Assistance Account	
6		
7	For grants to a New York state based not-	
8	for-profit organization with expertise in	
9	the New York state medicaid program for	
10	studies, reviews and analysis, to be	
11	performed in conjunction with the depart-	
12	ment of health, on medicaid policy, opera-	
13	tional and other issues as defined by the	
14	department. All or a portion of this	
15	appropriation may be transferred to state	
16	operations appropriations .....	695,600
17	For services and expenses, including grants,	
18	of the uniform assessment program. All or	
19	a portion of this appropriation may be	
20	transferred to state operations appropri-	
21	ations .....	4,806,000
22	For services and expenses related to trauma-	
23	tic brain injury including but not	
24	limited to services rendered to individ-	
25	uals enrolled in the federally approved	
26	home and community based services (HCBS)	
27	waiver and including personal and nonper-	
28	sonal services spending originally author-	
29	ized by appropriations and reappropri-	
30	ations enacted prior to 1996. All or part	
31	of this appropriation may be transferred	
32	to state operations appropriations .....	13,200,400
33	The monies hereby appropriated shall be	
34	available for the cost of housing subsi-	
35	dies to certain participants in the nurs-	
36	ing home transition and diversion waiver	
37	program as authorized by chapters 615 and	
38	627 of the laws of 2004. A portion of such	
39	funds may be used for administration of	
40	the housing subsidies, either by state	
41	staff or a not-for-profit agency. A	
42	portion of this appropriation may be	
43	transferred to state operations appropri-	
44	ations. Up to 100 percent of this appro-	
45	priation may be suballocated to the divi-	
46	sion of housing and community renewal ....	2,303,000
47	For services and expenses of Alzheimer's	
48	disease assistance centers as established	
49	pursuant to chapter 586 of the laws of	
50	1987 .....	498,000
51	For a grant to the Coalition of New York	
52	State Alzheimer's Chapter, Inc. in support	
53	of and for distribution to a statewide	
54	network of not-for-profit corporations	
55	established and dedicated to responding at	
56	the local level to the needs of the New	
57	York State Alzheimer's community pursuant	
58	to subdivision 2 of section 2005 of the	
59	public health law .....	246,000
60	For services and expenses for the	
61	Alzheimer's community assistance program	
62		

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1	as established pursuant to chapter 657 of	
2	the laws of 1997 .....	49,000
3	For services and expenses for Alzheimer's	
4	community service programs .....	295,000
5	For services and expenses, including subal-	
6	location to the state office for the	
7	aging, for coordinating patient care	
8	Alzheimer's disease program. A portion of	
9	this appropriation may be transferred to	
10	state operations appropriations for admin-	
11	istration of this program .....	360,000
12	For services and expenses, including grants,	
13	of a falls prevention program. All or a	
14	portion of this appropriation may be	
15	transferred to state operations appropri-	
16	ations .....	150,000
17		-----
18	Program account subtotal .....	22,603,000
19		-----
20		
21	Special Revenue Funds - Other	
22	Miscellaneous Special Revenue Fund	
23	Federal State Health Reform Partnership Account	
24		
25	Notwithstanding any inconsistent provision	
26	of law, the money appropriated herein	
27	shall be available for services and	
28	expenses including grants related to the	
29	federal-state health reform partnership	
30	program and/or its successor program,	
31	provided, however, that the section 1115	
32	waiver demonstration which is entitled the	
33	federal-state health reform partnership,	
34	is in effect in accordance with the terms	
35	and conditions approved by the secretary	
36	of the federal department of health and	
37	human services, and further provided that	
38	funds appropriated for the federal-state	
39	health reform partnership program are	
40	disbursed only in accordance with those	
41	terms and conditions. Subject to the	
42	approval of the director of the budget,	
43	moneys appropriated herein may be trans-	
44	ferred or suballocated to the state office	
45	for the aging and other state agencies ...	300,000,000
46		-----
47	Program account subtotal .....	300,000,000
48		-----
49		
50	OFFICE OF HEALTH SYSTEMS MANAGEMENT .....	21,070,200
51		-----
52		
53	General Fund	
54	Local Assistance Account	
55		
56	For contractual services related to medical	
57	necessity and quality of care reviews	
58	related to medicaid patients and to moni-	
59	tor health care services provided to	
60	persons with AIDS. A portion of this	
61	appropriation may be transferred to state	
62	operations appropriations .....	10,800,600



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1	For services and expenses related to the	
2	operation of the incident reporting system	
3	(NYPORTS). A portion of this appropriation	
4	may be transferred to state operations	
5	appropriations .....	625,100
6	For services and expenses for consulting	
7	services related to health information	
8	technology. A portion of this appropri-	
9	ation may be transferred to state oper-	
10	ations appropriations .....	176,000
11	For services and expenses to support the	
12	center for liver transplant and the alli-	
13	ance for donation .....	372,000
14	For services and expenses for patient health	
15	information and quality improvement initi-	
16	atives. A portion of this appropriation	
17	may be transferred to state operations	
18	appropriations .....	184,000
19	For services and expenses for cardiac	
20	services access and cardiac data	
21	quality/outcomes initiatives .....	690,900
22	For services and expenses of the brain trau-	
23	ma foundation .....	245,000
24	For services and expenses for a statewide	
25	campaign to promote awareness of the New	
26	York state donor registry to increase	
27	organ and tissue donation. A portion of	
28	this appropriation may be transferred to	
29	state operations appropriations .....	122,500
30	For services and expenses of a quality	
31	program for adult care facilities, includ-	
32	ing enriched housing facilities.	
33	Such program shall be targeted at improving	
34	the quality of life for adult care facili-	
35	ty residents. The department subject to	
36	the approval of the director of the divi-	
37	sion of budget, shall develop an allo-	
38	cation methodology taking into account	
39	financial status of the facility as well	
40	as resident needs. Such allocation shall	
41	serve as the basis of distribution to	
42	eligible facilities.....	2,605,000
43	For an operating assistance subprogram for	
44	enriched housing. To the extent that funds	
45	are appropriated for such purposes, the	
46	department is authorized to pay an operat-	
47	ing subsidy for SSI recipients who are	
48	residents in certified not-for-profit or	
49	public enriched housing programs. Such	
50	subsidy shall not exceed \$115 per month	
51	per each SSI recipient and will be paid	
52	directly to the certified operator. If	
53	appropriations are not sufficient to meet	
54	such maximum monthly payments, such subsi-	
55	dy shall be reduced proportionately .....	502,900
56	For services and expenses, including grants,	
57	of the long term care community coalition	
58	for an advocacy program on behalf of	
59	seniors with long term care needs .....	34,500
60		-----
61	Program account subtotal .....	16,358,500
62		-----

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1	Special Revenue Funds - Federal	
2	Federal Operating Grants Fund	
3	United States Department of Justice Account	
4		
5	For expenses incurred in the administration	
6	of the prescription drug monitoring	
7	program relating to the prescribing and	
8	dispensing of controlled substances .....	400,000
9		-----
10	Program account subtotal .....	400,000
11		-----
12		
13	Special Revenue Fund - Other	
14	HCRA Resources Fund	
15	Health Services Account	
16		
17	For services and expenses of a quality	
18	program for adult care facilities, includ-	
19	ing enriched housing facilities.	
20	Such program shall be targeted at improving	
21	the quality of life for adult care facili-	
22	ty residents. The department subject to	
23	the approval of the director of the divi-	
24	sion of budget, shall develop an allo-	
25	cation methodology taking into account	
26	financial status of the facility as well	
27	as resident needs. Such allocation shall	
28	serve as the basis of distribution to	
29	eligible facilities .....	4,311,700
30		-----
31	Program account subtotal .....	4,311,700
32		-----
33		
34	WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM ...	4,553,000
35		-----
36		
37	General Fund	
38	Local Assistance Account	
39		
40	For services and expenses of a genetic	
41	disease screening program .....	645,000
42	For services and expenses of a sickle cell	
43	screening program .....	226,000
44		-----
45	Program account subtotal .....	871,000
46		-----
47		
48	Special Revenue Funds - Federal	
49	Federal Health and Human Services Fund	
50	Federal Block Grant Account	
51		
52	For services and expenses of the various	
53	health prevention, diagnostic, detection	
54	and treatment services .....	3,682,000
55		-----
56	Program account subtotal .....	3,682,000
57		-----

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AIDS INSTITUTE PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For services and expenses for HIV health care and supportive services.  
8 A portion of this appropriation may be suballocated to other state  
9 agencies, authorities, or accounts for expenditures related to the  
10 New York/New York III supportive housing agreement. A portion of  
11 these funds may be transferred to the general fund - state purposes  
12 account for administration of this program .....  
13 9,088,000 ..... (re. \$600,000)  
14  
15 CENTER FOR COMMUNITY HEALTH PROGRAM  
16  
17 General Fund  
18 Local Assistance Account  
19  
20 By chapter 53, section 1, of the laws of 2011:  
21 For services and expenses related to providing nutritional services  
22 and to provide nutritional education to pregnant women, infants, and  
23 children, including suballocations to the department of agriculture  
24 and markets for the farmer's market nutrition program and migrant  
25 worker services and the office of temporary and disability  
26 assistance for prenatal care assistance program activities. A  
27 portion of these funds may be suballocated to other state agencies.  
28 A portion of this appropriation may be transferred to state  
29 operations appropriations for administration of this program .....  
30 19,811,300 ..... (re. \$14,000,000)  
31 For services and expenses, including operating expenses related to  
32 providing nutritional services and nutrition education for hunger  
33 prevention and nutrition assistance. A portion of this appropriation  
34 may be suballocated to other state agencies. A portion of this  
35 appropriation may be transferred to state operations appropriations  
36 for administration of this program ... 29,702,500 .. (re, 2,500,000)  
37  
38 By chapter 54, section 1, of the laws of 2010:  
39 For services and expenses related to providing nutritional services  
40 and to provide nutritional education to pregnant women, infants, and  
41 children, including suballocations to the department of agriculture  
42 and markets for the farmer's market nutrition program and migrant  
43 worker services and the office of temporary and disability assist-  
44 ance for prenatal care assistance program activities. A portion of  
45 this appropriation may be transferred to state operations appropri-  
46 ations for administration of this program .....  
47 19,811,300 ..... (re. \$3,300,000)  
48  
49 Special Revenue Funds - Federal  
50 Federal Department of Education Fund  
51 Individuals with Disabilities-Part C Account  
52  
53 By chapter 53, section 1, of the laws of 2011:  
54 For activities related to a handicapped infants and toddlers program  
55 ... 51,578,000 ..... (re. \$51,578,000)  
56  
57 By chapter 54, section 1, of the laws of 2010:  
58 For activities related to a handicapped infants and toddlers program  
59 ... 51,578,000 ..... (re. \$51,578,000)  
60  
61

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1 By chapter 54, section 1, of the laws of 2009:  
 2 For activities related to a handicapped infants and toddlers program  
 3 ... 51,578,000 ..... (re. \$34,013,000)  
 4  
 5 Special Revenue Funds - Federal  
 6 Federal Health and Human Services Fund  
 7 Federal Health, Education and Human Services Account  
 8  
 9 By chapter 53, section 1, of the laws of 2011:  
 10 For various health prevention, diagnostic, detection and treatment  
 11 services. The amounts appropriated pursuant to such appropriation  
 12 may be suballocated to other state agencies or accounts for  
 13 expenditures incurred in the operation of programs funded by such  
 14 appropriation subject to the approval of the director of the budget  
 15 ... 33,700,000 ..... (re. \$33,700,000)  
 16  
 17 By chapter 54, section 1, of the laws of 2010:  
 18 For various health prevention, diagnostic, detection and treatment  
 19 services. The amounts appropriated pursuant to such appropriation  
 20 may be suballocated to other state agencies or accounts for expendi-  
 21 tures incurred in the operation of programs funded by such appropri-  
 22 ation subject to the approval of the director of the budget ...  
 23 42,803,000 ..... (re. \$42,803,000)  
 24  
 25 By chapter 54, section 1, of the laws of 2009:  
 26 For various health prevention, diagnostic, detection and treatment  
 27 services. The amounts appropriated pursuant to such appropriation  
 28 may be suballocated to other state agencies or accounts for expendi-  
 29 tures incurred in the operation of programs funded by such appropri-  
 30 ation subject to the approval of the director of the budget .....  
 31 41,938,000 ..... (re. \$27,109,000)  
 32  
 33 Special Revenue Funds - Federal  
 34 Federal Health and Human Services Fund  
 35 Federal Block Grant Account  
 36  
 37 By chapter 53, section 1, of the laws of 2011:  
 38 For various health prevention, diagnostic, detection and treatment  
 39 services.  
 40 The commissioner of health is hereby authorized to waive any  
 41 provisions of the public health law and regulations, to issue  
 42 appropriate operating certificates, and to enter into contracts with  
 43 article 28 facilities, to provide funds, to establish, support and  
 44 conduct projects to provide improved and expanded school health  
 45 services for preschool and school-age children. No more than 10 per  
 46 centum of the amount appropriated for such purpose shall be expended  
 47 for services and expenses in connection with the administration and  
 48 evaluation of such grants. Grants awarded under this appropriation  
 49 shall be distributed and administered in accordance with regulations  
 50 established by the commissioner of health. The amounts appropriated  
 51 pursuant to such appropriation may be suballocated to other state  
 52 agencies or accounts for expenditures incurred in the operation of  
 53 programs funded by such appropriation subject to the approval of the  
 54 director of the budget ... 57,475,000 ..... (re. \$57,475,000)  
 55  
 56 By chapter 54, section 1, of the laws of 2010:  
 57 For various health prevention, diagnostic, detection and treatment  
 58 services.  
 59 The commissioner of health is hereby authorized to waive any  
 60 provisions of the public health law and regulations, to issue appro-  
 61 priate operating certificates, and to enter into contracts with  
 62 article 28 facilities, to provide funds, to establish, support and

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1 conduct projects to provide improved and expanded school health  
 2 services for preschool and school-age children. No more than 10 per  
 3 centum of the amount appropriated for such purpose shall be expended  
 4 for services and expenses in connection with the administration and  
 5 evaluation of such grants. Grants awarded under this appropriation  
 6 shall be distributed and administered in accordance with regulations  
 7 established by the commissioner of health. The amounts appropriated  
 8 pursuant to such appropriation may be suballocated to other state  
 9 agencies or accounts for expenditures incurred in the operation of  
 10 programs funded by such appropriation subject to the approval of the  
 11 director of the budget ... 57,475,000 ..... (re. \$57,475,000)  
 12

13 By chapter 54, section 1, of the laws of 2009:  
 14 For various health prevention, diagnostic, detection and treatment  
 15 services. The commissioner of health is hereby authorized to waive  
 16 any provisions of the public health law and regulations, to issue  
 17 appropriate operating certificates, and to enter into contracts with  
 18 article 28 facilities, to provide funds, to establish, support and  
 19 conduct projects to provide improved and expanded school health  
 20 services for preschool and school-age children. No more than 10 per  
 21 centum of the amount appropriated for such purpose shall be expended  
 22 for services and expenses in connection with the administration and  
 23 evaluation of such grants. Grants awarded under this appropriation  
 24 shall be distributed and administered in accordance with regulations  
 25 established by the commissioner of health. The amounts appropriated  
 26 pursuant to such appropriation may be suballocated to other state  
 27 agencies or accounts for expenditures incurred in the operation of  
 28 programs funded by such appropriation subject to the approval of the  
 29 director of the budget ... 57,475,000 ..... (re. \$34,370,000)  
 30

31 Special Revenue Funds - Federal  
 32 Federal USDA-Food and Nutrition Services Fund  
 33 Child and Adult Care Food Account  
 34

35 By chapter 53, section 1, of the laws of 2011:  
 36 For various federal food and nutritional services. The moneys hereby  
 37 appropriated shall be available for payment of financial assistance  
 38 heretofore accrued ... 247,694,000 ..... (re. \$10,000,000)  
 39

40 By chapter 54, section 1, of the laws of 2010:  
 41 For various federal food and nutritional services. The moneys hereby  
 42 appropriated shall be available for payment of financial assistance  
 43 heretofore accrued ... 243,230,000 ..... (re. \$5,500,000)  
 44

45 Special Revenue Funds - Federal  
 46 Federal USDA-Food and Nutrition Services Fund  
 47 Federal Food and Nutrition Services Account  
 48

49 By chapter 53, section 1, of the laws of 2011:  
 50 For various federal food and nutritional services. The moneys hereby  
 51 appropriated shall be available for payment of financial assistance  
 52 heretofore accrued ... 502,970,000 ..... (re. \$125,000,000)  
 53

54 By chapter 54, section 1, of the laws of 2010:  
 55 For various federal food and nutritional services. The moneys hereby  
 56 appropriated shall be available for payment of financial assistance  
 57 heretofore accrued ... 492,970,000 ..... (re. \$113,750,000)  
 58  
 59

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1 By chapter 54, section 1, of the laws of 2009, as amended by chapter 53,  
2 section 1, of the laws of 2011:  
3 For federal food and nutritional services grants funded by the Ameri-  
4 can recovery and reinvestment act of 2009. Funds appropriated herein  
5 shall be subject to all applicable reporting and accountability  
6 requirements contained in such act. A portion of these funds may be  
7 transferred to state operations appropriations for administration of  
8 this program ... 23,507,000 ..... (re. \$18,038,000)  
9  
10 Special Revenue Funds - Other  
11 Combined Gifts, Grants and Bequests Fund  
12 NYS Prostate Cancer Research, Detection and Education Account  
13  
14 By chapter 53, section 1, of the laws of 2011:  
15 For prostate cancer research, detection and education pursuant to  
16 chapter 273 of the laws of 2004 ... 1,000,000 ..... (re. \$1,000,000)  
17  
18 CENTER FOR ENVIRONMENTAL HEALTH PROGRAM  
19  
20 Special Revenue Funds - Federal  
21 Federal Health and Human Services Fund  
22 Federal Block Grant Account  
23  
24 By chapter 53, section 1, of the laws of 2011:  
25 For services and expenses of various health prevention, diagnostic,  
26 detection and treatment services ... 3,687,000 .... (re. \$3,687,000)  
27  
28 By chapter 54, section 1, of the laws of 2010:  
29 For services and expenses of various health prevention, diagnostic,  
30 detection and treatment services ... 3,687,000 .... (re. \$3,687,000)  
31  
32 By chapter 54, section 1, of the laws of 2009:  
33 For services and expenses of various health prevention, diagnostic,  
34 detection and treatment services ... 3,687,000 .... (re. \$3,687,000)  
35  
36 CHILD HEALTH INSURANCE PROGRAM  
37  
38 Special Revenue Funds - Federal  
39 Federal Health and Human Services Fund  
40 Children's Health Insurance Account  
41  
42 By chapter 53, section 1, of the laws of 2011:  
43 The money hereby appropriated is available for payment of aid  
44 heretofore accrued or hereafter accrued.  
45 For services and expenses related to the children's health insurance  
46 program, pursuant to title XXI of the federal social security act.  
47 Notwithstanding any inconsistent provision of law, rule, or  
48 regulations:  
49 The commissioner of health shall adjust subsidy payments made to  
50 approved organizations pursuant to subdivision 8 of section 2511 of  
51 the public health law on and after April 1, 2011 through March 31,  
52 2012, so that the amount of each such payment is reduced by one and  
53 seven tenths percent; provided however, if this chapter appropriates  
54 sufficient additional funds to support subsidy payments made to  
55 approved organizations pursuant to subdivision 8 of section 2511 of  
56 the public health law without this reduction, the provisions of this  
57 paragraph shall not apply and shall be considered null and void as  
58 of March 31, 2011 ... 514,600,000 ..... (re. \$514,600,000)  
59  
60

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1 HEALTH CARE REFORM ACT PROGRAM  
2  
3 Special Revenue Funds - Other  
4 HCRA Resources Fund  
5 HCRA Program Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For services and expenses of the physician loan repayment program  
9 pursuant to subdivision 5-a of section 2807-m of the public health  
10 law. All or part of this appropriation may be suballocated to the  
11 NYS higher education services corporation .....  
12 1,700,000 ..... (re. \$1,700,000)  
13 For services and expenses of the physician practice support program  
14 pursuant to subdivision 5-a of section 2807-m of the public health  
15 law ... 4,300,000 ..... (re. \$4,300,000)  
16  
17 By chapter 133, section 11 of the laws of 2010:  
18 For services and expenses of the physician loan repayment program  
19 pursuant to subdivision 5-a of section 2807-m of the public health  
20 law. All or part of this appropriation may be suballocated to the  
21 NYS higher education services corporation .....  
22 1,700,000 ..... (re. \$1,631,000)  
23 For services and expenses of the physician practice support program  
24 pursuant to subdivision 5-a of section 2807-m of the public health  
25 law ... 4,300,000 ..... (re. \$4,252,700)  
26  
27 Special Revenue Funds - Other  
28 HCRA Resources Fund  
29 HCRA Transition Account  
30  
31 By chapter 54, section 1, of the laws of 2005, as amended by chapter 54,  
32 section 1, of the laws of 2006:  
33 For services, expenses, grants and transfers necessary to continue  
34 existing or planned contracts or other financing arrangements for  
35 the purposes of implementing the health care reform act program in  
36 accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and  
37 2807-v of the public health law and utilizing allocations authorized  
38 prior to July 1, 2005. The moneys hereby appropriated shall be  
39 available for payments heretofore accrued or hereafter to accrue.  
40 Notwithstanding any inconsistent provision of law, the moneys hereby  
41 appropriated may be increased or decreased by interchange or trans-  
42 fer with any appropriation of the department of health or by trans-  
43 fer or suballocation to any appropriation of the department of  
44 insurance, the office of mental health or the state office for the  
45 aging subject to the approval of the director of the budget, who  
46 shall file such approval with the department of audit and control  
47 and copies thereof with the chairman of the senate finance committee  
48 and the chairman of the assembly ways and means committee .....  
49 600,000,000 ..... (re. \$283,000,000)  
50  
51 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM  
52  
53 General Fund  
54 Local Assistance Account  
55  
56 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
57 hereby amended and reappropriated to read:  
58 For state reimbursement of local administrative expenses for medical  
59 assistance programs and for state administration of medical  
60 assistance programs, notwithstanding section 153 of the social  
61 services law[.], to include the performance of eligibility and

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1 enrollment determinations by the state or third-party entities  
2 designated by the state to perform such services.  
3 Notwithstanding any inconsistent provision of law and subject to the  
4 approval of the director of budget, moneys hereby appropriated may  
5 be increased or decreased by transfer or interchange between these  
6 appropriated amounts and appropriations of the medical assistance  
7 administration program, the medical assistance program, and the  
8 office of health insurance programs. Funding authority from this  
9 account used for state administration of the medical assistance  
10 program may be transferred to state operations appropriations within  
11 the aforementioned programs at amounts agreed upon by the  
12 commissioner of health, and the New York state division of the  
13 budget.

14 Notwithstanding section 40 of state finance law or any other law to  
15 the contrary, all medical assistance appropriations made from this  
16 account shall remain in full force and effect in accordance, in the  
17 aggregate, with the following schedule: [49] not more than 50  
18 percent for the period April 1, 2011 to March 31, 2012; [51 percent]  
19 and the remaining amount for the period April 1, 2012 to [March 31]  
20 September 15, 2013.

21 Notwithstanding section 40 of the state finance law or any provision  
22 of law to the contrary, subject to federal approval, department of  
23 health state funds medicaid spending, excluding payments for medical  
24 services provided at state facilities operated by the office of  
25 mental health, the office for people with developmental disabilities  
26 and the office of alcoholism and substance abuse services and  
27 further excluding any payments which are not appropriated within the  
28 department of health, in the aggregate, for the period April 1, 2011  
29 through March 31, 2012, shall not exceed \$15,326,576,000 except as  
30 provided below and state share medicaid spending, in the aggregate,  
31 for the period April 1, 2012 through March 31, 2013, shall not  
32 exceed [\$15,939,663,000] \$15,916,663,000 but in no event shall  
33 department of health state funds medicaid spending for the period  
34 April 1, 2011 through March 31, 2013 exceed [\$13,266,239,000]  
35 \$31,243,239,000 provided, however, such aggregate limits may be  
36 adjusted by the director of the budget to account for any changes in  
37 the New York state federal medical assistance percentage amount  
38 established pursuant to the federal social security act, increases  
39 in provider revenues, reductions in local social services district  
40 payments for medical assistance administration and beginning April  
41 1, 2012 the operational costs of the New York state medical  
42 indemnity fund, pursuant to a chapter establishing such fund. The  
43 director of the budget, in consultation with the commissioner of  
44 health, shall assess on a monthly basis known and projected medicaid  
45 expenditures by category of service and by geographic region, as  
46 determined by the commissioner of health, incurred both prior to and  
47 subsequent to such assessment for each such period, and if the  
48 director of the budget determines that such expenditures are  
49 expected to cause medicaid spending for such period to exceed the  
50 aggregate limit specified herein for such period, the state medicaid  
51 director, in consultation with the director of the budget and the  
52 commissioner of health, shall develop a medicaid savings allocation  
53 plan to limit such spending to the aggregate limit specified herein  
54 for such period.

55 Such medicaid savings allocation plan shall be designed, to reduce the  
56 expenditures authorized by the appropriations herein in compliance  
57 with the following guidelines: (1) reductions shall be made in  
58 compliance with applicable federal law, including the provisions of  
59 the Patient Protection and Affordable Care Act, Public Law No. 111-  
60 148, and the Health Care and Education Reconciliation Act of 2010,  
61 Public Law No. 111-152 (collectively "Affordable Care Act") and any  
62 subsequent amendments thereto or regulations promulgated thereunder;



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1 (2) reductions shall be made in a manner that complies with the  
2 state medicaid plan approved by the federal centers for medicare and  
3 medicaid services, provided, however, that the commissioner of  
4 health is authorized to submit any state plan amendment or seek  
5 other federal approval, including waiver authority, to implement the  
6 provisions of the medicaid savings allocation plan that meets the  
7 other criteria set forth herein; (3) reductions shall be made in a  
8 manner that maximizes federal financial participation, to the extent  
9 practicable, including any federal financial participation that is  
10 available or is reasonably expected to become available, in the  
11 discretion of the commissioner, under the Affordable Care Act; (4)  
12 reductions shall be made uniformly among categories of services and  
13 geographic regions of the state, to the extent practicable, and  
14 shall be made uniformly within a category of service, to the extent  
15 practicable, except where the commissioner determines that there are  
16 sufficient grounds for non-uniformity, including but not limited to:  
17 the extent to which specific categories of services contributed to  
18 department of health medicaid state funds spending in excess of the  
19 limits specified herein; the need to maintain safety net services in  
20 underserved communities; or the potential benefits of pursuing  
21 innovative payment models contemplated by the Affordable Care Act,  
22 in which case such grounds shall be set forth in the medicaid  
23 savings allocation plan; and (5) reductions shall be made in a  
24 manner that does not unnecessarily create administrative burdens to  
25 medicaid applicants and recipients or providers.

26 The commissioner shall seek the input of the legislature, as well as  
27 organizations representing health care providers, consumers,  
28 businesses, workers, health insurers, and others with relevant  
29 expertise, in developing such medicaid savings allocation plan, to  
30 the extent that all or part of such plan, in the discretion of the  
31 commissioner, is likely to have a material impact on the overall  
32 medicaid program, particular categories of service or particular  
33 geographic regions of the states.

34 The commissioner shall post the medicaid savings allocation plan on  
35 the department of health's website and shall provide written copies  
36 of such plan to the chairs of the senate finance and the assembly  
37 ways and means committees at least 30 days before the date on which  
38 implementation is expected to begin.

39 The commissioner may revise the medicaid savings allocation plan  
40 subsequent to the provisions of notice and prior to implementation  
41 but need provide a new notice pursuant to subparagraph (i) of this  
42 paragraph only if the commissioner determines, in his or her  
43 discretion, that such revisions materially alter the plan.

44 Notwithstanding the provisions of paragraphs (a) and (b) of this  
45 subdivision, the commissioner need not seek the input described in  
46 paragraph (a) of this subdivision or provide notice pursuant to  
47 paragraph (b) of this paragraph if, in the discretion of the  
48 commissioner, expedited development and implementation of a medicaid  
49 savings allocation plan is necessary due to a public health  
50 emergency.

51 For purposes of this section, a public health emergency is defined as:  
52 (i) a disaster, natural or otherwise, that significantly increases  
53 the immediate need for health care personnel in an area of the  
54 state; (ii) an event or condition that creates a widespread risk of  
55 exposure to a serious communicable disease, or the potential for  
56 such widespread risk of exposure; or (iii) any other event or  
57 condition determined by the commissioner to constitute an imminent  
58 threat to public health.

59 Nothing in this paragraph shall be deemed to prevent all or part of  
60 such medicaid savings allocation plan from taking effect  
61 retroactively to the extent permitted by the federal centers for  
62 medicare and medicaid services.

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1 In accordance with the medicaid savings allocation plan, the  
2 commissioner of the department of health shall reduce department of  
3 health state funds medicaid spending by the amount of the projected  
4 overspending through, actions including, but not limited to  
5 modifying or suspending reimbursement methods, including but not  
6 limited to all fees, premium levels and rates of payment,  
7 notwithstanding any provision of law that sets a specific amount or  
8 methodology for any such payments or rates of payment; modifying  
9 medicaid program benefits; seeking all necessary federal approvals,  
10 including, but not limited to waivers, waiver amendments; and  
11 suspending time frames for notice, approval or certification of rate  
12 requirements, notwithstanding any provision of law, rule or  
13 regulation to the contrary, including but not limited to sections  
14 2807 and 3614 of the public health law, section 18 of chapter 2 of  
15 the laws of 1988, and 18 NYCRR 505.14(h).

16 The department of health shall prepare a monthly report that sets  
17 forth: (a) known and projected department of health medicaid  
18 expenditures as described in subdivision 1 of this section; and (b)  
19 the actions taken to implement any medicaid savings allocation plan  
20 implemented pursuant to subdivision 4 of this section, including  
21 information concerning the impact of such actions on each category  
22 of service and each geographic region of the state. Each such  
23 monthly report shall be provided to the chairs of the senate finance  
24 and the assembly ways and means committees and shall be posted on  
25 the department of health's website in a timely manner.

26 The money hereby appropriated is available for payment of aid  
27 heretofore accrued to municipalities, and to providers of medical  
28 services pursuant to section 367-b of the social services law, and  
29 shall be available to the department net of disallowances, refunds,  
30 reimbursements, and credits.

31 Notwithstanding any other provision of law, the money hereby  
32 appropriated may be increased or decreased by interchange, with any  
33 appropriation of the department of health, and may be increased or  
34 decreased by transfer or suballocation between these appropriated  
35 amounts and appropriations of the office of mental health, the  
36 office for people with developmental disabilities, the office of  
37 alcoholism and substance abuse services, the department of family  
38 assistance office of temporary and disability assistance and office  
39 of children and family services with the approval of the director of  
40 the budget, who shall file such approval with the department of  
41 audit and control and copies thereof with the chairman of the senate  
42 finance committee and the chairman of the assembly ways and means  
43 committee.

44 Notwithstanding any inconsistent provision of law, in lieu of payments  
45 authorized by the social services law, or payments of federal funds  
46 otherwise due to the local social services districts for programs  
47 provided under the federal social security act or the federal food  
48 stamp act, funds herein appropriated, in amounts certified by the  
49 state commissioner of temporary and disability assistance or the  
50 state commissioner of health as due from local social services  
51 districts each month as their share of payments made pursuant to  
52 section 367-b of the social services law may be set aside by the  
53 state comptroller in an interest-bearing account in order to ensure  
54 the orderly and prompt payment of providers under section 367-b of  
55 the social services law pursuant to an estimate provided by the  
56 commissioner of health of each local social services district's  
57 share of payments made pursuant to section 367-b of the social  
58 services law ... 1,113,100,000 ..... (re. \$1,113,100,000)

59 For contractual services related to medical necessity and quality of  
60 care reviews related to medicaid patients. Subject to the approval  
61 of the director of the budget, all or part of this appropriation may

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1 be transferred to the health care standards and surveillance  
2 program, general fund - local assistance account .....  
3 7,400,000..... (re. \$7,400,000)

4 The amount appropriated herein, together with any federal matching  
5 funds obtained, may be available to the department, subject to the  
6 approval of the director of the budget, for contractual services  
7 related to a third party entity responsible for education of persons  
8 eligible for medical assistance regarding their options for  
9 enrollment in managed care plans. Subject to the approval of the  
10 director of the budget, all or a part of this appropriation may be  
11 transferred to the office of managed care, general fund - state  
12 purposes account. Notwithstanding any other provision of law, the  
13 money hereby appropriated may be increased or decreased by  
14 interchange, with any appropriation of the department of health, and  
15 may be increased or decreased by transfer or suballocation between  
16 these appropriated amounts .....

17 50,000,000 ..... (re. \$50,000,000)

18 For state reimbursement of administrative expenses for the medical  
19 assistance program provided by the office of mental health, office  
20 for people with developmental disabilities and office of alcoholism  
21 and substance abuse services.

22 The money hereby appropriated is available for payment of aid  
23 heretofore accrued.

24 Notwithstanding any other provision of law, the money hereby  
25 appropriated may be increased or decreased by interchange with any  
26 other appropriation of the department of health with the approval of  
27 the director of the budget .....

28 200,000,000 ..... (re. \$200,000,000)

29  
30 By chapter 54, section 1, of the laws of 1998, as amended by chapter 54,  
31 section 1, of the laws of 2006:

32 The amount appropriated herein may be used in all or in part for  
33 grants to those entities seeking certification to operate comprehen-  
34 sive HIV special needs plans to aid in the development of the  
35 systems, organizational structures and networks necessary to operate  
36 a managed care program and for entities contracted to participate in  
37 support of SNP development and for contractual services related to  
38 medical necessity and quality of care reviews for medicaid recipi-  
39 ents with HIV or who have AIDS enrolled in special needs plans.  
40 Subject to the approval of the director of budget, all or part of  
41 this appropriation may be transferred to the office of managed care,  
42 general fund - state purposes account .....

43 30,000,000 ..... (re. \$12,400,000)

44  
45 Special Revenue Funds - Federal  
46 Federal Health and Human Services Fund  
47 Medicaid Administration Transfer Account

48  
49 By chapter 53, section 1, of the laws of 2011:

50 For reimbursement of local administrative expenses of medical  
51 assistance programs and for state administration of medical  
52 assistance programs, provided pursuant to title XIX of the federal  
53 social security act or its successor program. Notwithstanding  
54 section 153 of the social services law, to include the performance  
55 of eligibility and enrollment determinations by the state or third-  
56 party entities designated by the state to perform such services.

57 Notwithstanding any inconsistent provision of law and subject to the  
58 approval of the director of budget, moneys hereby appropriated may  
59 be increased or decreased by transfer or interchange between these  
60 appropriated amounts and appropriations of the medical assistance  
61 administration program, the medical assistance program, and the  
62 office of health insurance programs. Funding authority from this

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1 account used for state administration of the medical assistance  
2 program may be transferred to state operations appropriations within  
3 the aforementioned programs at amounts agreed upon by the  
4 commissioner of health, and the New York state division of the  
5 budget.

6 Notwithstanding section 40 of state finance law or any other law to  
7 the contrary, all medical assistance appropriations made from this  
8 account shall remain in full force and effect in accordance, in the  
9 aggregate, with the following schedule: not more than 49 percent for  
10 the period April 1, 2011 to March 31, 2012; [51 percent] and the  
11 remaining amount for the period April 1, 2012 to [March 31]  
12 September 15, 2013.

13 The moneys hereby appropriated are to be available for payment of aid  
14 heretofore accrued to municipalities, and to providers of medical  
15 services pursuant to section 367-b of the social services law, shall  
16 be available to the department net of disallowances, refunds,  
17 reimbursements, and credits. The amounts appropriated herein may be  
18 available for costs associated with a common benefit identification  
19 card, and subject to the approval of the director of the budget,  
20 these funds may be transferred to the credit of the state operations  
21 account medicaid management information systems program.

22 Notwithstanding any other provision of law, the money hereby  
23 appropriated may be increased or decreased by interchange, with any  
24 appropriation of the department of health, and may be increased or  
25 decreased by transfer or suballocation between these appropriated  
26 amounts and appropriations of the office of mental health, the  
27 office for people with developmental disabilities, the office of  
28 alcoholism and substance abuse services, the department of family  
29 assistance office of temporary and disability assistance and office  
30 of children and family services with the approval of the director of  
31 the budget, who shall file such approval with the department of  
32 audit and control and copies thereof with the chairman of the senate  
33 finance committee and the chairman of the assembly ways and means  
34 committee.

35 Notwithstanding any inconsistent provision of law, in lieu of payments  
36 authorized by the social services law, or payments of federal funds  
37 otherwise due to the local social services districts for programs  
38 provided under the federal social security act or the federal food  
39 stamp act, funds herein appropriated, in amounts certified by the  
40 state commissioner of temporary and disability assistance or the  
41 state commissioner of health as due from local social services  
42 districts each month as their share of payments made pursuant to  
43 section 367-b of the social services law may be set aside by the  
44 state comptroller in an interest-bearing account in order to ensure  
45 the orderly and prompt payment of providers under section 367-b of  
46 the social services law pursuant to an estimate provided by the  
47 commissioner of health of each local social services district's  
48 share of payments made pursuant to section 367-b of the social  
49 services law ... 1,170,500,000 ..... (re. \$1,170,500,000)

50 For reimbursement of administrative expenses of the medical assistance  
51 program provided by the office of mental health, office for people  
52 with developmental disabilities, and office of alcoholism and  
53 substance abuse services provided pursuant to title XIX of the  
54 federal social security act. The money hereby appropriated is  
55 available for payment of aid heretofore accrued. Notwithstanding any  
56 other provision of law, the money hereby appropriated may be  
57 increased or decreased by interchange with any other appropriation  
58 of the department of health with the approval of the director of  
59 budget .... 200,000,000 ..... (re. \$200,000,000)

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1 By chapter 54, section 1, of the laws of 2010:

2 For reimbursement of local administrative expenses of medical assist-  
3 ance programs provided pursuant to title XIX of the federal social  
4 security act or its successor program.

5 The moneys hereby appropriated are to be available for payment of aid  
6 heretofore accrued or hereafter to accrue to municipalities, and to  
7 providers of medical services pursuant to section 367-b of the  
8 social services law, shall be available to the department net of  
9 disallowances, refunds, reimbursements, and credits. The amounts  
10 appropriated herein may be available for costs associated with a  
11 common benefit identification card, and subject to the approval of  
12 the director of the budget, these funds may be transferred to the  
13 credit of the state operations account medicaid management informa-  
14 tion systems program.

15 Notwithstanding any other provision of law, the money hereby appropri-  
16 ated may be increased or decreased by interchange, with any appropri-  
17 ation of the department of health, and may be increased or  
18 decreased by transfer or suballocation between these appropriated  
19 amounts and appropriations of the office of mental health, the  
20 office of mental retardation and developmental disabilities, the  
21 office of alcoholism and substance abuse services, the department of  
22 family assistance office of temporary and disability assistance and  
23 office of children and family services with the approval of the  
24 director of the budget, who shall file such approval with the  
25 department of audit and control and copies thereof with the chairman  
26 of the senate finance committee and the chairman of the assembly  
27 ways and means committee.

28 Notwithstanding any inconsistent provision of law, in lieu of payments  
29 authorized by the social services law, or payments of federal funds  
30 otherwise due to the local social services districts for programs  
31 provided under the federal social security act or the federal food  
32 stamp act, funds herein appropriated, in amounts certified by the  
33 state commissioner of temporary and disability assistance or the  
34 state commissioner of health as due from local social services  
35 districts each month as their share of payments made pursuant to  
36 section 367-b of the social services law may be set aside by the  
37 state comptroller in an interest-bearing account in order to ensure  
38 the orderly and prompt payment of providers under section 367-b of  
39 the social services law pursuant to an estimate provided by the  
40 commissioner of health of each local social services district's  
41 share of payments made pursuant to section 367-b of the social  
42 services law ... 551,250,000 ..... (re. \$275,000,000)

43 For reimbursement of administrative expenses of the medical assistance  
44 program provided by the office of mental health, office of mental  
45 retardation and developmental disabilities, and office of alcoholism  
46 and substance abuse services provided pursuant to title XIX of the  
47 federal social security act. The money hereby appropriated is avail-  
48 able for payment of aid heretofore accrued and hereafter to accrue.  
49 Notwithstanding any other provision of law, the money hereby appro-  
50 priated may be increased or decreased by interchange with any other  
51 appropriation of the department of health with the approval of the  
52 director of budget ... 100,000,000 ..... (re. \$30,000,000)

53  
54 By chapter 54, section 1, of the laws of 2009:

55 For reimbursement of local administrative expenses of medical assist-  
56 ance programs provided pursuant to title XIX of the federal social  
57 security act or its successor program.

58 The moneys hereby appropriated are to be available for payment of aid  
59 heretofore accrued or hereafter to accrue to municipalities, and to  
60 providers of medical services pursuant to section 367-b of the  
61 social services law, shall be available to the department net of  
62 disallowances, refunds, reimbursements, and credits. The amounts

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 appropriated herein may be available for costs associated with a  
 2 common benefit identification card, and subject to the approval of  
 3 the director of the budget, these funds may be transferred to the  
 4 credit of the state operations account medicaid management informa-  
 5 tion systems program.

6 Notwithstanding any other provision of law, the money hereby appropri-  
 7 ated may be increased or decreased by interchange, with any appro-  
 8 priation of the department of health, and may be increased or  
 9 decreased by transfer or suballocation between these appropriated  
 10 amounts and appropriations of the office of mental health, the  
 11 office of mental retardation and developmental disabilities, the  
 12 office of alcoholism and substance abuse services, the department of  
 13 family assistance office of temporary and disability assistance and  
 14 office of children and family services with the approval of the  
 15 director of the budget, who shall file such approval with the  
 16 department of audit and control and copies thereof with the chairman  
 17 of the senate finance committee and the chairman of the assembly  
 18 ways and means committee.

19 Notwithstanding any inconsistent provision of law, in lieu of payments  
 20 authorized by the social services law, or payments of federal funds  
 21 otherwise due to the local social services districts for programs  
 22 provided under the federal social security act or the federal food  
 23 stamp act, funds herein appropriated, in amounts certified by the  
 24 state commissioner of temporary and disability assistance or the  
 25 state commissioner of health as due from local social services  
 26 districts each month as their share of payments made pursuant to  
 27 section 367-b of the social services law may be set aside by the  
 28 state comptroller in an interest-bearing account in order to ensure  
 29 the orderly and prompt payment of providers under section 367-b of  
 30 the social services law pursuant to an estimate provided by the  
 31 commissioner of health of each local social services district's  
 32 share of payments made pursuant to section 367-b of the social  
 33 services law ... 481,800,000 ..... (re. \$53,000,000)  
 34

## 35 MEDICAL ASSISTANCE PROGRAM

36 General Fund

37 Local Assistance Account

38  
 39  
 40 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 41 hereby amended and reappropriated to read:

42 For the medical assistance program, including administrative expenses,  
 43 for local social services districts, and for medical care rates for  
 44 authorized child care agencies.

45 Notwithstanding section 40 of state finance law or any other law to  
 46 the contrary, all medical assistance appropriations made from this  
 47 account shall remain in full force and effect in accordance, in the  
 48 aggregate, with the following schedule: not more than 49.10 percent  
 49 for the period April 1, 2011 to March 31, 2012; [50.90 percent] and  
 50 the remaining amount for the period April 1, 2012 to [March 31]  
 51 September 15, 2013.

52 Notwithstanding section 40 of the state finance law or any provision  
 53 of law to the contrary, subject to federal approval, department of  
 54 health state funds medicaid spending, excluding payments for medical  
 55 services provided at state facilities operated by the office of  
 56 mental health, the office for people with developmental disabilities  
 57 and the office of alcoholism and substance abuse services and  
 58 further excluding any payments which are not appropriated within the  
 59 department of health, in the aggregate, for the period April 1, 2011  
 60 through March 31, 2012, shall not exceed \$15,326,576,000 except as  
 61 provided below and state share medicaid spending, in the aggregate,  
 62 for the period April 1, 2012 through March 31, 2013, shall not

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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall  
2 department of health state funds medicaid spending for the period  
3 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]  
4 \$31,243,239,000 provided, however, such aggregate limits may be  
5 adjusted by the director of the budget to account for any changes in  
6 the New York state federal medical assistance percentage amount  
7 established pursuant to the federal social security act, increases  
8 in provider revenues, reductions in local social services district  
9 payments for medical assistance administration, and beginning April  
10 1, 2012 the operational costs of the New York state medical  
11 indemnity fund, pursuant to a chapter establishing such fund. The  
12 director of the budget, in consultation with the commissioner of  
13 health, shall assess on a monthly basis known and projected medicaid  
14 expenditures by category of service and by geographic region, as  
15 defined by the commissioner, incurred both prior to and subsequent  
16 to such assessment for each such period, and if the director of the  
17 budget determines that such expenditures are expected to cause  
18 medicaid spending for such period to exceed the aggregate limit  
19 specified herein for such period, the state medicaid director, in  
20 consultation with the director of the budget and the commissioner of  
21 health, shall develop a medicaid savings allocation plan to limit  
22 such spending to the aggregate limit specified herein for such  
23 period.

24 Such medicaid savings allocation plan shall be designed, to reduce the  
25 expenditures authorized by the appropriations herein in compliance  
26 with the following guidelines: (1) reductions shall be made in  
27 compliance with applicable federal law, including the provisions of  
28 the Patient Protection and Affordable Care Act, Public Law No. 111-  
29 148, and the Health Care and Education Reconciliation Act of 2010,  
30 Public Law No. 111-152 (collectively "Affordable Care Act") and any  
31 subsequent amendments thereto or regulations promulgated thereunder;  
32 (2) reductions shall be made in a manner that complies with the  
33 state medicaid plan approved by the federal centers for medicare and  
34 medicaid services, provided, however, that the commissioner of  
35 health is authorized to submit any state plan amendment or seek  
36 other federal approval, including waiver authority, to implement the  
37 provisions of the medicaid savings allocation plan that meets the  
38 other criteria set forth herein; (3) reductions shall be made in a  
39 manner that maximizes federal financial participation, to the extent  
40 practicable, including any federal financial participation that is  
41 available or is reasonably expected to become available, in the  
42 discretion of the commissioner, under the Affordable Care Act; (4)  
43 reductions shall be made uniformly among categories of services and  
44 geographic regions of the state, to the extent practicable, and  
45 shall be made uniformly within a category of service, to the extent  
46 practicable, except where the commissioner determines that there are  
47 sufficient grounds for non-uniformity, including but not limited to:  
48 the extent to which specific categories of services contributed to  
49 department of health medicaid state funds spending in excess of the  
50 limits specified herein; the need to maintain safety net services in  
51 underserved communities; or the potential benefits of pursuing  
52 innovative payment models contemplated by the Affordable Care Act,  
53 in which case such grounds shall be set forth in the medicaid  
54 savings allocation plan; and (5) reductions shall be made in a  
55 manner that does not unnecessarily create administrative burdens to  
56 medicaid applicants and recipients or providers.

57 The commissioner shall seek the input of the legislature, as well as  
58 organizations representing health care providers, consumers,  
59 businesses, workers, health insurers, and others with relevant  
60 expertise, in developing such medicaid savings allocation plan, to  
61 the extent that all or part of such plan, in the discretion of the  
62 commissioner, is likely to have a material impact on the overall

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## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1       medicaid program, particular categories of service or particular  
2       geographic regions of the states.

3       The commissioner shall post the medicaid savings allocation plan on  
4       the department of health's website and shall provide written copies  
5       of such plan to the chairs of the senate finance and the assembly  
6       ways and means committees at least 30 days before the date on which  
7       implementation is expected to begin.

8       The commissioner may revise the medicaid savings allocation plan  
9       subsequent to the provisions of notice and prior to implementation  
10       but need provide a new notice pursuant to subparagraph (i) of this  
11       paragraph only if the commissioner determines, in his or her  
12       discretion, that such revisions materially alter the plan.

13       Notwithstanding the provisions of paragraphs (a) and (b) of this  
14       subdivision, the commissioner need not seek the input described in  
15       paragraph (a) of this subdivision or provide notice pursuant to  
16       paragraph (b) of this paragraph if, in the discretion of the  
17       commissioner, expedited development and implementation of a medicaid  
18       savings allocation plan is necessary due to a public health  
19       emergency.

20       For purposes of this section, a public health emergency is defined as:  
21       (i) a disaster, natural or otherwise, that significantly increases  
22       the immediate need for health care personnel in an area of the  
23       state; (ii) an event or condition that creates a widespread risk of  
24       exposure to a serious communicable disease, or the potential for  
25       such widespread risk of exposure; or (iii) any other event or  
26       condition determined by the commissioner to constitute an imminent  
27       threat to public health.

28       Nothing in this paragraph shall be deemed to prevent all or part of  
29       such medicaid savings allocation plan from taking effect  
30       retroactively to the extent permitted by the federal centers for  
31       medicare and medicaid services.

32       In accordance with the medicaid savings allocation plan, the  
33       commissioner of the department of health shall reduce department of  
34       health state funds medicaid spending by the amount of the projected  
35       overspending through, actions including, but not limited to  
36       modifying or suspending reimbursement methods, including but not  
37       limited to all fees, premium levels and rates of payment,  
38       notwithstanding any provision of law that sets a specific amount or  
39       methodology for any such payments or rates of payment; modifying or  
40       discontinuing medicaid program benefits; seeking all necessary  
41       federal approvals, including, but not limited to waivers, waiver  
42       amendments; and suspending time frames for notice, approval or  
43       certification of rate requirements, notwithstanding any provision of  
44       law, rule or regulation to the contrary, including but not limited  
45       to sections 2807 and 3614 of the public health law, section 18 of  
46       chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

47       The department of health shall prepare a monthly report that sets  
48       forth: (a) known and projected department of health medicaid  
49       expenditures as described in subdivision 1 of this section; and (b)  
50       the actions taken to implement any medicaid savings allocation plan  
51       implemented pursuant to subdivision 4 of this section, including  
52       information concerning the impact of such actions on each category  
53       of service and each geographic region of the state. Each such  
54       monthly report shall be provided to the chairs of the senate finance  
55       and the assembly ways and means committees and shall be posted on  
56       the department of health's website in a timely manner.

57       The money hereby appropriated is to be available for payment of aid  
58       heretofore accrued to municipalities, and to providers of medical  
59       services pursuant to section 367-b of the social services law, and  
60       for payment of state aid to municipalities and to providers of  
61       family care where payment systems through the fiscal intermediaries



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1 are not operational, and shall be available to the department net of  
2 disallowances, refunds, reimbursements, and credits.  
3 Notwithstanding any inconsistent provision of law to the contrary,  
4 funds may be used by the department for outside legal assistance on  
5 issues involving the federal government, the conduct of preadmission  
6 screening and annual resident reviews required by the state's  
7 medicaid program, computer matching with insurance carriers to  
8 insure that medicaid is the payer of last resort and activities  
9 related to the management of the pharmacy benefit available under  
10 the medicaid program.  
11 Notwithstanding any inconsistent provision of law, in lieu of payments  
12 authorized by the social services law, or payments of federal funds  
13 otherwise due to the local social services districts for programs  
14 provided under the federal social security act or the federal food  
15 stamp act, funds herein appropriated, in amounts certified by the  
16 state commissioner of temporary and disability assistance or the  
17 state commissioner of health as due from local social services  
18 districts each month as their share of payments made pursuant to  
19 section 367-b of the social services law may be set aside by the  
20 state comptroller in an interest-bearing account in order to ensure  
21 the orderly and prompt payment of providers under section 367-b of  
22 the social services law pursuant to an estimate provided by the  
23 commissioner of health of each local social services district's  
24 share of payments made pursuant to section 367-b of the social  
25 services law.  
26 Notwithstanding any other provision of law, the money hereby  
27 appropriated may be increased or decreased by interchange, with any  
28 appropriation of the department of health and the office of medicaid  
29 inspector general and may be increased or decreased by transfer or  
30 suballocation between these appropriated amounts and appropriations  
31 of the department of health state purposes account, the office of  
32 mental health, office for people with developmental disabilities,  
33 the office of alcoholism and substance abuse services, the  
34 department of family assistance office of temporary and disability  
35 assistance and office of children and family services, the office of  
36 Medicaid Inspector General, and the state office for the aging with  
37 the approval of the director of the budget, who shall file such  
38 approval with the department of audit and control and copies thereof  
39 with the chairman of the senate finance committee and the chairman  
40 of the assembly ways and means committee.  
41 Notwithstanding any inconsistent provision of law to the contrary, the  
42 moneys hereby appropriated may be used for payments to the centers  
43 for medicaid and medicare services for obligations incurred related  
44 to the pharmaceutical costs of dually eligible medicare/medicaid  
45 beneficiaries participating in the medicare drug benefit authorized  
46 by P.L. 108-173.  
47 Notwithstanding any inconsistent provision of law, the moneys hereby  
48 appropriated shall not be used for any existing rates, fees, fee  
49 schedule, or procedures which may affect the cost of care and  
50 services provided by personal care providers, case managers, health  
51 maintenance organizations, out of state medical facilities which  
52 provide care and services to residents of the state, providers of  
53 transportation services, that are altered, amended, adjusted or  
54 otherwise changed by a local social services district unless  
55 previously approved by the department of health and the director of  
56 the budget.  
57 Notwithstanding any other provision of law, rule or regulation, to the  
58 contrary, for the period April 1, 2011 through March 31, 2013, all  
59 medicaid payments made for services provided on and after April 1,  
60 2011, shall, except as hereinafter provided, be subject to a uniform  
61 two percent reduction and such reduction shall be applied, to the  
62 extent practicable, in equal amounts during the fiscal year,

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1 provided, however, that an alternative method may be considered at  
2 the discretion of the commissioner of health and the director of the  
3 budget based upon consultation with the health care industry  
4 including but not limited to, a uniform reduction in medicaid rates  
5 of payment or other reductions provided that any method selected  
6 achieves no more than \$702,000,000 in medicaid state share savings,  
7 except as hereinafter provided, for services provided on and after  
8 April 1, 2011 through March 31, 2013. Any alternative methods to  
9 achieve the reduction must be provided in writing and shall be filed  
10 with the senate finance committee and the assembly ways and means  
11 committee not less than thirty days before the date of which  
12 implementation is expected to begin. Nothing in this section shall  
13 be deemed to prevent all or part of such alternative reduction plan  
14 from taking effect retroactively, to the extent permitted by the  
15 federal centers for medicare and medicaid services.

16 Any alternative methods to achieve the reduction must be provided in  
17 writing and shall be filed with the senate finance committee and the  
18 assembly ways and means committee not less than 30 days before the  
19 date of which implementation is expected to begin. Nothing in this  
20 section shall be deemed to prevent all or part of such alternative  
21 reduction plan from taking effect retroactively, to the extent  
22 permitted by the federal centers for medicare and medicaid services.

23 The following shall be exempt from reductions pursuant to this  
24 section:(i) any reductions that would violate federal law including,  
25 but not limited to, payments required pursuant to the federal  
26 medicare program;

27 (ii) any reductions related to payments pursuant to article 32,  
28 article 31 and article 16 of the mental hygiene law;

29 (iii) payments the state is obligated to make pursuant to court orders  
30 or judgments;

31 (iv) payments for which the non-federal share does not reflect any  
32 state funding; and

33 (v) at the discretion of the commissioner of health and the director  
34 of the budget, payments with regard to which it is determined by the  
35 commissioner of health and the director of the budget that  
36 application of reductions pursuant to this section would result, by  
37 operation of federal law, in a lower federal medical assistance  
38 percentage applicable to such payments.

39 (vi) payments made with regard to the early intervention program  
40 pursuant to public health law section 2540.

41 Reductions to medicaid payments or medicaid rates of payments made  
42 pursuant to this section shall be subject to the receipt of all  
43 necessary federal approvals. Not less than 30 days prior to the  
44 conclusion of each state fiscal year in which the provisions of this  
45 section apply, the department of health shall prepare and transmit a  
46 report to the legislature that details the actions taken to  
47 implement the medicaid state share reductions established pursuant  
48 to this section. Such report shall be provided to the chair of the  
49 senate finance committee and the assembly ways and means committee.

50 Provided, however, if this chapter appropriates sufficient additional  
51 funds to support medicaid payments or medicaid rates of payments,  
52 the provisions of this paragraph shall not apply and shall be  
53 considered null and void as of March 31, 2011.

54 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
55 the public health law, section 21 of chapter 1 of the laws of 1999,  
56 or any other contrary provision of law, in determining rates of  
57 payments by state governmental agencies effective for services  
58 provided for the period April 1, 2011 through March 31, 2013, for  
59 inpatient and outpatient services provided by general hospitals, for  
60 inpatient services and adult day health care outpatient services  
61 provided by residential health care facilities pursuant to article  
62 28 of the public health law, except for residential health care

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1 facilities or units of such facilities that provide services  
2 primarily to children under twenty-one years of age, for home health  
3 care services provided pursuant to article 36 of the public health  
4 law by certified home health agencies, long term home health care  
5 programs and AIDS home care programs, for personal care services  
6 provided pursuant to section 365-a of the social services law,  
7 hospice services provided pursuant to article 40 of the public  
8 health law, foster care services provided pursuant to article 6 of  
9 the social services law, the commissioner of health shall apply no  
10 greater than zero trend factors attributable to the 2011 and 2012  
11 calendar year in accordance with paragraph (c) of subdivision 10 of  
12 section 2807-c of the public health law, provided, however, that  
13 such no greater than zero trend factors for such calendar years  
14 shall also be applied to rates of payment for personal care services  
15 for such period provided in those local social service districts,  
16 including New York city, whose rates of payment for such services  
17 are established by such local social service districts pursuant to a  
18 rate-setting exemption issued by the commissioner of health to such  
19 local social service districts in accordance with applicable  
20 regulations, and provided further, however, that for rates of  
21 payment for assisted living program services provided for the period  
22 April 1, 2011 through March 31, 2013, trend factors attributable to  
23 such 2011 and 2012 calendar years shall be established at no greater  
24 than zero percent, provided, however, that if this chapter provides  
25 sufficient additional funding to cover the cost of trend factor  
26 adjustments to the rates enumerated in this section, then provisions  
27 of this section shall be deemed null and void as of March 31, 2011.  
28 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
29 the public health law, section 21 of chapter 1 of the laws of 1999,  
30 or any other contrary provision of law, in determining rates of  
31 payments by state governmental agencies effective for services  
32 provided for the period January 1, 2013 through March 31, 2013, for  
33 inpatient and outpatient services provided by general hospitals, for  
34 inpatient services and adult day health care outpatient services  
35 provided by residential health care facilities pursuant to article  
36 28 of the public health law, except for residential health care  
37 facilities or units of such facilities that provide services  
38 primarily to children under twenty-one years of age, for home health  
39 care services provided pursuant to article 36 of the public health  
40 law by certified home health agencies, long term home health care  
41 programs and AIDS home care programs, for personal care services  
42 provided pursuant to section 365-a of the social services law,  
43 hospice services provided pursuant to article 40 of the public  
44 health law, foster care services provided pursuant to article 6 of  
45 the social services law, the commissioner of health shall apply no  
46 greater than zero trend factors attributable to the 2013 calendar  
47 year in accordance with paragraph (c) of subdivision 10 of section  
48 2807-c of the public health law, provided, however, that such no  
49 greater than zero trend factors for such calendar years shall also  
50 be applied to rates of payment for personal care services for such  
51 period provided in those local social service districts, including  
52 New York city, whose rates of payment for such services are  
53 established by such local social service districts pursuant to a  
54 rate-setting exemption issued by the commissioner of health to such  
55 local social service districts in accordance with applicable  
56 regulations, and provided further, however, that for rates of  
57 payment for assisted living program services provided for the period  
58 January 1, 2013 through March 31, 2013, trend factors attributable  
59 to such 2013 calendar year shall be established at no greater than  
60 zero percent, provided, however, that if this chapter provides  
61 sufficient additional funding to cover the cost of trend factor

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1 adjustments to the rates enumerated in this section, then provisions  
2 of this section shall be deemed null and void as of March 31, 2011.  
3 Notwithstanding any provision of law to the contrary and subject to  
4 the availability of federal financial participation, for the period  
5 April 1, 2011 through March 31, 2013, clinics certified pursuant to  
6 articles 16, 31 or 32 of the mental hygiene law shall be subject to  
7 targeted medicaid reimbursement rate reductions in accordance with  
8 the provisions of this section. Such reductions shall be based on  
9 utilization thresholds which may be established either as provider-  
10 specific or patient-specific thresholds. Provider specific  
11 thresholds shall be based on average patient utilization for a given  
12 provider in comparison to a peer based standard to be determined for  
13 each service. The commissioners of the office of mental health, the  
14 office for persons with developmental disabilities, and the office  
15 of alcoholism and substance abuse services, in consultation with the  
16 commissioner of health, are authorized to waive utilization  
17 thresholds for patients of clinics certified pursuant to article 16,  
18 31, or 32 of the mental hygiene law who are enrolled in specific  
19 treatment programs or otherwise meet criteria as may be specified by  
20 such commissioners. When applying a provider specific threshold,  
21 rates will be reduced on a prospective basis based on the amount any  
22 provider is over the determined threshold level. Patient-specific  
23 thresholds will be based on annual thresholds determined for each  
24 service over which the per visit payment for each visit in excess of  
25 the standard during a twelve month period shall be reduced by a  
26 predetermined amount. The thresholds, peer based standards and the  
27 payment reductions shall be determined by the department of health,  
28 with the approval of the division of the budget, and in consultation  
29 with the office of mental health, the office for people with  
30 developmental disabilities and the office of alcoholism and  
31 substance abuse services, and any such resulting rates shall be  
32 subject to certification by the appropriate commissioners pursuant  
33 to subdivision (a) of section 43.02 of the mental hygiene law. The  
34 base period used to establish the thresholds shall be the 2009  
35 calendar year. The total annualized reduction in payments shall be  
36 no less than \$10,900,000 for Article 31 clinics, no less than  
37 \$2,400,000 for Article 16 clinics, and no less than \$13,250,000 for  
38 Article 32 clinics. Provided however if this chapter provides  
39 sufficient additional funding to cover the cost of targeted medicaid  
40 reimbursement rate reductions enumerated in this section, then the  
41 provisions of this section shall be deemed null and void as of March  
42 31, 2011.

43 Notwithstanding any inconsistent provision of law, rule or regulation  
44 to the contrary, for the period April 1, 2011 through March 31,  
45 2013, the commissioner of health is authorized, in consultation with  
46 the commissioners of the office of mental health, office of  
47 alcoholism and substance abuse services, and office for people with  
48 developmental disabilities to: establish, in accordance with  
49 applicable federal law and regulations, standards for the provision  
50 of health home services to enrollees with chronic conditions in the  
51 program of medical assistance for needy persons; establish payment  
52 methodologies for health home services based on factors including  
53 but not limited to the complexity of the conditions providers will  
54 be managing, the anticipated amount of patient contact needed to  
55 manage such conditions, and the health care cost savings realized by  
56 provision of health home services; establish the criteria under  
57 which such an enrollee will be designated as being eligible to  
58 receive health home services; and assign any enrollee designated as  
59 an eligible individual to a provider of health home services. Until  
60 such time as the commissioner of health obtains necessary waivers  
61 and/or approvals under the federal social security act, enrollees  
62 assigned to providers of health home services will be allowed to opt

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1 out of such services. In addition, upon enrollment, an enrollee  
2 shall be offered an option of at least two providers of health home  
3 services, to the extent practicable. In addition to such payments  
4 made for health home services, the commissioner of health is  
5 authorized to pay additional amounts to providers of health home  
6 services that meet process or outcome standards specified by the  
7 commissioner. Payment for such health home services and such  
8 additional payments will be made with state funds only, to the  
9 extent that such funds are appropriated therefore, until such time  
10 as federal financial participation in the costs of such services is  
11 available. The commissioner of health is authorized to submit  
12 amendments to the state plan for medical assistance and/or submit  
13 one or more applications for waivers of the federal social security  
14 act, to obtain federal financial participation in the costs of  
15 health home services. Notwithstanding any limitations imposed by  
16 section 364-1 of the social services law, the commissioner is  
17 authorized to allow entities participating in demonstration projects  
18 established pursuant to such section to provide health home  
19 services. Notwithstanding any law, rule, or regulation to the  
20 contrary, the commissioners of the department of health, the office  
21 of mental health, and the office of alcoholism and substance abuse  
22 services are authorized to jointly establish a single set of  
23 operating and reporting requirements and a single set of  
24 construction and survey requirements for entities that can  
25 demonstrate experience in the delivery of health, and mental health  
26 and/or alcohol and substance abuse services and the capacity to  
27 offer integrated delivery in each location approved by the  
28 commissioner, and meet the standards for providing and receiving  
29 payment for health home services. In establishing a single set of  
30 operating and reporting requirements and a single set of  
31 construction and survey requirements for entities described in this  
32 subdivision, the commissioners of the department of health, the  
33 office of mental health, and the office of alcoholism and substance  
34 abuse services are authorized to waive any regulatory requirements  
35 as are necessary to avoid duplication of requirements and to allow  
36 the integrated delivery of services in a rational and efficient  
37 manner. Provided, however, if this chapter appropriates sufficient  
38 additional funds to provide coverage for persons with chronic  
39 conditions under the program of medical assistance for needy persons  
40 without the savings to be achieved through the provision of health  
41 home services, then the provisions of this paragraph shall not apply  
42 and shall be considered null and void as of March 31, 2011.

43 Notwithstanding any inconsistent provision of law, rule or regulation  
44 to the contrary, for the period April 1, 2011 through March 31,  
45 2013: coverage under the medicaid program for enteral formula  
46 therapy and nutritional supplement are limited to coverage only for  
47 nasogastric, jejunostomy, or gastrostomy tube feeding or for  
48 treatment of an inborn metabolic disorder or to address growth and  
49 developmental problems in children, or, subject to standards  
50 established by the commissioner of health, for persons with a  
51 diagnosis of HIV infection, AIDS or HIV-related illness; coverage  
52 under the medicaid program for prescription footwear and inserts is  
53 limited to coverage only when used as an integral part of a lower  
54 limb orthotic appliance, as part of a diabetic treatment plan, or to  
55 address growth and development problems in children; coverage under  
56 the medicaid program for compression and support stockings is  
57 limited to coverage only for pregnancy or treatment of venous stasis  
58 ulcers; and the commissioner of health is authorized to require  
59 prior authorization for prescriptions of opioid analgesics in excess  
60 of four prescriptions in a 30-day period. Provided, however, if this  
61 chapter appropriates sufficient additional funds to allow medicaid  
62 coverage of such services without imposing such limitations, then

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1 the provisions of this paragraph shall not apply and shall be  
2 considered null and void as of March 31, 2011.

3 Notwithstanding any inconsistent provision of law, rule or regulation  
4 to the contrary, for the period April 1, 2011 through march 31,  
5 2013, when Medicaid eligible persons are also beneficiaries under  
6 part B of title XVIII of the federal social security act and payment  
7 under part B would exceed the amount that would be paid by Medicaid  
8 if the person were not eligible under part B or a qualified Medicare  
9 beneficiary, the amount payable under the Medicaid program shall be  
10 twenty percent of the amount of any coinsurance liability of such  
11 eligible person pursuant to federal law if they were not eligible  
12 for Medicaid or were not a qualified Medicare beneficiary, but only  
13 with respect to services covered under title eleven of article five  
14 of the social services law; provided however that amounts payable  
15 with respect to items and services covered under such title and  
16 provided to eligible persons who are also beneficiaries under part B  
17 or to qualified medicare beneficiaries by an ambulance service under  
18 the authority of an operating certificate issued pursuant to article  
19 thirty of the public health law, a psychologist licensed under  
20 article one hundred fifty-three of the education law, or a facility  
21 under the authority of an operating certificate issued pursuant to  
22 article sixteen, thirty-one or thirty-two of the mental hygiene law,  
23 and with respect to outpatient hospital and clinic items and  
24 services covered under such title and provided by a facility under  
25 the authority of an operating certificate issued pursuant to article  
26 twenty-eight of the public health law, shall not be less than the  
27 amount of any co-insurance liability of such eligible persons or  
28 such qualified medicare beneficiaries, or for which such eligible  
29 persons or such qualified medicare beneficiaries would be liable  
30 under federal law were they not eligible for medical assistance or  
31 were they not qualified medicare beneficiaries with respect to such  
32 benefits under part B.

33 Provided, however, if this chapter appropriates sufficient additional  
34 funds to provide medical assistance payments under subparagraph  
35 (iii) of paragraph (d) of subdivision one of section three hundred  
36 sixty-seven-a of the social services law with respect to services  
37 not covered under title eleven of article five of the social  
38 services law, then the provisions of this paragraph shall not apply  
39 and shall be considered null and void as of March 31, 2011.

40 Notwithstanding any inconsistent provision of law, rule or regulation  
41 to the contrary, for the period April 1, 2011 through March 31,  
42 2013, amounts payable under section three hundred sixty-seven-a of  
43 the social services law with respect to hospital outpatient services  
44 or diagnostic and treatment center services pursuant to article  
45 twenty-eight of the public health law provided to Medicaid eligible  
46 persons who are also beneficiaries under part B of title XVIII of  
47 the federal social security act or provided to qualified medicare  
48 beneficiaries under part B of title XVIII of such act shall not  
49 exceed the approved medical assistance payment level less the amount  
50 payable under part B. Provided, however, if this chapter  
51 appropriates sufficient additional funds to provide medical  
52 assistance payments under section three hundred sixty-seven-a of the  
53 social services law with respect to hospital outpatient services or  
54 diagnostic and treatment center services provided to Medicaid  
55 eligible persons who are also beneficiaries under part B without  
56 such limitation, then the provisions of this paragraph shall not  
57 apply and shall be considered null and void as of March 31, 2011.

58 Notwithstanding any inconsistent provision of law, rule or regulation  
59 to the contrary, for the period April 1, 2011 through March 31,  
60 2013:

61 1. (a) The commissioners of the office of mental health and the office  
62 of alcoholism and substance abuse services, in consultation with the

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1 commissioner of health, the impacted local governmental units, and  
2 with the approval of the division of budget, shall have  
3 responsibility for jointly designating regional entities to provide  
4 administrative and management services for the purposes of prior  
5 approving and coordinating the provision of behavioral health  
6 services, facilitating the continuity of post-hospitalization  
7 behavioral health services, and the integration of behavioral health  
8 services with other services available under the medical assistance  
9 program, for recipients of medical assistance who are not enrolled  
10 in managed care, and for approval, coordination, facilitating  
11 continuity and integration of behavioral health services that are  
12 not provided through managed care programs under the medical  
13 assistance program for individuals regardless of whether or not such  
14 individuals are enrolled in managed care programs. Such regional  
15 entities shall also be responsible for promoting appropriate care  
16 and service utilization while safeguarding against unnecessary  
17 utilization of such care and services and assuring that payments are  
18 consistent with the efficient and economical delivery of quality  
19 care. In exercising this responsibility, the commissioners of the  
20 office of mental health and the office of alcoholism and substance  
21 abuse services are authorized to contract, after consultation with  
22 the commissioner of health and the impacted local governmental  
23 units, with regional behavioral health organizations or other  
24 entities. Such contracts may include responsibility for: receipt,  
25 review, and determination of prior authorization requests for  
26 behavioral health care and services, consistent with criteria  
27 established or approved by the commissioners of mental health and  
28 alcoholism and substance abuse services, and authorization of  
29 appropriate care and services based on documented patient medical  
30 need.

31 (b) Notwithstanding any inconsistent provision of sections one hundred  
32 twelve and one hundred sixty-three of the state finance law, or  
33 section one hundred forty-two of the economic development law, or  
34 any other law to the contrary, the commissioners of the office of  
35 mental health and the office of alcoholism and substance abuse  
36 services are authorized to enter into a contract or contracts under  
37 subdivision 1 without a competitive bid or request for proposal  
38 process, provided, however, that the office of mental health and the  
39 office of alcoholism and substance abuse services shall post on  
40 their websites, for a period of no less than thirty days: (i) a  
41 description of the proposed services to be provided pursuant to the  
42 contractor contracts; (ii) the criteria for selection of a  
43 contractor or contractors; (iii) the period of time during which a  
44 prospective contractor may seek selection, which shall be no less  
45 than thirty days after such information is first posted on the  
46 website; and (iv) the manner by which a prospective contractor may  
47 seek such selection, which may include submission by electronic  
48 means. All reasonable and responsive submissions that are received  
49 from prospective contractors in timely fashion shall be reviewed by  
50 the commissioners.

51 (c) The commissioners of the office of mental health and the office of  
52 alcoholism and substance abuse services, in consultation with the  
53 commissioner of health and the impacted local governmental units,  
54 shall select such contractor or contractors that, in their  
55 discretion, have demonstrated the ability to effectively,  
56 efficiently, and economically integrate behavioral health and health  
57 services; have the requisite expertise and financial resources; have  
58 demonstrated that their directors, sponsors, members, managers,  
59 partners or operators have the requisite character, competence and  
60 standing in the community, and are best suited to serve the purposes  
61 described in this subdivision.

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- 1 2. (a) The commissioners of the office of mental health, the office of  
2 alcoholism and substance abuse services and the department of  
3 health, shall have the responsibility for jointly designating on a  
4 regional basis, after consultation with the local social services  
5 district and local governmental unit, as such term is defined in the  
6 mental hygiene law, of a city with a population of over one million  
7 and after consultation of other affected counties, a limited number  
8 of specialized managed care plans under section 364-j of this  
9 article, special need managed care plans under section 364-j or this  
10 article, and/or integrated physical and behavioral health provider  
11 systems certified under article 44-a of the public health law  
12 capable of managing the behavioral and physical health needs of  
13 medical assistance enrollees with significant behavioral health  
14 needs. Initial designations of such plan or provider systems should  
15 be made no later than April first, two thousand thirteen, provided,  
16 however, such designations shall be contingent upon a determination  
17 by such state commissioners that the entities to be designated have  
18 the capacity and financial ability to provide services in such plans  
19 or provider systems, and that the region has a sufficient population  
20 and service base to support such plans and systems. Once designated,  
21 the commissioner of health shall make arrangements to enroll such  
22 enrollees in such plans or integrated provider systems and to pay  
23 such plans or provider systems on a capitated or other basis to  
24 manage, coordinate, and pay for behavioral and physical health  
25 medical assistance services for such enrollees.
- 26 (b) Notwithstanding any inconsistent provision of section one hundred  
27 twelve and one hundred sixty-three of the state finance law, and  
28 section one hundred forty-two of the economic development law, or  
29 any other law to the contrary, the designations of such plans and  
30 provider systems, and any resulting contracts with such plans,  
31 providers or provider systems are authorized to be entered into by  
32 such state commissioners without a competitive bid or request for  
33 proposal process, provided, however, that the department of health,  
34 the office of mental health and the office of alcoholism and  
35 substance abuse services shall post on their websites, for a period  
36 of no less than thirty days: (i) a description of the proposed  
37 services to be provided by the plans or systems; (ii) the criteria  
38 for selection of a plan or system; (iii) the period of time during  
39 which a prospective plan or system may seek selection, which shall  
40 be no less than thirty days after such information is first posted  
41 on the website; and (iv) the manner by which a prospective plan or  
42 system may seek such selection, which may include submission by  
43 electronic means. All reasonable and responsive submissions that are  
44 received from prospective plans or systems in timely fashion shall  
45 be reviewed by the commissioners.
- 46 (c) The commissioners of the office of mental health and the office of  
47 alcoholism and substance abuse services, in consultation with the  
48 commissioner of health and the impacted local governmental units,  
49 and for contracts affecting a city with a population of over one  
50 million, also with such city's local social services district and  
51 local governmental unit, as such term is defined in the mental  
52 hygiene law, shall select such plans or systems that, in their  
53 discretion, have demonstrated the ability to effectively,  
54 efficiently, and economically manage the behavioral and physical  
55 health needs of medical assistance enrollees with significant  
56 behavioral health needs; have the requisite expertise and financial  
57 resources; have demonstrated that their directors, sponsors,  
58 members, managers, partners or operators have the requisite  
59 character, competence and standing in the community, and are best  
60 suited to serve the purposes described in this subdivision.  
61 Oversight of such contracts with such plans, providers or provider  
62 systems shall be the joint responsibility of such state



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1 commissioners, and for contracts affecting a city with a population  
2 of over one million, also with such city's local social services  
3 district and local governmental unit, as such term is defined in the  
4 mental hygiene law.

5 3. The commissioner of health, jointly with the commissioner of mental  
6 health and the commissioner of alcoholism and substance abuse  
7 services shall be authorized to establish special needs managed care  
8 and specialized managed care plans, under the medical assistance  
9 program and certified under section forty-four hundred three-d of  
10 the public health law, in accordance with applicable federal law and  
11 regulations. The commissioner of health, in cooperation with such  
12 commissioners, is authorized, subject to the approval of the  
13 director of the state division of the budget, to apply for federal  
14 waivers when such action would be necessary to assist in promoting  
15 the objectives of subdivisions 1 and 2. "Special needs managed care  
16 plan" or "specialized managed care plan" shall mean a combination of  
17 persons natural or corporate, or any groups of such persons, or a  
18 county or counties, who enter into an arrangement, agreement or  
19 plan, or combination of arrangements, agreements or plans, to  
20 provide health and behavioral health services to enrollees with  
21 significant behavioral health needs. Provided, however, if this  
22 chapter appropriates sufficient additional funds to provide coverage  
23 for behavioral health care and services under the program of medical  
24 assistance for needy persons without the savings to be achieved by  
25 contracting for the prior authorization and coordination of the  
26 provision of such services, then the provisions of this paragraph  
27 shall not apply and shall be considered null and void as of March  
28 31, 2011.

29 For services and expenses of the medical assistance program including  
30 hospital inpatient services.

31 Notwithstanding any contrary provision of law, in determining rates of  
32 payments for general hospital inpatient services by state  
33 governmental agencies effective for services provided for the period  
34 April 1, 2011 through March 31, 2013, the commissioner of health  
35 shall make such adjustments to such rates as are necessary and not  
36 inconsistent with otherwise directly applicable regulations, to  
37 reduce reimbursement with regard to services provided to hospital  
38 inpatients as a result, as determined by the commissioner of health,  
39 of potentially preventable negative outcomes, hospital acquired  
40 conditions, injuries sustained while a hospital inpatient and the  
41 inappropriate use of certain medical procedures, including cesarean  
42 deliveries, coronary artery grafts and percutaneous coronary  
43 interventions ... 1,923,837,000 ..... (re. \$1,923,837,000)

44 For services and expenses of the medical assistance program including  
45 hospital outpatient and emergency room services .....  
46 773,050,000 ..... (re. \$773,050,000)

47 For services and expenses of the medical assistance program including  
48 clinic services ... 672,427,000 ..... (re. \$672,427,000)

49 For services and expenses of the medical assistance program including  
50 nursing home services.

51 Notwithstanding any contrary provision of law, for the period April 1,  
52 2011 through March 31, 2013, with regard to adjustments to inpatient  
53 rates of payment made pursuant to section 2808 of the public health  
54 law for inpatient services provided by residential health care  
55 facilities for the period April 1, 2010 through March 31, 2012, the  
56 commissioner of health and the director of the budget shall, upon a  
57 determination by such commissioner and such director that such rate  
58 adjustments shall, prior to the application of any applicable  
59 adjustment for inflation, result in an aggregate increase in total  
60 medicaid rates of payment for such services for either such state  
61 fiscal year, including payments made pursuant to subparagraph (i) of  
62 paragraph (d) of subdivision 2-c of section 2808 of the public

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1 health law, make such proportional adjustments to such rates as are  
2 necessary to reduce such total aggregate rate adjustments within  
3 each such year such that the aggregate total for each such year  
4 reflects no such increase or decrease, and provided further,  
5 however, that adjustments made pursuant to this paragraph shall not  
6 be subject to subsequent correction or reconciliation, and provided  
7 further, however, that if this chapter provides sufficient  
8 additional funding to cover the cost of such rate adjustments to the  
9 rates enumerated in this paragraph, then provisions of this  
10 paragraph shall be deemed null and void as of March 31, 2011.

11 Notwithstanding any contrary provision of law, rule or regulation, for  
12 the period April 1, 2011 through March 31, 2013, the capital cost  
13 component of medicaid rates of payment for services provided by  
14 residential health care facilities may not include any payment  
15 factor for return on or return of equity, and provided further,  
16 however, that for that period no adjustment to rates of payment may  
17 be made pursuant to paragraph (d) of subdivision 20 of section 2808  
18 of the public health law as in effect on March 31, 2011, provided,  
19 however, that if this chapter provides sufficient additional funding  
20 to cover the cost of the adjustments to the rates enumerated in this  
21 section, then provisions of this section shall be deemed null and  
22 void as of March 31, 2011.

23 Notwithstanding any inconsistent provision of law or regulation to the  
24 contrary, for the period April 1, 2011 through March 31, 2013, the  
25 commissioner of health shall not be required to revise certified  
26 rates of payment established pursuant to the public health law prior  
27 to April 1, 2013, based on consideration of rate appeals filed by  
28 residential health care facilities pursuant to section 2808 of the  
29 public health law or based upon adjustments to capital cost  
30 reimbursement as a result of approval by the commissioner of health  
31 of an application for construction under section 2802 of the public  
32 health law, in excess of aggregate amount of \$50,000,000 for the  
33 state fiscal year beginning April 1, 2011, and \$80,000,000 for the  
34 state fiscal year beginning April 1, 2012, provided, however, that  
35 in revising such rates within such fiscal limits the commissioner of  
36 health may prioritize rate appeals for facilities which the  
37 commissioner of health determines are facing significant financial  
38 hardship and, further, the commissioner of health is authorized to  
39 enter into agreements with such facilities to resolve multiple  
40 pending rate appeals based upon a negotiated aggregate amount and  
41 may offset such negotiated aggregate amounts against any amounts  
42 owed by the facility to the department of health, including, but not  
43 limited to, amounts owed pursuant to section 2807-d of the public  
44 health law, provided further, however, that such rate adjustment  
45 made pursuant to this section remain fully subject to approval by  
46 the director of the budget in accordance with the provisions of  
47 subdivision 2 of section 2807 of the public health law.

48 Notwithstanding any inconsistent provision of law, rule or regulation  
49 to the contrary, for the period April 1, 2011 through March 31,  
50 2013, payments under the medicaid program to reserve a bed in a  
51 residential health care facility while a medicaid recipient is  
52 temporarily hospitalized or on leave of absence from the facility  
53 shall be made as follows: payments for reserved bed days shall be  
54 made at 95 percent of the medicaid rate otherwise payable to the  
55 facility for services provided on behalf of such recipient; payment  
56 for reserved bed days during temporary hospitalizations may not  
57 exceed fourteen days in any twelve month period; payment for  
58 reserved bed days for non-hospitalization leaves of absence may not  
59 exceed ten days in any twelve month period[; and payments for  
60 reserved bed days for temporary hospitalizations shall only be made  
61 to a residential health care facility if at least 50 percent of the  
62 facility's residents eligible to participate in a medicare managed

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1 care plan are enrolled in such a plan]. Provided, however, if this  
 2 chapter appropriates sufficient additional funds to allow medicaid  
 3 payments for reserved bed days [without regard to the percentage of  
 4 a residential health care facility's residents that are enrolled in  
 5 a medicare managed care plan] pursuant to subdivision 25 of section  
 6 2808 of the public health law, then the provisions of this paragraph  
 7 shall not apply and shall be considered null and void as of March  
 8 31, 2011 ... 2,502,549,000 ..... (re. \$2,502,549,000)  
 9 For services and expenses of the medical assistance program including  
 10 other long term care services.

11 Notwithstanding any inconsistent provision of law or regulation to the  
 12 contrary, for the period April 1, 2011 through March 31, 2013, for  
 13 participating providers, meaning certified home health agencies,  
 14 long term home health agencies and personal care providers with  
 15 total medicaid reimbursements exceeding \$15,000,000 per calendar  
 16 year, every service or item within a claim submitted by a  
 17 participating provider shall be reviewed and verified by a  
 18 verification organization prior to submission of a claim to the  
 19 department of health provided that the verification organization  
 20 shall declare each service or item to be verified or unverified and  
 21 provided that each participating provider shall receive and maintain  
 22 reports for the verification organization which shall contain data  
 23 on verified items or services including whether a service appeared  
 24 on a conflict or exception report before verification and how that  
 25 conflict or exception was resolved and items or services that were  
 26 not verified, including conflict and exception report data for these  
 27 services and provided that every service or item within a claim  
 28 submitted by a participating provider shall be reviewed and verified  
 29 by a verification organization prior to submission of a claim to the  
 30 department of health provided that the verification organization  
 31 shall declare each service or item to be verified or unverified.  
 32 Provided, however, if this chapter appropriates sufficient  
 33 additional funds to support participating providers of medical  
 34 assistance program items subject to preclaim review otherwise  
 35 provided for in the public health law, than the provisions of this  
 36 section shall be deemed null and void as of March 31, 2011.

37 Notwithstanding any inconsistent provision of law, rule or regulation  
 38 to the contrary, for the period April 1, 2011 through March 31,  
 39 2013:

- 40 1. The amount of personal care services covered by the medicaid  
 41 program shall not exceed eight hours per week for individuals whose  
 42 needs are limited to nutritional and environmental support  
 43 functions.
- 44 2. The commissioner of health is authorized to adopt standards for the  
 45 provision and management of personal care services covered by the  
 46 medicaid program for individuals whose need for such services  
 47 exceeds a specified level to be determined by the commissioner of  
 48 health.
- 49 3. The commissioner of health is authorized to provide assistance to  
 50 persons receiving personal care services covered by the medicaid  
 51 program who are transitioning to receiving care from a managed long  
 52 term care plan certified pursuant to section 4403-f of the public  
 53 health law.
- 54 4. Provided, however, if this chapter appropriates sufficient  
 55 additional funds to allow for the payment of personal care services  
 56 at the level provided for in paragraph (e) of subdivision 2 of  
 57 section 365-a of the social services law, then the provisions of  
 58 this paragraph shall not apply and shall be considered null and void  
 59 as of March 31, 2011.

60 Notwithstanding any inconsistent provision of law or regulation and  
 61 subject to the availability of federal financial participation, (a)  
 62 for the period April 1, 2011 through March 31, 2013, rates of

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1 payment by government agencies for services provided by certified  
2 home health agencies, except for such services provided to children  
3 under eighteen years of age and other discrete groups as may be  
4 determined by the commissioner, shall reflect ceiling limitations  
5 determined in accordance with this section, provided, however, that  
6 at the discretion of the commissioner such ceilings may, as an  
7 alternative, be applied to payments for services provided for the  
8 period April 1, 2011 through March 31, 2012, except for such  
9 services provided to children and other discrete groups as may be  
10 determined by the commissioner. In determining such payments or  
11 rates of payment, agency ceilings shall be established. Such  
12 ceilings shall be applied to payments or rates of payment for  
13 certified home health agency services as established pursuant to  
14 this section and applicable regulations. Ceilings shall be based on  
15 a blend of: (i) an agency's 2009 average per patient medicaid  
16 claims, weighted at a percentage as determined by the commissioner;  
17 and (ii) the 2009 statewide average per patient medicaid claims  
18 adjusted by a regional wage index factor and an agency patient case  
19 mix index, weighted at a percentage as determined by the  
20 commissioner. Such ceilings will be effective April 1, 2011 through  
21 March 31, 2012. An interim payment or rate of payment adjustment  
22 effective April 1, 2011, shall be applied to agencies with projected  
23 average per patient medicaid claims, as determined by the  
24 commissioner, to be over their ceilings. Such agencies shall have  
25 their payments or rates of payment reduced to reflect the amount by  
26 which such claims exceed their ceilings.

27 (b) Ceiling limitations determined pursuant to subdivision (a) of this  
28 section shall be subject to reconciliation. In determining payment  
29 or rate of payment adjustments based on such reconciliation,  
30 adjusted agency ceilings shall be established. Such adjusted  
31 ceilings shall be based on a blend of: (i) an agency's 2009 average  
32 per patient medicaid claims adjusted by the percentage of increase  
33 or decrease in such agency's patient case mix from the 2009 calendar  
34 year to the annual period April 1, 2011 through March 31, 2012,  
35 weighted at a percentage as determined by the commissioner; and (ii)  
36 the 2009 statewide average per patient medicaid claims adjusted by a  
37 regional wage index factor and the agency's patient case mix index  
38 for the annual period April 1, 2011 through March 31, 2012, weighted  
39 at a percentage as determined by the commissioner. Such adjusted  
40 agency ceiling shall be compared to actual medicaid paid claims for  
41 the period April 1, 2011 through March 31, 2012. In those instances  
42 when an agency's actual per patient medicaid claims are determined  
43 to exceed the agency's adjusted ceiling, the amount of such excess  
44 shall be due from each such agency to the state and may be recouped  
45 by the department in a lump sum amount or through reductions in the  
46 medicaid payments due to the agency. In those instances where an  
47 interim payment or rate of payment adjustment was applied to an  
48 agency in accordance with paragraph (a), and such agency's actual  
49 per patient medicaid claims are determined to be less than the  
50 agency's adjusted ceiling, the amount by which such medicaid claims  
51 are less than the agency's adjusted ceiling shall be remitted to  
52 each such agency by the department in a lump sum amount or through  
53 an increase in the medicaid payments due to the agency.

54 (c) Interim payment or rate of payment adjustments pursuant to this  
55 section shall be based on medicaid paid claims, as determined by the  
56 commissioner, for services provided by agencies in the base year  
57 2009. Amounts due from reconciling rate adjustments shall be based  
58 on medicaid paid claims, as determined by the commissioner, for  
59 services provided by agencies in the base year 2009 and medicaid  
60 paid claims, as determined by the commissioner, for services  
61 provided by agencies in the reconciliation period April 1, 2011  
62 through March 31, 2012. In determining case mix, each patient shall

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- 1 be classified using a system based on measures which may include,  
2 but not be limited to, clinical and functional measures, as reported  
3 on the federal Outcome and Assessment Information Set (OASIS), as  
4 may be amended.
- 5 (d) The commissioner may require agencies to collect and submit any  
6 data required to implement the provisions of this section.
- 7 (e) Payments or rate of payment adjustments determined pursuant to  
8 this section shall, for the period April 1, 2011 through March 31,  
9 2012, be retroactively reconciled utilizing the methodology in  
10 paragraph (b) of this section and utilizing actual paid claims from  
11 such period.
- 12 (f) Notwithstanding any inconsistent provision of this section,  
13 payments or rate of payment adjustments made pursuant to this  
14 section shall not result in an aggregate annual decrease in medicaid  
15 payments to providers subject to this section that is in excess of  
16 \$200,000,000, as determined by the commissioner and not subject to  
17 subsequent adjustment, and the commissioner shall make such  
18 adjustments to such payments or rates of payment as are necessary to  
19 ensure that such aggregate limits on payment decreases are not  
20 exceeded.
- 21 Notwithstanding any inconsistent provision of law or regulation and  
22 subject to the availability of federal financial participation, for  
23 the period April 1, 2012 through March 31, 2013, payments by  
24 government agencies for services provided by certified home health  
25 agencies, except for such services provided to children under  
26 eighteen years of age and other discreet groups as may be determined  
27 by the commissioner, shall be based on episodic payments. In  
28 establishing such payments, a statewide base price shall be  
29 established for each sixty day episode of care and adjusted by a  
30 regional wage index factor and an individual patient case mix index.  
31 Such episodic payments may be further adjusted for low utilization  
32 cases and to reflect a percentage limitation of the cost for high-  
33 utilization cases that exceed outlier thresholds of such payments.  
34 Episodic payments shall be based on medicaid paid claims, as  
35 determined and adjusted by the commissioner to achieve savings  
36 comparable to the prior state fiscal year, for services provided by  
37 all certified home health agencies in the base year 2009. The  
38 commissioner may require agencies to collect and submit any data  
39 required to implement this subdivision.
- 40 Notwithstanding any contrary law, rule or regulation, for the period  
41 April 1, 2011 through March 31, 2013 medicaid rates of payments for  
42 services provided by certified home health agencies, by long term  
43 home health care programs or by an AIDS home care program, to  
44 patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS)  
45 shall reflect no separate payment for home care nursing services.
- 46 Notwithstanding any inconsistent provision of law, rule or regulation  
47 to the contrary, for the period April 1, 2011 through March 31,  
48 2013:
- 49 1. The commissioner of health is authorized to submit the appropriate  
50 waivers, including but not limited to those authorized pursuant to  
51 sections eleven hundred fifteen and nineteen hundred fifteen of the  
52 federal social security act or successor provisions, and any other  
53 waivers necessary to require, on or after April first, two thousand  
54 twelve, medical assistance recipients who are twenty-one years of  
55 age or older and who require community-based long term care  
56 services, as specified by the commissioner, for more than one  
57 hundred and twenty days, to receive such services through a managed  
58 long term care plan certified pursuant to section forty-four hundred  
59 three-f of the public health law or other program model that meets  
60 guidelines specified by the commissioner that support coordination  
61 and integration of services. Such other program models may include  
62 long term home health care programs that comply with such

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- 1 guidelines. Copies of such original waiver applications and  
2 amendments thereto shall be provided to the chairs of the senate  
3 finance committee, the assembly ways and means committee, and the  
4 senate and assembly health committees simultaneously with their  
5 submission to the federal government.
- 6 2. With respect to persons in receipt of long term care services prior  
7 to enrollment, the guidelines shall require the managed long term  
8 care plan to contract with agencies currently providing such  
9 services, in order to promote continuity of care. In addition, the  
10 guidelines shall require managed long term care plans to offer and  
11 cover consumer directed personal assistance services for eligible  
12 individuals who elect such services pursuant to section three  
13 hundred sixty-five-f of the social services law. The commissioner  
14 shall seek input from representatives of home and community based  
15 long term care services providers, recipients, and the Medicaid  
16 managed care advisory review panel, among others, to further  
17 evaluate and promote the transition of persons in receipt of home  
18 and community-based long term care services in to managed long term  
19 care plans and other care coordination models and to develop  
20 guidelines for such care coordination models. The guidelines shall  
21 be finalized and posted on the department's website no later than  
22 November fifteen, two thousand eleven.
- 23 3. With respect to persons required to enroll in managed long term  
24 care or other care coordination model pursuant to a waiver described  
25 in paragraph 1:
- 26 (a) Medical assistance recipients who are Native Americans shall not  
27 be required to enroll in a managed long term care plan or other care  
28 coordination model.
- 29 (b) The following medical assistance recipients shall not be eligible  
30 to participate in a managed long term care program or other care  
31 coordination model:
- 32 (i) a person who is expected to be eligible for medical assistance for  
33 less than six months, for a reason other than that the person is  
34 eligible for medical assistance only through the application of  
35 excess income toward the cost of medical care and services;
- 36 (ii) a person who is eligible for medical assistance benefits only  
37 with respect to tuberculosis-related services;
- 38 (iii) a person receiving hospice services at time of enrollment;
- 39 (iv) a person who has primary medical or health care coverage  
40 available from or under a third-party payor which may be maintained  
41 by payment, or part payment, of the premium or cost sharing amounts,  
42 when payment of such premium or cost sharing amounts would be cost-  
43 effective, as determined by the social services district;
- 44 (v) a person receiving family planning services pursuant to  
45 subparagraph eleven of paragraph (a) of subdivision one of section  
46 three hundred sixty-six of the social services law;
- 47 (vi) a person who is eligible for medical assistance pursuant to  
48 paragraph (v) of subdivision four of section three hundred sixty-six  
49 of the social services law.
- 50 (c) The following medical assistance recipients shall not be eligible  
51 to participate in a managed long term care program or other care  
52 coordination model until program features and reimbursement rates  
53 are approved by the commissioner of health and, where appropriate,  
54 the commissioner of the office for persons with developmental  
55 disabilities:
- 56 (i) a person enrolled in a managed care plan pursuant to section three  
57 hundred sixty-four-j of the social services law;
- 58 (ii) a participant in the traumatic brain injury waiver program;
- 59 (iii) a participant in the nursing home transition and diversion  
60 waiver program;
- 61 (iv) a person enrolled in the assisted living program;

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- 1 (v) a person enrolled in home and community based waiver programs  
2 administered by the office for persons with developmental  
3 disabilities.
- 4 (d) Persons required to enroll in the managed long term care program  
5 or other care coordination model shall have no less than thirty days  
6 to select a managed long term care provider, and shall be provided  
7 with information to make an informed choice. Where a participant has  
8 not selected such a provider, the commissioner of health shall  
9 assign such participant to a managed long term care provider, taking  
10 into account quality, capacity and geographic accessibility.
- 11 (vii) Managed long term care provided and plans certified or other  
12 care coordination model established pursuant to this paragraph shall  
13 comply with the provisions of paragraphs (d), (i), and (t) and  
14 subparagraphs (a)(iii) and (e)(iv) of subdivision four of section  
15 three hundred sixty-four-j of the social services law.
- 16 4. An entity shall not need a designation by the majority leader of  
17 the senate, the speaker of the assembly, or the commissioner of  
18 health in order to apply for a certificate of authority as a managed  
19 long term care plan.
- 20 5. Managed long term care plans may be authorized by the department of  
21 health to cover primary care and acute care services. If a managed  
22 long term care plan does not cover primary, specialty, and acute  
23 care services, it must demonstrate a readiness and capability to  
24 coordinate such services.
- 25 6. Managed long term care enrollment applications will be processed by  
26 the department of health or its designee, and not by local  
27 departments of social services.
- 28 7. The commissioner of health is authorized to issue certificates of  
29 authority to up to seventy-five managed long term care plans.  
30 Provided, however, if this chapter appropriates sufficient  
31 additional funds to allow Medicaid payment for services on a fee-  
32 for-service basis without the savings to be achieved by requiring  
33 enrollment of Medicaid recipients in managed long term care plans or  
34 other care coordination models, and by streamlining the process for  
35 enrolling participants in managed long term care plans, then the  
36 provisions of this paragraph shall not apply and shall be considered  
37 null and void as of March 31, 2011.
- 38 Notwithstanding any inconsistent provision of law, rule or regulation  
39 to the contrary, for the period April 1, 2011 through March 31,  
40 2013, benefits under the medical assistance program shall be  
41 furnished to applicants in cases where, although such applicant has  
42 a responsible relative with sufficient income and resources to  
43 provide medical assistance, the income and resources of the  
44 responsible relative are not available to such applicant because of  
45 the absence of such relative and the refusal or failure of such  
46 absent relative to provide the necessary care and assistance. In  
47 such cases, however, the furnishing of such assistance shall create  
48 an implied contract with such relative, and the cost thereof may be  
49 recovered from such relative in accordance with title six of article  
50 three of the social services law and other applicable provisions of  
51 law. Provided, however, if this chapter appropriates sufficient  
52 additional funds to allow medical assistance to be furnished in  
53 situations in which a responsible relative who is not absent from  
54 the household fails or refuses to provide necessary care and  
55 assistance, then the provisions of this paragraph shall not apply  
56 and shall be considered null and void as of March 31, 2012.
- 57 Notwithstanding any inconsistent provision of law, subject to the  
58 approval of the director of the budget, upon submission of an  
59 allocation plan from the commissioner of health, the amount  
60 appropriated herein, together with any available federal  
61 matching funds, may be transferred to the office or mental  
62 health, office of people with developmental disability, division of

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- 1     housing and community renewal, New York State Housing Trust Fund  
 2     Corporation, and office of temporary and disability assistance for  
 3     services and expenses related to providing affordable housing .....  
 4     4,459,350,000 ..... (re. \$4,459,350,000)  
 5     For services and expenses of the medical assistance program including  
 6     managed care services.  
 7     Notwithstanding any inconsistent provision of law, rule or regulation  
 8     to the contrary, for the period April 1, 2011 through March 31,  
 9     2013:
- 10    1. The following medicaid recipients shall not be required to  
 11    participate in a managed care program established pursuant to  
 12    section 364-j of the social services law: (i) individuals with a  
 13    chronic medical condition who are being treated by a specialist  
 14    physician that is not associated with a managed care provider in the  
 15    individual's social services district may defer participation in the  
 16    managed care program for six months or until the course of treatment  
 17    is complete, whichever occurs first; and Native Americans.
  - 18    2. The following medicaid recipients shall not be eligible to  
 19    participate in a managed care program established pursuant to  
 20    section 364-j of the social services law: (i) a person eligible for  
 21    medicare participating in a capitated demonstration program for long  
 22    term care; (ii) an infant living with an incarcerated mother in a  
 23    state or local correctional facility as defined in section 2 of the  
 24    correction law; (iii) a person who is expected to be eligible for  
 25    medical assistance for less than six months; (iv) a person who is  
 26    eligible for medical assistance benefits only with respect to  
 27    tuberculosis-related services; (v) individuals receiving hospice  
 28    services at time of enrollment; (vi) a person who has primary  
 29    medical or health care coverage available from or under a third-  
 30    party payor which may be maintained by payment, or part payment, of  
 31    the premium or costs sharing amounts, when payment of such premium  
 32    or cost sharing amounts would be cost-effective, as determined by  
 33    the local social services district; (vii) a person receiving family  
 34    planning services pursuant to subparagraph 11 of paragraph (a) of  
 35    subdivision 1 of section 366 of the social services law; (viii) a  
 36    person who is eligible for medical assistance pursuant to paragraph  
 37    (v) of subdivision 4 of section 366 of the social services law; and  
 38    (ix) a person who is medicare/medicaid dually eligible and who is  
 39    not enrolled in a medicare managed care plan.
  - 40    3. The following categories of medicaid recipients may be required to  
 41    enroll with a managed care program when program features and  
 42    reimbursement rates are approved by the commissioner of health and,  
 43    as appropriate, the commissioners of mental health, the office for  
 44    persons with developmental disabilities, and the office of children  
 45    and family services: (i) an individual dually eligible for medical  
 46    assistance and benefits under the federal medicare program and  
 47    enrolled in a medicare managed care plan offered by an entity that  
 48    is also a managed care provider; provided that (notwithstanding  
 49    paragraph (g) of subdivision 4 of this section): (ii) an individual  
 50    eligible for supplemental security income; (iii) HIV positive  
 51    individuals; (iv) persons with serious mental illness and children  
 52    and adolescents with serious emotional disturbances, as defined in  
 53    section 4401 of the public health law; (v) a person receiving  
 54    services provided by a residential alcohol or substance abuse  
 55    program or facility for the mentally retarded; (vi) a person  
 56    receiving services provided by an intermediate care facility for the  
 57    mentally retarded or who has characteristics and needs similar to  
 58    such persons; (vii) a person with a developmental or physical  
 59    disability who receives home and community-based services or care-  
 60    at-home services through existing waivers under section 1915 (c) of  
 61    the federal social security act or who has characteristics and needs  
 62    similar to such persons; (viii) a person who is eligible for medical



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- 1 assistance pursuant to subparagraph 12 or subparagraph 13 of  
2 paragraph (a) of subdivision 1 of section 366 of the social  
3 services; (ix) a person receiving services provided by a long term  
4 home health care program, or a person receiving inpatient services  
5 in a state-operated psychiatric facility or a residential treatment  
6 facility for children and youth; (x) certified blind or disabled  
7 children living or expected to be living separate and apart from the  
8 parent for thirty days or more; (xi) residents of nursing  
9 facilities; (xii) a foster child in the placement of a voluntary  
10 agency or in the direct care of the local social services district;  
11 (xiii) a person or family that is homeless; and (xiv) individuals  
12 for whom a managed care provider is not geographically accessible so  
13 as to reasonably provide services to the person. A managed care  
14 provider is not geographically accessible if the person cannot  
15 access the provider's services in a timely fashion due to distance  
16 or travel time.
- 17 4. Applicants for medicaid and pregnant women applying for presumptive  
18 eligibility under the medicaid program shall be required to choose a  
19 managed care provider at the time of application; if the participant  
20 does not choose such a provider, the commissioner of health shall  
21 assign the applicant to a managed care provider in accordance with  
22 subparagraphs (ii) through (v) of paragraph (f) of subdivision 4 of  
23 section 364-j of the social services law. Individuals already in  
24 receipt of medicaid shall have no less than thirty days from the  
25 date selected by their social services district to enroll in the  
26 managed care program to select a managed care provider, and as  
27 appropriate, a mental health special needs plan.
- 28 5. The department of health is authorized to contract with an entity  
29 offering a comprehensive health services plan, including an entity  
30 that has received a certificate of authority pursuant to sections  
31 4403, 4403-a or 4408-a of the public health law (as added by chapter  
32 639 of the laws of 1996) or a health maintenance organization  
33 authorized under article 43 of the insurance law, to eligible  
34 individuals residing in the geographic area served by such entity.  
35 Cities with a population of over 2,000,000 shall not be authorized  
36 to enter into medicaid managed care contracts with comprehensive  
37 health services plans. Such contracts may provide for medicaid  
38 payments on a capitated basis for nursing facility, home care or  
39 other long term care services of a duration and scope determined by  
40 the commissioner of health.
- 41 6. Provided, however, if this chapter appropriates sufficient  
42 additional funds to allow medicaid payment for services on a fee-  
43 for-service basis without the savings to be achieved by expanding  
44 the populations allowed or required to participate in medicaid  
45 managed care, or by streamlining the process for enrolling  
46 participants in medicaid managed care plans, then the provisions of  
47 this paragraph shall not apply and shall be considered null and void  
48 as of March 31, 2011 .... 7,126,729,000 ..... (re. \$7,126,729,000)  
49 For services and expenses of the medical assistance program including  
50 pharmacy services.
- 51 Notwithstanding any inconsistent provision of law, rule or regulation  
52 to the contrary, for the period April 1, 2011 through March 31,  
53 2013, payments for drugs which may not be dispensed without a  
54 prescription as required by section 6810 of the education law and  
55 for which payment is authorized under the medical assistance program  
56 pursuant to subdivision 2 of section 365-a of the social services  
57 law or under the family health plus program pursuant to subparagraph  
58 (v) of paragraph (e) of subdivision 1 of section 369-ee of the  
59 social services law may be included in the capitation payment for  
60 services or supplies provided to medical assistance or family health  
61 plus recipients by managed care organizations or other entities  
62 which are certified under article 44 of the public health law or

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1 licensed pursuant to article 43 of the insurance law or otherwise  
2 authorized by law to offer comprehensive health services plans to  
3 medical assistance or family health plus recipients. Provided,  
4 however, if this chapter appropriates sufficient additional funds to  
5 allow such drugs to continue to be excluded as a benefit available  
6 to medical assistance and family health plus recipients through such  
7 comprehensive health services plans, then the provisions of this  
8 paragraph shall not apply and shall be considered null and void as  
9 of March 31, 2011.

10 Notwithstanding any inconsistent provision of law, rule or regulation  
11 to the contrary, for the period April 1, 2011 through March 31,  
12 2013, the commissioner of health is authorized to designate some or  
13 all of the drugs manufactured or marketed by a pharmaceutical  
14 manufacturer as non-preferred drugs under the preferred drug program  
15 established pursuant to section 272 of the public health law if: the  
16 commissioner of health has previously designated such pharmaceutical  
17 manufacturer as one with whom the commissioner is negotiating a  
18 manufacturer agreement, and included the drugs it manufactures or  
19 markets on the preferred drug list; and the commissioner has not  
20 reached a manufacturer agreement with such manufacturer. Provided,  
21 however, if this chapter appropriates sufficient additional funds to  
22 require the commissioner of health to designate as non-preferred all  
23 of the drugs manufactured or marketed by a manufacturer with whom  
24 the commissioner has been unable to reach a manufacturer agreement,  
25 then the provisions of this paragraph shall not apply and shall be  
26 considered null and void as of March 31, 2011.

27 Notwithstanding any inconsistent provision of law, rule or regulation  
28 to the contrary, for the period April 1, 2011 through March 31,  
29 2013, for those drugs which may not be dispensed without a  
30 prescription as required by section 6810 of the education law and  
31 for which payment is authorized under the medical assistance program  
32 pursuant to subdivision 2 of section 365-a of the social services  
33 law, payments for such drugs and dispensing fees shall be as  
34 follows:

- 35 1. If the drug dispensed is a multiple source prescription drug for  
36 which an upper limit has been set by the federal centers for  
37 medicare and medicaid services, payment for the drug shall be the  
38 lower of: (a) an amount equal to the specific upper limit set by  
39 such federal agency for the multiple source prescription drug; (b)  
40 the estimated acquisition cost of such drug to pharmacies which, for  
41 purposes of this subparagraph, shall mean the average wholesale  
42 price of a prescription drug based on the package size dispensed  
43 from, as reported by the prescription drug pricing service used by  
44 the department, less twenty-five percent thereof; (c) the maximum  
45 acquisition cost, if any, established pursuant to paragraph (e) of  
46 this subdivision; (d) the dispensing pharmacy's usual and customary  
47 price charged to the general public; or (e) the average acquisition  
48 cost if available.
- 49 2. If the drug dispensed is a multiple source prescription drug or a  
50 brand-name prescription drug for which no specific upper limit has  
51 been set by such federal agency, payment for the drug shall be the  
52 lower of the estimated acquisition cost of such drug to pharmacies,  
53 the average acquisition cost if available, or the dispensing  
54 pharmacy's usual and customary price charged to the general public.  
55 For sole and multiple source brand name drugs, estimated acquisition  
56 cost means the average wholesale price of a prescription drug based  
57 upon the package size dispensed from, as reported by the  
58 prescription drug pricing service used by the department, less  
59 seventeen percent thereof, or the wholesale acquisition cost of a  
60 prescription drug based upon package size dispensed from, as  
61 reported by the prescription drug pricing service used by the  
62 department, minus zero and forty one hundredths percent thereof, and

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- 1 updated monthly by the department. For multiple source generic  
2 drugs, estimated acquisition cost means the lowest of the average  
3 acquisition cost if available, the average wholesale price of a  
4 prescription drug based on the packaged size dispensed from, as  
5 reported by the prescription drug pricing service used by the  
6 department, less twenty-five percent thereof, or the maximum  
7 acquisition cost, if any, established pursuant to paragraph (e) of  
8 this subdivision.
- 9 3. (a) For prescription drugs categorized as generic by the  
10 prescription drug pricing service used by the department, the  
11 dispensing fee shall be three dollars and fifty cents per  
12 prescription.
- 13 (b) For prescription drugs categorized as generic by the prescription  
14 drug pricing service used by the department, the dispensing fee  
15 shall be four dollars and fifty cents per prescription if dispensed  
16 by a privately owned licensed pharmacy that is not affiliated with a  
17 chain pharmacy, is not owned or operated by a publicly traded  
18 company, and has a single location in a county within the state  
19 having a population of 125,000 or less, based on the most recent  
20 United States census data.
- 21 (c) For prescription drugs categorized as brand-name prescription  
22 drugs by the prescription drug pricing service used by the  
23 department, three dollars and fifty cents per prescription,  
24 provided, however, that for brand name prescription drugs reimbursed  
25 pursuant to subparagraph (ii) of paragraph (a-1) of subdivision four  
26 of section three hundred sixty-five-a of this title, the dispensing  
27 fee shall be four dollars and fifty cents per prescription.
- 28 4. The commissioner of health shall have the authority to establish  
29 the amount of payments and dispensing fees for drugs covered under  
30 the medical assistance program; provided, however, the commissioner  
31 shall not change the amounts of or method for such payments or  
32 dispensing fees on or after April first, two thousand eleven unless  
33 notice is given sixty days in advance of such change to the  
34 chairpersons of the senate finance committee, assembly ways and  
35 means committee, senate health committee, and assembly health  
36 committee. Provided, however, if this chapter appropriates  
37 sufficient additional funds to allow the medical assistance program  
38 to continue to pay for drugs and dispensing fees in the amounts  
39 described in subdivision 9 of section 367-a of the social services  
40 law, then the provisions of this paragraph shall not apply and shall  
41 be considered null and void as of March 31, 2011.
- 42 Notwithstanding any inconsistent provision of law, rule or regulation  
43 to the contrary, for the period April 1, 2011 through March 31,  
44 2013, the commissioner of health may designate therapeutic classes  
45 of drugs, including classes with only one drug, as all preferred  
46 drugs in the medicaid preferred drug program established pursuant to  
47 section 272 of the public health law prior to any review that may be  
48 conducted by the pharmacy and therapeutics committee created  
49 pursuant to section 271 of the public health law. In addition, if a  
50 non-preferred drug is prescribed and does not meet the criteria for  
51 approval of a non-preferred drug under subdivision 3 of section 273  
52 of the public health law, after providing a reasonable opportunity  
53 for the prescriber to reasonably present his or her justification  
54 for prior authorization, prior authorization will be denied if the  
55 preferred drug program determines that the use of the non-preferred  
56 is not warranted. Provided, however, if this chapter appropriates  
57 sufficient additional funds to allow the medicaid program to pay for  
58 non-preferred drugs which have been prescribed but whose use the  
59 preferred drug program has determined to be unwarranted, then the  
60 provisions of this paragraph shall not apply and shall be considered  
61 null and void as of March 31, 2011.

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1 Notwithstanding any inconsistent provision of law, rule or regulation  
 2 to the contrary, for the period April 1, 2011 through March 31,  
 3 2013, for persons eligible for medical assistance who are also  
 4 beneficiaries under part D of title XVIII of the federal social  
 5 security act, the following categories of drugs shall not be exempt  
 6 from the definition of "covered part D drugs" and shall be subject  
 7 to the medical assistance exclusion of coverage for "covered part D  
 8 drugs": atypical anti-psychotics, anti-depressants, anti-retrovirals  
 9 used in the treatment of HIV/AIDS, and anti-rejection drugs used for  
 10 the treatment of organ and tissue transplants. Provided, however,  
 11 that if this chapter appropriates sufficient additional funds to  
 12 continue to exempt such drugs from the definition of "covered part D  
 13 drugs", then the provisions of this paragraph shall not apply and  
 14 shall be considered null and void as of March 31, 2011.

15 Notwithstanding any inconsistent provision of law, rule or regulation  
 16 to the contrary, for the period April 1, 2011 through March 31,  
 17 2013, the following drugs shall not be exempt from inclusion in the  
 18 preferred drug program established pursuant to section 272 of the  
 19 public health law: atypical anti-psychotics; anti-depressants; anti-  
 20 retrovirals used in the treatment of HIV/AIDS; and anti-rejection  
 21 drugs used for the treatment of organ and tissue transplants.  
 22 Provided, however, if this chapter appropriates sufficient  
 23 additional funds to allow such drugs to continue to be exempt from  
 24 the prior authorization requirements of the preferred drug program,  
 25 then the provisions of this paragraph shall not apply and shall be  
 26 considered null and void as of March 31, 2011 .....

27 141,839,000 ..... (re. \$141,839,000)  
 28 For services and expenses of the medical assistance program including  
 29 transportation services ... 137,733,000 ..... (re. \$137,733,000)  
 30 For services and expenses of the medical assistance program including  
 31 dental services ... 98,731,000 ..... (re. \$98,731,000)  
 32 For services and expenses of the medical assistance program including  
 33 non-institutional and other spending.

34 Notwithstanding any inconsistent provision of law, the money hereby  
 35 appropriated may be available for payments to [school districts, and  
 36 to any city with a population of over 2,000,000 associated with  
 37 additional claims for school supportive health services] any county  
 38 or public school district or state operated or state supported  
 39 schools for blind and deaf students associated with additional  
 40 claims for school supportive health services.

41  
 42 Notwithstanding any inconsistent provision of law, rule or regulation  
 43 to the contrary, for the period April 1, 2011 through March 31,  
 44 2013:

- 45 1. The commissioner of health is authorized to contract with one or  
 46 more entities to conduct a study to determine actual direct and  
 47 indirect costs incurred by public school districts and state  
 48 operated/state supported schools for the blind and the deaf which  
 49 operate pursuant to article 85, 87 or 88 of the education law for  
 50 medical care, services and supplies, including related special  
 51 education services and special transportation, furnished to children  
 52 with handicapping conditions. In addition, the commissioner of  
 53 health is authorized to contract with one or more entities to  
 54 conduct a study to determine actual direct and indirect costs  
 55 incurred by counties for medical care, services and supplies,  
 56 including related special education services and special  
 57 transportation, furnished to pre-school children with handicapping  
 58 conditions.
- 59 2. Notwithstanding any inconsistent provision of sections 112 and 163  
 60 of the state finance law, or section 142 of the economic development  
 61 law, or any other law, the commissioner of health is authorized to  
 62 enter into a contract or contracts referenced in paragraph one

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- 1 without a competitive bid or request for proposal process; provided,  
2 however, that the department of health shall post on its website,  
3 for a period of no less than thirty days: a description of the  
4 proposed services to be provided pursuant to the contract or  
5 contracts; the criteria for selection of a contractor or  
6 contractors; the period of time during which a prospective  
7 contractor may seek selection, which shall be no less than thirty  
8 days after such information is first posted on the website; and the  
9 manner by which a prospective contractor may seek such selection,  
10 which may include submission by electronic means. All reasonable and  
11 responsive submissions that are received from prospective  
12 contractors in timely fashion shall be reviewed by the commissioner  
13 of health. The commissioner of health shall select such contractor  
14 or contractors that, in his or her discretion, are best suited to  
15 serve the purposes of this section.
- 16 3. The commissioner of health shall evaluate the results of the study  
17 or studies referenced in paragraph one to determine, after  
18 identification of actual direct and indirect costs incurred by  
19 public school districts, state operated/state supported schools for  
20 the blind and the deaf, and counties, whether it is advisable to  
21 claim federal reimbursement for expenditures under sections 368-d  
22 and 368-e of the social services law as certified public  
23 expenditures. In the event such claims are submitted, if federal  
24 reimbursement received for certified public expenditures on behalf  
25 of medical assistance recipients whose assistance and care are the  
26 responsibility of a social services district in a city with a  
27 population of over 2,000,000, results in a decrease in the state  
28 share of annual expenditures pursuant to sections 368-d and 368-e of  
29 the social services law for such recipients, then to the extent that  
30 the amount of any such decrease exceeds \$50,000,000 in state fiscal  
31 year 2011-2012, or exceeds \$100,000,000 in state fiscal year 2012-  
32 2013, the excess amount shall be transferred to such [city] public  
33 school districts and state operated/state supported schools for  
34 blind and deaf students in amounts proportional to their percentage  
35 contribution to the statewide savings. Any such excess amount  
36 transferred shall not be considered a revenue received by such  
37 social services district in determining the district's actual  
38 medical assistance expenditures for purposes of paragraph (b) of  
39 section 1 of part C of chapter 58 of the laws of 2005.
- 40 4. Provided, however, if this chapter appropriates sufficient  
41 additional funds to pay for costs incurred by public school  
42 districts, state operated/state supported schools, and counties  
43 without claiming the actual direct and indirect costs incurred by  
44 such entities as certified public expenditures, then the provisions  
45 of this paragraph shall not apply and shall be considered null and  
46 void as of March 31, 2011.
- 47 Notwithstanding any inconsistent provision of law, rule or regulation  
48 to the contrary, for the period April 1, 2011 through March 31,  
49 2013, the medical assistance program shall provide coverage for  
50 medically necessary speech therapy, and when provided at the  
51 direction of a physician or nurse practitioner, physical therapy and  
52 related rehabilitative services, and occupational therapy. Provided,  
53 however, that speech therapy, physical therapy, and occupational  
54 therapy each shall be limited to coverage of twenty visits per year,  
55 with such limitation not applying to persons with developmental  
56 disabilities. Provided, however, if this chapter appropriates  
57 sufficient additional funds to allow the medical assistance program  
58 to cover such medically necessary services without a limitation on  
59 the number of visits paid for, then the provisions of this paragraph  
60 shall not apply and shall be considered null and void as of March  
61 31, 2011.

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1 Notwithstanding any inconsistent provision of law, rule or regulation  
 2 to the contrary, for the period April 1, 2011 through March 31,  
 3 2013, the estate of a medical assistance recipient, for purposes of  
 4 making any recoveries of the cost of such assistance otherwise  
 5 authorized by law, shall include any real and personal property in  
 6 which the medical assistance recipient had any legal title or  
 7 interest at the time of death, including jointly held property,  
 8 retained life estates, and interests in trusts, to the extent of  
 9 such interests, provided, however, that a claim against a recipient  
 10 of such property by distribution or survival shall be limited to the  
 11 value of the property received or the amount of medical assistance  
 12 benefits otherwise recoverable, whichever is less. Provided,  
 13 however, if this chapter appropriates sufficient additional funds to  
 14 permit limiting recoveries to real and personal property and other  
 15 assets passing under the terms of a valid will or by intestacy, then  
 16 the provisions of this paragraph shall not apply and shall be  
 17 considered null and void as of March 31, 2011.

18 Notwithstanding any inconsistent provision of law, subject to the  
 19 approval of the director of the budget, the amount appropriated  
 20 herein, together with any available federal matching funds, may  
 21 be transferred to the general fund - state purposes account for  
 22 services and expenses of the medical assistance program including  
 23 services and expenses related to decreasing the incidence of  
 24 pressure ulcers, developing an automated eligibility system, care  
 25 management and benefit expansion, data collection to measure  
 26 disparities, fair hearings, enrollment assistors, primary care  
 27 service corps, medicaid analysis and exchange activities, and the  
 28 certificate of public advantage program .....  
 29 1,621,710,000 ..... (re. \$1,621,710,000)

30 Notwithstanding any inconsistent provision of law, subject to the  
 31 approval of the director of the budget, up to the amount  
 32 appropriated herein, together with any available federal matching  
 33 funds, may be transferred to the general fund - state purposes  
 34 account for services and expenses related to pharmacy best practices  
 35 initiatives including prior authorizations and prior approvals .....  
 36 13,600,000 ..... (re. \$13,600,000)

37 Notwithstanding any inconsistent provision of law, subject to the  
 38 approval of the director of the budget, up to the amount  
 39 appropriated herein, together with any available federal matching  
 40 funds, may be transferred to the general fund - state purposes  
 41 account for services and expenses related to utilization review  
 42 activities including but not limited to utilization management for  
 43 radiology and transportation management services .....  
 44 21,000,000 ..... (re. \$21,000,000)

45 Notwithstanding any inconsistent provisions of law, subject to the  
 46 approval of the director of the budget, up to the amount  
 47 appropriated herein, together with any available federal matching  
 48 funds, may be transferred to the general fund - state purposes  
 49 account for services and expenses related to education of medicaid  
 50 eligibles and recipients regarding the medicare part D program and  
 51 recipient and provider notification and other program information as  
 52 determined necessary by the commissioner of health. Subject to the  
 53 approval of the director of the budget, a portion of this  
 54 appropriation may be suballocated to other state agencies .....  
 55 5,000,000 ..... (re. \$5,000,000)

56 Notwithstanding any inconsistent provision of law, subject to the  
 57 approval of a plan by the director of the budget, up to the amount  
 58 appropriated herein, together with any available federal matching  
 59 funds, may be transferred to the general fund - state purposes  
 60 account for services and expenses related to making improvements in  
 61 the long-term care system including long-term care restructuring,  
 62 the nursing home transition and diversion waiver, and point-of-

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1 entry initiatives for the purpose of expanding and promoting a more  
2 coordinated level of care for the delivery of quality services in  
3 the community .... 3,500,000 ..... (re. \$3,500,000)  
4 Notwithstanding any inconsistent provision of law, subject to the  
5 approval of the director of the budget, up to the amount  
6 appropriated herein, together with any available federal matching  
7 funds, may be transferred to the general fund - state purposes  
8 account for services and expenses related to required criminal  
9 background checks for non-licensed long-term care employees  
10 including employees of nursing homes, certified home health  
11 agencies, long term home health care providers, AIDS home care  
12 providers, and licensed home care service agencies .....  
13 23,410,000 ..... (re. \$23,410,000)  
14 Notwithstanding any inconsistent provision of section 112 or 163 of  
15 the state finance law or any other contrary provision of the state  
16 finance law or any other contrary provision of law, the commissioner  
17 of health may, without a competitive bid or request for proposal  
18 process, enter into contracts with one or more certified public  
19 accounting firms for the purpose of conducting audits of  
20 disproportionate share hospital payments made by the state of New  
21 York to general hospitals and for the purpose of conducting audits  
22 of hospital cost reports as submitted to the state of New York in  
23 accordance with article 28 of the public health law. Notwithstanding  
24 any inconsistent provisions of law, subject to the approval of the  
25 director of the budget, up to the amount appropriated herein,  
26 together with any available federal matching funds, may be  
27 transferred to the general fund - state purposes account .....  
28 4,600,000 ..... (re. \$4,600,000)  
29 Notwithstanding any inconsistent provision of law, subject to a plan  
30 developed by the commissioner of health and approved by the director  
31 of the budget, up to the amount appropriated herein, together with  
32 any available federal matching funds, will be available for  
33 demonstrations that develop and evaluate interventions targeted at  
34 medicaid beneficiaries who are otherwise exempt or excluded from  
35 mandatory Medicaid managed care and who have multiple comorbidities.  
36 Notwithstanding section 112 and section 163 of the state finance law,  
37 for chronic illness demonstration projects authorized by section  
38 364-1 of the social services law, the commissioner of health may  
39 allocate up to \$2,500,000 of the amount appropriated for contracts  
40 without a request for proposal process or any other competitive  
41 process ... 12,000,000 ..... (re. \$12,000,000)  
42 Notwithstanding any other provision of law, the money herein  
43 appropriated, together with any available federal matching funds, is  
44 available for transfer or suballocation to the state university of  
45 New York and its subsidiaries, or to contract without competition  
46 for services with the state university of New York research  
47 foundation, to provide support for the administration of the medical  
48 assistance program including activities such as dental prior  
49 approval, retrospective and prospective drug utilization review,  
50 development of evidence based utilization thresholds, data analysis,  
51 clinical consultation and peer review, clinical support for the  
52 pharmacy and therapeutic committee, and other activities related to  
53 utilization management and for health information technology support  
54 for the medicaid program ... 12,000,000 ..... (re. \$12,000,000)  
55 For grants to the civil service employees association, Local 1000,  
56 AFSCME, AFL-CIO to contribute to the union's cost of purchasing  
57 health insurance coverage under the family health plus (FHPlus) buy-  
58 in for child care providers represented by the union who do not  
59 otherwise qualify for coverage under FHPlus .....  
60 12,100,000 ..... (re. \$12,100,000)  
61 For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO  
62 to contribute to the union's cost of purchasing health insurance

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1 coverage under the family health plus (FHPlus) buy-in for child care  
 2 providers represented by the union who do not otherwise qualify for  
 3 coverage under FHPlus ... 18,000,000 ..... (re. \$18,000,000)  
 4 Notwithstanding any inconsistent provision of law, subject to the  
 5 approval of the director of the budget, moneys appropriated herein  
 6 may be transferred to the general fund, state purposes account for  
 7 services and expenses related to the independent audit of the  
 8 internal controls of the school and preschool supportive health  
 9 services programs as required by the New York state school  
 10 supportive health services program compliance agreement with the  
 11 centers for medicare and medicaid services.

12 Notwithstanding any inconsistent provision of law, subject to the  
 13 approval of the director of the budget, the amount appropriated  
 14 herein may be increased or decreased by interchange with any  
 15 appropriation of the department of health .....  
 16 800,000 ..... (re. \$800,000)  
 17 For services and expenses of the medical assistance program including  
 18 medical services provided at state facilities operated by the office  
 19 of mental health, the office for people with developmental  
 20 disabilities and the office of alcoholism and substance abuse  
 21 services ... 8,500,000,000 ..... (re. \$8,500,000,000)  
 22

23 By chapter 54, section 1, of the laws of 2010:

24 Notwithstanding any inconsistent provision of law, subject to the  
 25 approval of a plan by the director of the budget, up to the amount  
 26 appropriated herein may be transferred to the general fund-state  
 27 purposes account or suballocated to the state office for the aging  
 28 or the office of temporary and disability assistance for services  
 29 and expenses related to making improvements in the long-term care  
 30 system for the point-of-entry initiatives, for the purposes of  
 31 expanding and promoting a more coordinated level of care for the  
 32 delivery of quality services in the community .....  
 33 5,180,000 ..... (re. \$2,785,000)

34 For grants to the civil service employees association, Local 1000,  
 35 AFSCME, AFL-CIO to contribute to the union's cost of purchasing  
 36 health insurance coverage under the family health plus (FHPlus)  
 37 buy-in for child care providers represented by the union who do not  
 38 otherwise qualify for coverage under FHPlus .....  
 39 2,765,000 ..... (re. \$2,765,000)

40 For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO  
 41 to contribute to the union's cost of purchasing health insurance  
 42 coverage under the family health plus (FHPlus) buy-in for child care  
 43 providers represented by the union who do not otherwise qualify for  
 44 coverage under FHPlus ... 5,000,000 ..... (re. \$5,000,000)  
 45

46 Special Revenue Funds - Federal  
 47 Federal Health and Human Services Fund  
 48 Medicaid Direct Account  
 49

50 By chapter 53, section 1, of the laws of 2011:

51 For services and expenses for the medical assistance program,  
 52 including administrative expenses for local social services  
 53 districts, pursuant to title XIX of the federal social security act  
 54 or its successor program.

55 Notwithstanding section 40 of state finance law or any other law to  
 56 the contrary, all medical assistance appropriations made from this  
 57 account shall remain in full force and effect in accordance, in the  
 58 aggregate, with the following schedule: not more than 50.90 percent  
 59 for the period April 1, 2011 to March 31, 2012; [49.10 percent] and  
 60 the remaining amount for the period April 1, 2012 to [March 31]  
 61 September 15, 2013.



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1 The moneys hereby appropriated are to be available for payment of aid  
2 heretofore accrued to municipalities, and to providers of medical  
3 services pursuant to section 367-b of the social services law, and  
4 for payment of state aid to municipalities and to providers of  
5 family care where payment systems through the fiscal intermediaries  
6 are not operational, shall be available to the department net of  
7 disallowances, refunds, reimbursements, and credits.

8 Notwithstanding any other provision of law, the money hereby  
9 appropriated may be increased or decreased by interchange, with any  
10 appropriation of the department of health and the office of medicaid  
11 inspector general and may be increased or decreased by transfer or  
12 suballocation between these appropriated amounts and appropriations  
13 of the office of mental health, office for people with developmental  
14 disabilities, the office of alcoholism and substance abuse services,  
15 the department of family assistance office of temporary and  
16 disability assistance, office of children and family services, the  
17 department of financial services, which shall mean prior to October  
18 3, 2011, the department of insurance and the state office for the  
19 aging with the approval of the director of the budget, who shall  
20 file such approval with the department of audit and control and  
21 copies thereof with the chairman of the senate finance committee and  
22 the chairman of the assembly ways and means committee.

23 Notwithstanding any inconsistent provision of law, in lieu of payments  
24 authorized by the social services law, or payments of federal funds  
25 otherwise due to the local social services districts for programs  
26 provided under the federal social security act or the federal food  
27 stamp act, funds herein appropriated, in amounts certified by the  
28 state commissioner of temporary and disability assistance or the  
29 state commissioner of health as due from local social services  
30 districts each month as their share of payments made pursuant to  
31 section 367-b of the social services law may be set aside by the  
32 state comptroller in an interest-bearing account in order to ensure  
33 the orderly and prompt payment of providers under section 367-b of  
34 the social services law pursuant to an estimate provided by the  
35 commissioner of health of each local social services district's  
36 share of payments made pursuant to section 367-b of the social  
37 services law.

38 Notwithstanding any other provision of law, rule or regulation, to the  
39 contrary, for the period April 1, 2011 through March 31, 2013, all  
40 medicaid payments made for services provided on and after April 1,  
41 2011, shall, except as hereinafter provided, be subject to a uniform  
42 2 percent reduction and such reduction shall be applied, to the  
43 extent practicable, in equal amounts during the fiscal year,  
44 provided, however, that an alternative method may be considered at  
45 the discretion of the commissioner of health and the director of the  
46 budget based upon consultation with the health care industry  
47 including but not limited to, a uniform reduction in medicaid rates  
48 of payment or other reductions provided that any method selected  
49 achieves no more than \$702,000,000 in medicaid state share savings,  
50 except as hereinafter provided, for services provided on and after  
51 April 1, 2011 through March 31, 2013. Any alternative methods to  
52 achieve the reduction must be provided in writing and shall be filed  
53 with the senate finance committee and the assembly ways and means  
54 committee not less than 30 days before the date of which  
55 implementation is expected to begin. Nothing in this section shall  
56 be deemed to prevent all or part of such alternative reduction plan  
57 from taking effect retroactively, to the extent permitted by the  
58 federal centers for medicare and medicaid services.  
59

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1 The following shall be exempt from reductions pursuant to this  
2 section:

- 3 (i) any reductions that would violate federal law including, but not  
4 limited to, payments required pursuant to the federal medicare  
5 program;  
6 (ii) any reductions related to payments pursuant to article 32,  
7 article 31 and article 16 of the mental hygiene law;  
8 (iii) payments the state is obligated to make pursuant to court orders  
9 or judgments;  
10 (iv) payments for which the non-federal share does not reflect any  
11 state funding; and  
12 (v) at the discretion of the commissioner of health and the director  
13 of the budget, payments with regard to which it is determined by the  
14 commissioner of health and the director of the budget that  
15 application of reductions pursuant to this section would result, by  
16 operation of federal law, in a lower federal medical assistance  
17 percentage applicable to such payments.  
18 (vi) payments made with regard to the early intervention program  
19 pursuant to public health law section 2540.

20 Reductions to medicaid payments or medicaid rates of payments made  
21 pursuant to this section shall be subject to the receipt of all  
22 necessary federal approvals.

23 Not less than 30 days prior to the conclusion of each state fiscal  
24 year in which the provisions of this section apply, the department  
25 of health shall prepare and submit a report to the legislature that  
26 details the actions taken to implement the medicaid state share  
27 reduction established pursuant to this section. Such report shall be  
28 provided to the chair of the senate finance committee and the  
29 assembly ways and means committee. Provided, however, if this  
30 chapter appropriates sufficient additional funds to support medicaid  
31 payments or medicaid rates of payments, the provisions of this  
32 paragraph shall not apply and shall be considered null and void as  
33 of March 31, 2011.

34 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
35 the public health law, section 21 of chapter 1 of the laws of 1999,  
36 or any other contrary provision of law, in determining rates of  
37 payments by state governmental agencies effective for services  
38 provided for the period April 1, 2011 through March 31, 2013, for  
39 inpatient and outpatient services provided by general hospitals, for  
40 inpatient services and adult day health care outpatient services  
41 provided by residential health care facilities pursuant to article  
42 28 of the public health law, except for residential health care  
43 facilities or units of such facilities that provide services  
44 primarily to children under twenty-one years of age, for home health  
45 care services provided pursuant to article 36 of the public health  
46 law by certified home health agencies, long term home health care  
47 programs and AIDS home care programs, for personal care services  
48 provided pursuant to section 365-a of the social services law,  
49 hospice services provided pursuant to article 40 of the public  
50 health law, foster care services provided pursuant to article 6 of  
51 the social services law, the commissioner of health shall apply no  
52 greater than zero trend factors attributable to the 2011 and 2012  
53 calendar years in accordance with paragraph (c) of subdivision 10 of  
54 section 2807-c of the public health law, provided, however, that  
55 such no greater than zero trend factors for such calendar years  
56 shall also be applied to rates of payment for personal care services  
57 for such period provided in those local social service districts,  
58 including New York city, whose rates of payment for such services  
59 are established by such local social service districts pursuant to a  
60 rate-setting exemption issued by the commissioner of health to such  
61 local social service districts in accordance with applicable  
62 regulations, and provided further, however, that for rates of

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1 payment for assisted living program services provided for the period  
2 April 1, 2011 through March 31, 2013, trend factors attributable to  
3 such 2011 and 2012 calendar years shall be established at no greater  
4 than zero percent, provided, however, that if this chapter provides  
5 sufficient additional funding to cover the cost of trend factor  
6 adjustments to the rates enumerated in this section, then provisions  
7 of this section shall be deemed null and void as of March 31, 2011.  
8 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
9 the public health law, section 21 of chapter 1 of the laws of 1999,  
10 or any other contrary provision of law, in determining rates of  
11 payments by state governmental agencies effective for services  
12 provided for the period January 1, 2013 through March 31, 2013, for  
13 inpatient and outpatient services provided by general hospitals, for  
14 inpatient services and adult day health care outpatient services  
15 provided by residential health care facilities pursuant to article  
16 28 of the public health law, except for residential health care  
17 facilities or units of such facilities that provide services  
18 primarily to children under twenty-one years of age for home health  
19 care services provided pursuant to article 36 of the public health  
20 law by certified home health agencies, long term home health care  
21 programs and AIDS home care programs, for personal care services  
22 provided pursuant to section 365-a of the social services law,  
23 hospice services provided pursuant to article 40 of the public  
24 health law, foster care services provided pursuant to article 6 of  
25 the social services law, the commissioner of health shall apply no  
26 greater than zero trend factors attributable to the 2013 calendar  
27 year in accordance with paragraph (c) of subdivision 10 of section  
28 2807-c of the public health law, provided, however, that such no  
29 greater than zero trend factors for such calendar years shall also  
30 be applied to rates of payment for personal care services for such  
31 period provided in those local social service districts, including  
32 New York city, whose rates of payment for such services are  
33 established by such local social service districts pursuant to a  
34 rate-setting exemption issued by the commissioner of health to such  
35 local social service districts in accordance with applicable  
36 regulations, and provided further, however, that for rates of  
37 payment for assisted living program services provided for the period  
38 January 1, 2013 through March 31, 2013, trend factors attributable  
39 to such 2013 calendar year shall be established at no greater than  
40 zero percent, provided, however, that if this chapter provides  
41 sufficient additional funding to cover the cost of trend factor  
42 adjustments to the rates enumerated in this section, then provisions  
43 of this section shall be deemed null and void as of March 31, 2011.  
44 Notwithstanding any provision of law to the contrary and subject to  
45 the availability of federal financial participation, for the period  
46 April 1, 2011 through March 31, 2013, clinics certified pursuant to  
47 articles 16, 31 or 32 of the mental hygiene law shall be subject to  
48 targeted medicaid reimbursement rate reductions in accordance with  
49 the provisions of this section. Such reductions shall be based on  
50 utilization thresholds which may be established either as provider-  
51 specific or patient-specific thresholds. Provider specific  
52 thresholds shall be based on average patient utilization for a given  
53 provider in comparison to a peer based standard to be determined for  
54 each service.  
55 The commissioners of the office of mental health, the office for  
56 persons with developmental disabilities, and the office of  
57 alcoholism and substance abuse services, in consultation with the  
58 commissioner of health, are authorized to waive utilization  
59 thresholds for patients of clinics certified pursuant to article 16,  
60 31, or 32 of the mental hygiene law who are enrolled in specific  
61 treatment programs or otherwise meet criteria as may be specified by  
62 such commissioners. When applying a provider specific threshold,

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1 rates will be reduced on a prospective basis based on the amount any  
2 provider is over the determined threshold level. Patient-specific  
3 thresholds will be based on annual thresholds determined for each  
4 service over which the per visit payment for each visit in excess of  
5 the standard during a twelve month period may be reduced by a pre-  
6 determined amount. The thresholds, peer based standards and the  
7 payment reductions shall be determined by the department of health,  
8 with the approval of the division of the budget, and in consultation  
9 with the office of mental health, the office for people with  
10 developmental disabilities and the office of alcoholism and  
11 substance abuse services, and any such resulting rates shall be  
12 subject to certification by the appropriate commissioners pursuant  
13 to subdivision (a) of section 43.02 of the mental hygiene law. The  
14 base period used to establish the thresholds shall be the 2009  
15 calendar year. The total annualized reduction in payments shall be  
16 no less than \$10,900,000 for Article 31 clinics, no less than  
17 \$2,400,000 for Article 16 clinics, and no less than \$13,250,000 for  
18 Article 32 clinics. Provided, however if this chapter provides  
19 sufficient additional funding to cover the cost of targeted medical  
20 reimbursement rate reductions enumerated in this section, then the  
21 provisions of this section shall be deemed null and void as of March  
22 31, 2011.

23 Notwithstanding any inconsistent provision of law, rule or regulation  
24 to the contrary, for the period April 1, 2011 through March 31,  
25 2013, the commissioner of health is authorized, in consultation with  
26 the commissioners of the office of mental health, office of  
27 alcoholism and substance abuse services, and office for people with  
28 developmental disabilities to: establish, in accordance with  
29 applicable federal law and regulations, standards for the provision  
30 of health home services to enrollees with chronic conditions in the  
31 program of medical assistance for needy persons; establish payment  
32 methodologies for health home services based on factors including  
33 but not limited to the complexity of the conditions providers will  
34 be managing, the anticipated amount of patient contact needed to  
35 manage such conditions, and the health care cost savings realized by  
36 provision of health home services; establish the criteria under  
37 which such an enrollee will be designated as being eligible to  
38 receive health home services; and assign any enrollee designated as  
39 an eligible individual to a provider of health home services. Until  
40 such time as the commissioner of health obtains necessary waivers  
41 and/or approvals under the federal social security act, enrollees  
42 assigned to providers of health home services will be allowed to opt  
43 out of such services. In addition, upon enrollment an enrollee shall  
44 be offered an option of at least two providers of health home  
45 services to the extent practicable. In addition to such payments  
46 made for health home services, the commissioner of health is  
47 authorized to pay additional amounts to providers of health home  
48 services that meet process or outcome standards specified by the  
49 commissioner. Payment for such health home services and such  
50 additional payments will be made with state funds only, to the  
51 extent that such funds are appropriated therefore, until such time  
52 as federal financial participation in the costs of such services is  
53 available. The commissioner of health is authorized to submit  
54 amendments to the state plan for medical assistance and/or submit  
55 one or more applications for waivers of the federal social security  
56 act, to obtain federal financial participation in the costs of  
57 health home services. Notwithstanding any limitations imposed by  
58 section 364 - 1 of the social services law, the commissioner is  
59 authorized to allow entities participating in demonstration projects  
60 established pursuant to such section to provide health home  
61 services. Notwithstanding any law, rule, or regulation to the  
62 contrary, the commissioners of the department of health, the office

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1 of mental health, and the office of alcoholism and substance abuse  
2 services are authorized to jointly establish a single set of  
3 operating and reporting requirements and a single set of  
4 construction and survey requirements for entities that can  
5 demonstrate experience in the delivery of health, and mental health  
6 and/or alcohol and substance abuse services and the capacity to  
7 offer integrated delivery in each location approved by the  
8 commissioner, and meet the standards for providing and receiving  
9 payment for health home services. In establishing a single set of  
10 operating and reporting requirements and a single set of  
11 construction and survey requirements for entities described in this  
12 subdivision, the commissioners of the department of health, the  
13 office of mental health, and the office of alcoholism and substance  
14 abuse services are authorized to waive any regulatory requirements  
15 as are necessary to avoid duplication of requirements and to allow  
16 the integrated delivery of services in a rational and efficient  
17 manner. Provided, however, if this chapter appropriates sufficient  
18 additional funds to provide coverage for persons with chronic  
19 conditions under the program of medical assistance for needy persons  
20 without the savings to be achieved through the provision of health  
21 home services, then the provisions of this paragraph shall not apply  
22 and shall be considered null and void as of March 31, 2011.

23 Notwithstanding any inconsistent provision of law, rule or regulation  
24 to the contrary, for the period April 1, 2011 through March 31,  
25 2013: coverage under the Medicaid program for enteral formula  
26 therapy and nutritional supplements are limited to coverage only for  
27 nasogastric, jejunostomy, or gastrostomy tube feeding or for  
28 treatment of an inborn metabolic disorder or to address growth and  
29 developmental problems in children, or, subject to standards  
30 established by the commissioner of health, for persons with a  
31 diagnosis of HIV infection, AIDS or HIV-related illness; coverage  
32 under the Medicaid program for prescription footwear and inserts is  
33 limited to coverage only when used as an integral part of a lower  
34 limb orthotic appliance, as part of a diabetic treatment plan, or to  
35 address growth and development problems in children; coverage under  
36 the Medicaid program for compression and support stockings is  
37 limited to coverage only for pregnancy or treatment of venous stasis  
38 ulcers; and the commissioner of health is authorized to require  
39 prior authorization for prescriptions of opioid analgesics in excess  
40 of four prescriptions in a thirty-day period. Provided, however, if  
41 this chapter appropriates sufficient additional funds to allow  
42 Medicaid coverage of such services without imposing such  
43 limitations, then the provisions of this paragraph shall not apply  
44 and shall be considered null and void as of March 31, 2011.

45 Notwithstanding any inconsistent provision of law, rule or regulation  
46 to the contrary, for the period April 1, 2011 through March 31,  
47 2013, when Medicaid eligible persons are also beneficiaries under  
48 part B of title XVIII of the federal social security act and payment  
49 under part B would exceed the amount that would be paid by Medicaid  
50 if the person were not eligible under part B or a qualified Medicare  
51 beneficiary, the amount payable under the Medicaid program shall be  
52 twenty percent of the amount of any coinsurance liability of such  
53 eligible person pursuant to federal law if they were not eligible  
54 for Medicaid or were not a qualified Medicare beneficiary, but only  
55 with respect to services covered under title eleven of article five  
56 of the social services law; provided however that amounts payable  
57 with respect to items and services covered under such title and  
58 provided to eligible persons who are also beneficiaries under part B  
59 or to qualified Medicare beneficiaries by an ambulance service under  
60 the authority of an operating certificate issued pursuant to article  
61 thirty of the public health law, a psychologist licensed under  
62 article one hundred fifty-three of the education law, or a facility

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1 under the authority of an operating certificate issued pursuant to  
2 article sixteen, thirty-one or thirty-two of the mental hygiene law,  
3 and with respect to outpatient hospital and clinic items and  
4 services covered under such title and provided by a facility under  
5 the authority of an operating certificate issued pursuant to article  
6 twenty-eight of the public health law, shall not be less than the  
7 amount of any co-insurance liability of such eligible persons or  
8 such qualified medicare beneficiaries, or for which such eligible  
9 persons or such qualified medicare beneficiaries would be liable  
10 under federal law were they not eligible for medical assistance or  
11 were they not qualified medicare beneficiaries with respect to such  
12 benefits under part B.

13 Provided, however, if this chapter appropriates sufficient additional  
14 funds to provide medical assistance payments under subparagraph  
15 (iii) of paragraph (d) of subdivision one of section three hundred  
16 sixty-seven-a of the social services law with respect to services  
17 not covered under title eleven of article five of the social  
18 services law, then the provisions of this paragraph shall not apply  
19 and shall be considered null and void as of March 31, 2011.

20 Notwithstanding any inconsistent provision of law, rule or regulation  
21 to the contrary, for the period April 1, 2011 through March 31,  
22 2013, amounts payable under section three hundred sixty-seven-a of  
23 the social services law with respect to hospital outpatient services  
24 or diagnostic and treatment center services pursuant to article  
25 twenty-eight of the public health law provided to Medicaid eligible  
26 persons who are also beneficiaries under part B of title XVIII of  
27 the federal social security act or provided to qualified medicare  
28 beneficiaries under part B of title XVIII of such act shall not  
29 exceed the approved medical assistance payment level less the amount  
30 payable under part B. Provided, however, if this chapter  
31 appropriates sufficient additional funds to provide medical  
32 assistance payments under section three hundred sixty-seven-a of the  
33 social services law with respect to hospital outpatient services or  
34 diagnostic and treatment center services provided to Medicaid  
35 eligible persons who are also beneficiaries under part B without  
36 such limitation, then the provisions of this paragraph shall not  
37 apply and shall be considered null and void as of March 31, 2011.

38 Notwithstanding any inconsistent provision of law, rule or regulation  
39 to the contrary, for the period April 1, 2011 through March 31,  
40 2013:

41 1. (a) The commissioners of the office of mental health and the office  
42 of alcoholism and substance abuse services, in consultation with the  
43 commissioner of health, the impacted local governmental units, and  
44 with the approval of the division of budget, shall have  
45 responsibility for jointly designating regional entities to provide  
46 administrative and management services for the purposes of prior  
47 approving and coordinating the provision of behavioral health  
48 services, facilitating the continuity of post-hospitalization  
49 behavioral health services, and the integration of behavioral health  
50 services with other services available under the medical assistance  
51 program, for recipients of medical assistance who are not enrolled  
52 in managed care, and for approval, coordination, facilitating  
53 continuity and integration of behavioral health services that are  
54 not provided through managed care programs under the medical  
55 assistance program for individuals regardless of whether or not such  
56 individuals are enrolled in managed care programs. Such regional  
57 entities shall also be responsible for promoting appropriate care  
58 and service utilization while safeguarding against unnecessary  
59 utilization of such care and services and assuring that payments are  
60 consistent with the efficient and economical delivery of quality  
61 care. In exercising this responsibility, the commissioners of the  
62 office of mental health and the office of alcoholism and substance

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1 abuse services are authorized to contract, after consultation with  
2 the commissioner of health and the impacted local governmental  
3 units, with regional behavioral health organizations or other  
4 entities. Such contracts may include responsibility for: receipt,  
5 review, and determination of prior authorization requests for  
6 behavioral health care and services, consistent with criteria  
7 established or approved by the commissioners of mental health and  
8 alcoholism and substance abuse services, and authorization of  
9 appropriate care and services based on documented patient medical  
10 need.

11 (b) Notwithstanding any inconsistent provision of sections one hundred  
12 twelve and one hundred sixty-three of the state finance law, or  
13 section one hundred forty-two of the economic development law, or  
14 any other law to the contrary, the commissioners of the office of  
15 mental health and the office of alcoholism and substance abuse  
16 services are authorized to enter into a contract or contracts under  
17 subdivision 1 without a competitive bid or request for proposal  
18 process, provided, however, that the office of mental health and the  
19 office of alcoholism and substance abuse services shall post on  
20 their websites, for a period of no less than thirty days: (i) a  
21 description of the proposed services to be provided pursuant to the  
22 contractor contracts; (ii) the criteria for selection of a  
23 contractor or contractors; (iii) the period of time during which a  
24 prospective contractor may seek selection, which shall be no less  
25 than thirty days after such information is first posted on the  
26 website; and (iv) the manner by which a prospective contractor may  
27 seek such selection, which may include submission by electronic  
28 means. All reasonable and responsive submissions that are received  
29 from prospective contractors in timely fashion shall be reviewed by  
30 the commissioners.

31 (c) The commissioners of the office of mental health and the office of  
32 alcoholism and substance abuse services, in consultation with the  
33 commissioner of health and the impacted local governmental units,  
34 shall select such contractor or contractors that, in their  
35 discretion, have demonstrated the ability to effectively,  
36 efficiently, and economically integrate behavioral health and health  
37 services; have the requisite expertise and financial resources; have  
38 demonstrated that their directors, sponsors, members, managers,  
39 partners or operators have the requisite character, competence and  
40 standing in the community, and are best suited to serve the purposes  
41 described in this subdivision.

42 2. (a) The commissioners of the office of mental health, the office of  
43 alcoholism and substance abuse services and the department of  
44 health, shall have the responsibility for jointly designating on a  
45 regional basis, after consultation with the local social services  
46 district and local governmental unit, as such term is defined in the  
47 mental hygiene law, of a city with a population of over one million  
48 and after consultation of other affected counties, a limited number  
49 of specialized managed care plans under section 364-j of this  
50 article, special need managed care plans under section 364-j or this  
51 article, and/or integrated physical and behavioral health provider  
52 systems certified under article 44-a of the public health law  
53 capable of managing the behavioral and physical health needs of  
54 medical assistance enrollees with significant behavioral health  
55 needs. Initial designations of such plan or provider systems should  
56 be made no later than April first, two thousand thirteen, provided,  
57 however, such designations shall be contingent upon a determination  
58 by such state commissioners that the entities to be designated have  
59 the capacity and financial ability to provide services in such plans  
60 or provider systems, and that the region has a sufficient population  
61 and service base to support such plans and systems. Once designated,  
62 the commissioner of health shall make arrangements to enroll such

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- 1 enrollees in such plans or integrated provider systems and to pay  
2 such plans or provider systems on a capitated or other basis to  
3 manage, coordinate, and pay for behavioral and physical health  
4 medical assistance services for such enrollees.
- 5 (b) Notwithstanding any inconsistent provision of section one hundred  
6 twelve and one hundred sixty-three of the state finance law, and  
7 section one hundred forty-two of the economic development law, or  
8 any other law to the contrary, the designations of such plans and  
9 provider systems, and any resulting contracts with such plans,  
10 providers or provider systems are authorized to be entered into by  
11 such state commissioners without a competitive bid or request for  
12 proposal process, provided, however, that the department of health,  
13 the office of mental health and the office of alcoholism and  
14 substance abuse services shall post on their websites, for a period  
15 of no less than thirty days: (i) a description of the proposed  
16 services to be provided by the plans or systems; (ii) the criteria  
17 for selection of a plan or system; (iii) the period of time during  
18 which a prospective plan or system may seek selection, which shall  
19 be no less than thirty days after such information is first posted  
20 on the website; and (iv) the manner by which a prospective plan or  
21 system may seek such selection, which may include submission by  
22 electronic means. All reasonable and responsive submissions that are  
23 received from prospective plans or systems in timely fashion shall  
24 be reviewed by the commissioners.
- 25 (c) The commissioners of the office of mental health and the office of  
26 alcoholism and substance abuse services, in consultation with the  
27 commissioner of health and the impacted local governmental units,  
28 and for contracts affecting a city with a population of over one  
29 million, also with such city's local social services district and  
30 local governmental unit, as such term is defined in the mental  
31 hygiene law, shall select such plans or systems that, in their  
32 discretion, have demonstrated the ability to effectively,  
33 efficiently, and economically manage the behavioral and physical  
34 health needs of medical assistance enrollees with significant  
35 behavioral health needs; have the requisite expertise and financial  
36 resources; have demonstrated that their directors, sponsors,  
37 members, managers, partners or operators have the requisite  
38 character, competence and standing in the community, and are best  
39 suited to serve the purposes described in this subdivision.  
40 Oversight of such contracts with such plans, providers or provider  
41 systems shall be the joint responsibility of such state  
42 commissioners, and for contracts affecting a city with a population  
43 of over one million, also with such city's local social services  
44 district and local governmental unit, as such term is defined in the  
45 mental hygiene law.
- 46 3. The commissioner of health, jointly with the commissioner of mental  
47 health and the commissioner of alcoholism and substance abuse  
48 services shall be authorized to establish special needs managed care  
49 and specialized managed care plans, under the medical assistance  
50 program and certified under section forty-four hundred three-d of  
51 the public health law, in accordance with applicable federal law and  
52 regulations. The commissioner of health, in cooperation with such  
53 commissioners, is authorized, subject to the approval of the  
54 director of the state division of the budget, to apply for federal  
55 waivers when such action would be necessary to assist in promoting  
56 the objectives of subdivisions 1 and 2. "Special needs managed care  
57 plan" or "specialized managed care plan" shall mean a combination of  
58 persons natural or corporate, or any groups of such persons, or a  
59 county or counties, who enter into an arrangement, agreement or  
60 plan, or combination of arrangements, agreements or plans, to  
61 provide health and behavioral health services to enrollees with  
62 significant behavioral health needs. Provided, however, if this



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1 chapter appropriates sufficient additional funds to provide coverage  
 2 for behavioral health care and services under the program of medical  
 3 assistance for needy persons without the savings to be achieved by  
 4 contracting for the prior authorization and coordination of the  
 5 provision of such services, then the provisions of this paragraph  
 6 shall not apply and shall be considered null and void as of March  
 7 31, 2011.

8 For services and expenses of the medical assistance program including  
 9 hospital inpatient services.

10 Notwithstanding any contrary provision of law, in determining rates of  
 11 payments for general hospital inpatient services by state  
 12 governmental agencies effective for services provided for the period  
 13 April 1, 2011 through March 31, 2013, the commissioner of health  
 14 shall make such adjustments to such rates as are necessary and not  
 15 inconsistent with otherwise directly applicable regulations, to  
 16 reduce reimbursement with regard to services provided to hospital  
 17 inpatients as a result, as determined by the commissioner of health,  
 18 of potentially preventable negative outcomes, hospital acquired  
 19 conditions, injuries sustained while a hospital inpatient and the  
 20 inappropriate use of certain medical procedures, including cesarean  
 21 deliveries, coronary artery grafts and percutaneous coronary  
 22 interventions ... 9,091,740,000 ..... (re. \$9,091,740,000)

23 For services and expenses of the medical assistance program including  
 24 hospital outpatient and emergency room services .....  
 25 2,232,942,000 ..... (re. \$2,232,942,000)

26 For services and expenses of the medical assistance program including  
 27 clinic services ... 1,571,277,000 ..... (re. \$1,571,277,000)

28 For services and expenses of the medical assistance program including  
 29 nursing home services.

30 Notwithstanding any contrary provision of law, for the period April 1,  
 31 2011 through March 31, 2013, with regard to adjustments to inpatient  
 32 rates of payment made pursuant to section 2808 of the public health  
 33 law for inpatient services provided by residential health care  
 34 facilities for the period April 1, 2010 through March 31, 2012 and  
 35 the period April 1, 2012 through March 31, 2013, the commissioner of  
 36 health and the director of the budget shall, upon a determination by  
 37 such commissioner and such director that such rate adjustments  
 38 shall, prior to the application of any applicable adjustment for  
 39 inflation, result in an aggregate increase in total medicaid rates  
 40 of payment for such services for either such state fiscal year,  
 41 including payments made pursuant to subparagraph (i) of paragraph  
 42 (d) of subdivision 2-c of section 2808 of the public health law,  
 43 make such proportional adjustments to such rates as are necessary to  
 44 reduce such total aggregate rate adjustments within each such year  
 45 such that the aggregate total for each such year reflects no such  
 46 increase or decrease, and provided further, however, that  
 47 adjustments made pursuant to this paragraph shall not be subject to  
 48 subsequent correction or reconciliation, and provided further,  
 49 however, that if this chapter provides sufficient additional funding  
 50 to cover the cost of such rate adjustments to the rates enumerated  
 51 in this paragraph, then provisions of this paragraph shall be deemed  
 52 null and void as of March 31, 2011.

53 Notwithstanding any contrary provision of law, rule or regulation, for  
 54 the period April 1, 2011 through March 31, 2013, the capital cost  
 55 component of medicaid rates of payment for services provided by  
 56 residential health care facilities may not include any payment  
 57 factor for return on or return of equity, and provided further,  
 58 however, that for that period no adjustment to rates of payment may  
 59 be made pursuant to paragraph (d) of subdivision 20 of section 2808  
 60 of the public health law as in effect on March 31, 2011, provided,  
 61 however, that if this chapter provides sufficient additional funding  
 62 to cover the cost of the adjustments to the rates enumerated in this

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1 section, then provisions of this section shall be deemed null and  
2 void as of March 31, 2011.

3 Notwithstanding any inconsistent provision of law or regulation to the  
4 contrary, for the period April 1, 2011 through March 31, 2013, the  
5 commissioner of health shall not be required to revise certified  
6 rates of payment established pursuant to the public health law prior  
7 to April 1, 2013, based on consideration of rate appeals filed by  
8 residential health care facilities pursuant to section 2808 of the  
9 public health law or based upon adjustments to capital cost  
10 reimbursement as a result of approval by the commissioner of health  
11 of an application for construction under section 2802 of the public  
12 health law, in excess of aggregate amount of \$50,000,000 for the  
13 state fiscal year beginning April 1, 2011, and \$80,000,000 for the  
14 state fiscal year beginning April 1, 2012, provided, however, that  
15 in revising such rates within such fiscal limits the commissioner of  
16 health may prioritize rate appeals for facilities which the  
17 commissioner of health determines are facing significant financial  
18 hardship and, further, the commissioner of health is authorized to  
19 enter into agreements with such facilities to resolve multiple  
20 pending rate appeals based upon a negotiated aggregate amount and  
21 may offset such negotiated aggregate amounts against any amounts  
22 owed by the facility to the department of health, including, but not  
23 limited to, amounts owed pursuant to section 2807-d of the public  
24 health law, provided further, however, that such rate adjustment  
25 made pursuant to this section remain fully subject to approval by  
26 the director of the budget in accordance with the provisions of  
27 subdivision two of section 2807 of the public health law.

28 Notwithstanding any inconsistent provision of law, rule or regulation  
29 to the contrary, for the period April 1, 2011 through March 31,  
30 2013, payments under the medicaid program to reserve a bed in a  
31 residential health care facility while a medicaid recipient is  
32 temporarily hospitalized or on leave of absence from the facility  
33 shall be made as follows: payments for reserved bed days shall be  
34 made at 95 percent of the medicaid rate otherwise payable to the  
35 facility for services provided on behalf of such recipient; payment  
36 for reserved bed days during temporary hospitalizations may not  
37 exceed fourteen days in any twelve month period; payment for  
38 reserved bed days for non-hospitalization leaves of absence may not  
39 exceed ten days in any twelve month period[; and payments for  
40 reserved bed days for temporary hospitalizations shall only be made  
41 to a residential health care facility if at least 50 percent of the  
42 facility's residents eligible to participate in a medicare managed  
43 care plan are enrolled in such a plan]. Provided, however, if this  
44 chapter appropriates sufficient additional funds to allow medicaid  
45 payments for reserved bed days [without regard to the percentage of  
46 a residential health care facility's residents that are enrolled in  
47 a medicare managed care plan] pursuant to subdivision 25 of section  
48 2808 of the public health law, then the provisions of this paragraph  
49 shall not apply and shall be considered null and void as of March  
50 31, 2011 ... 7,420,543,000 ..... (re. \$7,420,543,000)

51 For services and expenses of the medical assistance program including  
52 other long term care services.

53 Notwithstanding any inconsistent provision of law or regulation to the  
54 contrary, for the period April 1, 2011 through March 31, 2013, for  
55 participating providers, meaning certified home health agencies,  
56 long term home health agencies and personal care providers with  
57 total medicaid reimbursements exceeding \$50,000,000 per calendar  
58 year, every service or item within a claim submitted by a  
59 participating provider shall be reviewed and verified by a  
60 verification organization prior to submission of a claim to the  
61 department of health provided that the verification organization  
62 shall declare each service or item to be verified or unverified and

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1 provided that each participating provider shall receive and maintain  
2 reports for the verification organization which shall contain data  
3 on verified items or services including whether a service appeared  
4 on a conflict or exception report before verification and how that  
5 conflict or exception was resolved and items or services that were  
6 not verified, including conflict and exception report data for these  
7 services and provided that every service or item within a claim  
8 submitted by a participating provider shall be reviewed and verified  
9 by a verification organization prior to submission of a claim to the  
10 department of health provided that the verification organization  
11 shall declare each service or item to be verified or unverified.  
12 Provided, however, if this chapter appropriates sufficient  
13 additional funds to support participating providers of medical  
14 assistance program items subject to preclaim review otherwise  
15 provided for in the public health law, than the provisions of this  
16 section shall be deemed null and void as of March 31, 2011.

17 Notwithstanding any inconsistent provision of law, rule or regulation  
18 to the contrary, for the period April 1, 2011 through March 31,  
19 2013:

- 20 1. The amount of personal care services covered by the medicaid  
21 program shall not exceed eight hours per week for individuals whose  
22 needs are limited to nutritional and environmental support  
23 functions.
- 24 2. The commissioner of health is authorized to adopt standards for the  
25 provision and management of personal care services covered by the  
26 medicaid program for individuals whose need for such services  
27 exceeds a specified level to be determined by the commissioner of  
28 health.
- 29 3. The commissioner of health is authorized to provide assistance to  
30 persons receiving personal care services covered by the medicaid  
31 program who are transitioning to receiving care from a managed long  
32 term care plan certified pursuant to section 4403-f of the public  
33 health law.
- 34 4. Provided, however, if this chapter appropriates sufficient  
35 additional funds to allow for the payment of personal care services  
36 at the level provided for in paragraph (e) of subdivision 2 of  
37 section 365-a of the social services law, then the provisions of  
38 this paragraph shall not apply and shall be considered null and void  
39 as of March 31, 2011.

40 Notwithstanding any inconsistent provision of law or regulation and  
41 subject to the availability of federal financial participation,

- 42 (a) for the period April 1, 2011 through March 31, 2013, rates of  
43 payment by government agencies for services provided by certified  
44 home health agencies, except for such services provided to children  
45 under eighteen years of age and other discrete groups as may be  
46 determined by the commissioner, shall reflect ceiling limitations  
47 determined in accordance with this section, provided, however, that  
48 at the discretion of the commissioner such ceilings may, as an  
49 alternative, be applied to payments for services provided for the  
50 period April 1, 2011 through March 31, 2012, except for such  
51 services provided to children and other discrete groups as may be  
52 determined by the commissioner. In determining such payments or  
53 rates of payment, agency ceilings shall be established. Such  
54 ceilings shall be applied to payments or rates of payment for  
55 certified home health agency services as established pursuant to  
56 this section and applicable regulations. Ceilings shall be based on  
57 a blend of: (i) an agency's 2009 average per patient medicaid  
58 claims, weighted at a percentage as determined by the commissioner,  
59 and; (ii) the 2009 statewide average per patient medicaid claims  
60 adjusted by a regional wage index factor and an agency patient case  
61 mix index, weighted at a percentage as determined by the  
62 commissioner. Such ceilings will be effective April 1, 2011 through

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- 1 March 31, 2012. An interim payment or rate of payment adjustment  
2 effective April 1, 2011, shall be applied to agencies with projected  
3 average per patient medicaid claims, as determined by the  
4 commissioner, to be over their ceilings. Such agencies shall have  
5 their payments or rates of payment reduced to reflect the amount by  
6 which such claims exceed their ceilings.
- 7 (b) Ceiling limitations determined pursuant to subdivision (a) of this  
8 section shall be subject to reconciliation. In determining payment  
9 or rate of payment adjustments based on such reconciliation,  
10 adjusted agency ceilings shall be established. Such adjusted  
11 ceilings shall be based on a blend of: (i) an agency's 2009 average  
12 per patient medicaid claims adjusted by the percentage of increase  
13 or decrease in such agency's patient case mix from the 2009 calendar  
14 year to the annual period April 1, 2011 through March 31, 2012,  
15 weighted at a percentage as determined by the commissioner; and (ii)  
16 the 2009 statewide average per patient medicaid claims adjusted by a  
17 regional wage index factor and the agency's patient case mix index  
18 for the annual period April 1, 2011 through March 31, 2012, weighted  
19 at a percentage as determined by the commissioner. Such adjusted  
20 agency ceiling shall be compared to actual medicaid paid claims for  
21 the period April 1, 2011 through March 31, 2012. In those instances  
22 when an agency's actual per patient medicaid claims are determined  
23 to exceed the agency's adjusted ceiling, the amount of such excess  
24 shall be due from each such agency to the state and may be recouped  
25 by the department in a lump sum amount or through reductions in the  
26 medicaid payments due to the agency. In those instances where an  
27 interim payment or rate of payment adjustment was applied to an  
28 agency in accordance with paragraph (a), and such agency's actual  
29 per patient medicaid claims are determined to be less than the  
30 agency's adjusted ceiling, the amount by which such medicaid claims  
31 are less than the agency's adjusted ceiling shall be remitted to  
32 each such agency by the department in a lump sum amount or through  
33 an increase in the medicaid payments due to the agency.
- 34 (c) Interim payment or rate of payment adjustments pursuant to this  
35 section shall be based on medicaid paid claims, as determined by the  
36 commissioner, for services provided by agencies in the base year  
37 2009. Amounts due from reconciling rate adjustments shall be based  
38 on medicaid paid claims, as determined by the commissioner, for  
39 services provided by agencies in the base year 2009 and medicaid  
40 paid claims, as determined by the commissioner, for services  
41 provided by agencies in the reconciliation period April 1, 2011  
42 through March 31, 2012. In determining case mix, each patient shall  
43 be classified using a system based on measures which may include,  
44 but not be limited to, clinical and functional measures, as reported  
45 on the federal Outcome and Assessment Information Set (OASIS), as  
46 may be amended.
- 47 (d) The commissioner may require agencies to collect and submit any  
48 data required to implement the provisions of this section.
- 49 (e) Payments or rate of payment adjustments determined pursuant to  
50 this section shall, for the period April 1, 2011 through March 31,  
51 2012, be retroactively reconciled utilizing the methodology in  
52 paragraph (b) of this section and utilizing actual paid claims from  
53 such period.
- 54 (f) Notwithstanding any inconsistent provision of this section,  
55 payments or rate of payment adjustments made pursuant to this  
56 section shall not result in an aggregate annual decrease in medicaid  
57 payments to providers subject to this section that is in excess of  
58 \$200,000,000, as determined by the commissioner and not subject to  
59 subsequent adjustment, and the commissioner shall make such  
60 adjustments to such payments or rates of payment as are necessary to  
61 ensure that such aggregate limits on payment decreases are not  
62 exceeded.

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1 Notwithstanding any inconsistent provision of law or regulation and  
2 subject to the availability of federal financial participation, for  
3 the period April 1, 2012 through March 31, 2013, payments by  
4 government agencies for services provided by certified home health  
5 agencies, except for such services provided to children under  
6 eighteen years of age and other discreet groups as may be determined  
7 by the commissioner, shall be based on episodic payments. In  
8 establishing such payments, a statewide base price shall be  
9 established for each sixty day episode of care and adjusted by a  
10 regional wage index factor and an individual patient case mix index.  
11 Such episodic payments may be further adjusted for low utilization  
12 cases and to reflect a percentage limitation of the cost for high-  
13 utilization cases that exceed outlier thresholds of such payments.  
14 Episodic payments shall be based on medicaid paid claims, as  
15 determined and adjusted by the commissioner to achieve savings  
16 comparable to the prior state fiscal year, for services provided by  
17 all certified home health agencies in the base year 2009. The  
18 commissioner may require agencies to collect and submit any data  
19 required to implement this subdivision.

20 Notwithstanding any contrary law, rule or regulation, for the period  
21 April 1, 2011 through March 31, 2013 medicaid rates of payments for  
22 services provided by certified home health agencies, by long term  
23 home health care programs or by an AIDS home care program, to  
24 patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS)  
25 shall reflect no separate payment for home care nursing services.

26 Notwithstanding any inconsistent provision of law, rule or regulation  
27 to the contrary, for the period April 1, 2011 through March 31,  
28 2013:

29 1. The commissioner of health is authorized to submit the appropriate  
30 waivers, including but not limited to those authorized pursuant to  
31 sections eleven hundred fifteen and nineteen hundred fifteen of the  
32 federal social security act or successor provisions, and any other  
33 waivers necessary to require, on or after April first, two thousand  
34 twelve, medical assistance recipients who are twenty-one years of  
35 age or older and who require community-based long term care  
36 services, as specified by the commissioner, for more than one  
37 hundred and twenty days, to receive such services through a managed  
38 long term care plan certified pursuant to section forty-four hundred  
39 three-f of the public health law or other program model that meets  
40 guidelines specified by the commissioner that support coordination  
41 and integration of services. Such other program models may include  
42 long term home health care programs that comply with such  
43 guidelines. Copies of such original waiver applications and  
44 amendments thereto shall be provided to the chairs of the senate  
45 finance committee, the assembly ways and means committee, and the  
46 senate and assembly health committees simultaneously with their  
47 submission to the federal government.

48 2. With respect to persons in receipt of long term care services prior  
49 to enrollment, the guidelines shall require the managed long term  
50 care plan to contract with agencies currently providing such  
51 services, in order to promote continuity of care. In addition, the  
52 guidelines shall require managed long term care plans to offer and  
53 cover consumer directed personal assistance services for eligible  
54 individuals who elect such services pursuant to section three  
55 hundred sixty-five-f of the social services law. The commissioner  
56 shall seek input from representatives of home and community based  
57 long term care services providers, recipients, and the Medicaid  
58 managed care advisory review panel, among others, to further  
59 evaluate and promote the transition of persons in receipt of home  
60 and community-based long term care services in to managed long term  
61 care plans and other care coordination models and to develop  
62 guidelines for such care coordination models. The guidelines shall

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- 1 be finalized and posted on the department's website no later than  
2 November fifteen, two thousand eleven.
- 3 3. With respect to persons required to enroll in managed long term  
4 care or other care coordination model pursuant to a waiver described  
5 in paragraph 1:
- 6 (a) Medical assistance recipients who are Native Americans shall not  
7 be required to enroll in a managed long term care plan or other care  
8 coordination model.
- 9 (b) The following medical assistance recipients shall not be eligible  
10 to participate in a managed long term care program or other care  
11 coordination model:
- 12 (i) a person who is expected to be eligible for medical assistance for  
13 less than six months, for a reason other than that the person is  
14 eligible for medical assistance only through the application of  
15 excess income toward the cost of medical care and services;
- 16 (ii) a person who is eligible for medical assistance benefits only  
17 with respect to tuberculosis-related services;
- 18 (iii) a person receiving hospice services at time of enrollment;
- 19 (iv) a person who has primary medical or health care coverage  
20 available from or under a third-party payor which may be maintained  
21 by payment, or part payment, of the premium or cost sharing amounts,  
22 when payment of such premium or cost sharing amounts would be cost-  
23 effective, as determined by the social services district;
- 24 (v) a person receiving family planning services pursuant to  
25 subparagraph eleven of paragraph (a) of subdivision one of section  
26 three hundred sixty-six of the social services law;
- 27 (vi) a person who is eligible for medical assistance pursuant to  
28 paragraph (v) of subdivision four of section three hundred sixty-six  
29 of the social services law.
- 30 (c) The following medical assistance recipients shall not be eligible  
31 to participate in a managed long term care program or other care  
32 coordination model until program features and reimbursement rates  
33 are approved by the commissioner of health and, where appropriate,  
34 the commissioner of the office for persons with developmental  
35 disabilities:
- 36 (i) a person enrolled in a managed care plan pursuant to section three  
37 hundred sixty-four-j of the social services law;
- 38 (ii) a participant in the traumatic brain injury waiver program;
- 39 (iii) a participant in the nursing home transition and diversion  
40 waiver program;
- 41 (iv) a person enrolled in the assisted living program;
- 42 (v) a person enrolled in home and community based waiver programs  
43 administered by the office for persons with developmental  
44 disabilities.
- 45 (d) Persons required to enroll in the managed long term care program  
46 or other care coordination model shall have no less than thirty days  
47 to select a managed long term care provider, and shall be provided  
48 with information to make an informed choice. Where a participant has  
49 not selected such a provider, the commissioner of health shall  
50 assign such participant to a managed long term care provider, taking  
51 into account quality, capacity and geographic accessibility.
- 52 (vii) Managed long term care provided and plans certified or other  
53 care coordination model established pursuant to this paragraph shall  
54 comply with the provisions of paragraphs (d), (i), and (t) and  
55 subparagraphs (a)(iii) and (e)(iv) of subdivision four of section  
56 three hundred sixty-four-j of the social services law.
- 57 4. An entity shall not need a designation by the majority leader of  
58 the senate, the speaker of the assembly, or the commissioner of  
59 health in order to apply for a certificate of authority as a managed  
60 long term care plan.
- 61 5. Managed long term care plans may be authorized by the department of  
62 health to cover primary care and acute care services. If a managed

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1 long term care plan does not cover primary, specialty, and acute  
2 care services, it must demonstrate a readiness and capability to  
3 coordinate such services.

4 6. Managed long term care enrollment applications will be processed by  
5 the department of health or its designee, and not by local  
6 departments of social services.

7 7. The commissioner of health is authorized to issue certificates of  
8 authority to up to seventy-five managed long term care plans.  
9 Provided, however, if this chapter appropriates sufficient  
10 additional funds to allow Medicaid payment for services on a fee-  
11 for-service basis without the savings to be achieved by requiring  
12 enrollment of Medicaid recipients in managed long term care plans or  
13 other care coordination models, and by streamlining the process for  
14 enrolling participants in managed long term care plans, then the  
15 provisions of this paragraph shall not apply and shall be considered  
16 null and void as of March 31, 2011.

17 Notwithstanding any inconsistent provision of law, rule or regulation  
18 to the contrary, for the period April 1, 2011 through March 31,  
19 2013, benefits under the medical assistance program shall be  
20 furnished to applicants in cases where, although such applicant has  
21 a responsible relative with sufficient income and resources to  
22 provide medical assistance, the income and resources of the  
23 responsible relative are not available to such applicant because of  
24 the absence of such relative and the refusal or failure of such  
25 absent relative to provide the necessary care and assistance. In  
26 such cases, however, the furnishing of such assistance shall create  
27 an implied contract with such relative, and the cost thereof may be  
28 recovered from such relative in accordance with title six of article  
29 three of the social services law and other applicable provisions of  
30 law. Provided, however, if this chapter appropriates sufficient  
31 additional funds to allow medical assistance to be furnished in  
32 situations in which a responsible relative who is not absent from  
33 the household fails or refuses to provide necessary care and  
34 assistance, then the provisions of this paragraph shall not apply  
35 and shall be considered null and void as of March 31, 2012 .....

36 5,728,436,000 ..... (re. \$5,728,436,000)  
37 For services and expenses of the medical assistance program including  
38 managed care services.

39 Notwithstanding any inconsistent provision of law, rule or regulation  
40 to the contrary, for the period April 1, 2011 through March 31,  
41 2013:

42 1. The following medicaid recipients shall not be required to  
43 participate in a managed care program established pursuant to  
44 section 364-j of the social services law: (i) individuals with a  
45 chronic medical condition who are being treated by a specialist  
46 physician that is not associated with a managed care provider in the  
47 individual's social services district may defer participation in the  
48 managed care program for six months or until the course of treatment  
49 is complete, whichever occurs first; and Native Americans.

50 2. The following medicaid recipients shall not be eligible to  
51 participate in a managed care program established pursuant to  
52 section 364-j of the social services law: (i) a person eligible for  
53 medicare participating in a capitated demonstration program for long  
54 term care; (ii) an infant living with an incarcerated mother in a  
55 state or local correctional facility as defined in section 2 of the  
56 correction law; (iii) a person who is expected to be eligible for  
57 medical assistance for less than six months; (iv) a person who is  
58 eligible for medical assistance benefits only with respect to  
59 tuberculosis-related services; (v) individuals receiving hospice  
60 services at time of enrollment; (vi) a person who has primary  
61 medical or health care coverage available from or under a third-  
62 party payor which may be maintained by payment, or part payment, of

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- 1 the premium or costs sharing amounts, when payment of such premium  
2 or cost sharing amounts would be cost-effective, as determined by  
3 the local social services district; (vii) a person receiving family  
4 planning services pursuant to subparagraph 11 of paragraph (a) of  
5 subdivision 1 of section 366 of the social services law; (viii) a  
6 person who is eligible for medical assistance pursuant to paragraph  
7 (v) of subdivision 4 of section 366 of the social services law; and  
8 (ix) a person who is Medicare/Medicaid dually eligible and who is  
9 not enrolled in a medicare managed care plan.
- 10 3. The following categories of medicaid recipients may be required to  
11 enroll with a managed care program when program features and  
12 reimbursement rates are approved by the commissioners of health and,  
13 as appropriate, the commissioner of mental health, the office for  
14 persons with developmental disabilities, and the office of children  
15 and family services: (i) an individual dually eligible for medical  
16 assistance and benefits under the federal medicare program and  
17 enrolled in a medicare managed care plan offered by an entity that  
18 is also a managed care provider; provided that (notwithstanding  
19 paragraph (g) of subdivision 4 of this section): (ii) an individual  
20 eligible for supplemental security income; (iii) HIV positive  
21 individuals; (iv) persons with serious mental illness and children  
22 and adolescents with serious emotional disturbances, as defined in  
23 section 4401 of the public health law; (v) a person receiving  
24 services provided by a residential alcohol or substance abuse  
25 program or facility for the mentally retarded; (vi) a person  
26 receiving services provided by an intermediate care facility for the  
27 mentally retarded or who has characteristics and needs similar to  
28 such persons; (vii) a person with a developmental or physical  
29 disability who receives home and community-based services or care-  
30 at-home services through existing waivers under section 1915 (c) of  
31 the federal social security act or who has characteristics and needs  
32 similar to such persons; (viii) a person who is eligible for medical  
33 assistance pursuant to subparagraph 12 or subparagraph 13 of  
34 paragraph (a) of subdivision 1 of section 366 of the social services  
35 law; (ix) a person receiving services provided by a long term home  
36 health care program, or a person receiving inpatient services in a  
37 state-operated psychiatric facility or a residential treatment  
38 facility for children and youth; (x) certified blind or disabled  
39 children living or expected to be living separate and apart from the  
40 parent for thirty days or more; (xi) residents of nursing  
41 facilities; (xii) a foster child in the placement of a voluntary  
42 agency or in the direct care of the local social services district;  
43 (xiii) a person or family that is homeless; and (xiv) individuals  
44 for whom a managed care provider is not geographically accessible so  
45 as to reasonably provide services to the person. A managed care  
46 provider is not geographically accessible if the person cannot  
47 access the provider's services in a timely fashion due to distance  
48 or travel time.
- 49 4. Applicants for medicaid and pregnant women applying for presumptive  
50 eligibility under the medicaid program shall be required to choose a  
51 managed care provider at the time of application; if the participant  
52 does not choose such a provider, the commissioner of health shall  
53 assign the applicant to a managed care provider in accordance with  
54 subparagraphs (ii) through (v) of paragraph (f) of subdivision 4 of  
55 section 364-j of the social services law. Individuals already in  
56 receipt of medicaid shall have no less than thirty days from the  
57 date selected by their social services district to enroll in the  
58 managed care program to select a managed care provider, and as  
59 appropriate, a mental health special needs plan.
- 60 5. The department of health is authorized to contract with an entity  
61 offering a comprehensive health services plan, including an entity  
62 that has received a certificate of authority pursuant to sections



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1 4403, 4403-a or 4408-a of the public health law (as added by chapter  
2 639 of the laws of 1996) or a health maintenance organization  
3 authorized under article 43 of the insurance law, to eligible  
4 individuals residing in the geographic area served by such entity.  
5 Cities with a population of over 2,000,000 shall not be authorized  
6 to enter into medicaid managed care contracts with comprehensive  
7 health services plans. Such contracts may provide for medicaid  
8 payments on a capitated basis for nursing facility, home care or  
9 other long term care services of a duration and scope determined by  
10 the commissioner of health.

11 6. Provided, however, if this chapter appropriates sufficient  
12 additional funds to allow medicaid payment for services on a fee-  
13 for-service basis without the savings to be achieved by expanding  
14 the populations allowed or required to participate in medicaid  
15 managed care, or by streamlining the process for enrolling  
16 participants in medicaid managed care plans, then the provisions of  
17 this paragraph shall not apply and shall be considered null and void  
18 as of March 31, 2011 ... 10,023,265,000 ..... (re. \$10,023,265,000)  
19 For services and expenses of the medical assistance program including  
20 pharmacy services.

21 Notwithstanding any inconsistent provision of law, rule or regulation  
22 to the contrary, for the period April 1, 2011 through March 31,  
23 2013, payments for drugs which may not be dispensed without a  
24 prescription as required by section 6810 of the education law and  
25 for which payment is authorized under the medical assistance program  
26 pursuant to subdivision 2 of section 365-a of the social services  
27 law or under the family health plus program pursuant to subparagraph  
28 (v) of paragraph (e) of subdivision 1 of section 369-ee of the  
29 social services law may be included in the capitation payment for  
30 services or supplies provided to medical assistance or family health  
31 plus recipients by managed care organizations or other entities  
32 which are certified under article 44 of the public health law or  
33 licensed pursuant to article 43 of the insurance law or otherwise  
34 authorized by law to offer comprehensive health services plans to  
35 medical assistance or family health plus recipients. Provided,  
36 however, if this chapter appropriates sufficient additional funds to  
37 allow such drugs to continue to be excluded as a benefit available  
38 to medical assistance and family health plus recipients through such  
39 comprehensive health services plans, then the provisions of this  
40 paragraph shall not apply and shall be considered null and void as  
41 of March 31, 2011.

42 Notwithstanding any inconsistent provision of law, rule or regulation  
43 to the contrary, for the period April 1, 2011 through March 31,  
44 2013, the commissioner of health is authorized to designate some or  
45 all of the drugs manufactured or marketed by a pharmaceutical  
46 manufacturer as non-preferred drugs under the preferred drug program  
47 established pursuant to section 272 of the public health law if: the  
48 commissioner of health has previously designated such pharmaceutical  
49 manufacturer as one with whom the commissioner is negotiating a  
50 manufacturer agreement, and included the drugs it manufactures or  
51 markets on the preferred drug list; and the commissioner has not  
52 reached a manufacturer agreement with such manufacturer. Provided,  
53 however, if this chapter appropriates sufficient additional funds to  
54 require the commissioner of health to designate as non-preferred all  
55 of the drugs manufactured or marketed by a manufacturer with whom  
56 the commissioner has been unable to reach a manufacturer agreement,  
57 then the provisions of this paragraph shall not apply and shall be  
58 considered null and void as of March 31, 2011.

59 Notwithstanding any inconsistent provision of law, rule or regulation  
60 to the contrary, for the period April 1, 2011 through March 31,  
61 2013, for those drugs which may not be dispensed without a  
62 prescription as required by section 6810 of the education law and

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- 1 for which payment is authorized under the medical assistance program  
2 pursuant to subdivision 2 of section 365-a of the social services  
3 law, payments for such drugs and dispensing fees shall be as  
4 follows:
- 5 1. If the drug dispensed is a multiple source prescription drug for  
6 which an upper limit has been set by the federal centers for  
7 medicare and medicaid services, payment for the drug shall be the  
8 lower of: (a) an amount equal to the specific upper limit set by  
9 such federal agency for the multiple source prescription drug; (b)  
10 the estimated acquisition cost of such drug to pharmacies which, for  
11 purposes of this subparagraph, shall mean the average wholesale  
12 price of a prescription drug based on the package size dispensed  
13 from, as reported by the prescription drug pricing service used by  
14 the department, less twenty-five percent thereof; (c) the maximum  
15 acquisition cost, if any, established pursuant to paragraph (e) of  
16 this subdivision; (d) the dispensing pharmacy's usual and customary  
17 price charged to the general public; or (e) the average acquisition  
18 cost if available.
  - 19 2. If the drug dispensed is a multiple source prescription drug or a  
20 brand-name prescription drug for which no specific upper limit has  
21 been set by such federal agency, payment for the drug shall be the  
22 lower of the estimated acquisition cost of such drug to pharmacies,  
23 the average acquisition cost if available, or the dispensing  
24 pharmacy's usual and customary price charged to the general public.  
25 For sole and multiple source brand name drugs, estimated acquisition  
26 cost means the average wholesale price of a prescription drug based  
27 upon the package size dispensed from, as reported by the  
28 prescription drug pricing service used by the department, less  
29 seventeen percent thereof, or the wholesale acquisition cost of a  
30 prescription drug based upon package size dispensed from, as  
31 reported by the prescription drug pricing service used by the  
32 department, minus zero and forty one hundredths percent thereof, and  
33 updated monthly by the department. For multiple source generic  
34 drugs, estimated acquisition cost means the lowest of the average  
35 acquisition cost if available, the average wholesale price of a  
36 prescription drug based on the packaged size dispensed from, as  
37 reported by the prescription drug pricing service used by the  
38 department, less twenty-five percent thereof, or the maximum  
39 acquisition cost, if any, established pursuant to paragraph (e) of  
40 this subdivision.
  - 41 3. (a) For prescription drugs categorized as generic by the  
42 prescription drug pricing service used by the department, the  
43 dispensing fee shall be three dollars and fifty cents per  
44 prescription.  
45 (b) For prescription drugs categorized as generic by the prescription  
46 drug pricing service used by the department, the dispensing fee  
47 shall be four dollars and fifty cents per prescription if dispensed  
48 by a privately owned licensed pharmacy that is not affiliated with a  
49 chain pharmacy, is not owned or operated by a publicly traded  
50 company, and has a single location in a county within the state  
51 having a population of 125,000 or less, based on the most recent  
52 United States census data.  
53 (c) For prescription drugs categorized as brand-name prescription  
54 drugs by the prescription drug pricing service used by the  
55 department, three dollars and fifty cents per prescription,  
56 provided, however, that for brand name prescription drugs reimbursed  
57 pursuant to subparagraph (ii) of paragraph (a-1) of subdivision four  
58 of section three hundred sixty-five-a of this title, the dispensing  
59 fee shall be four dollars and fifty cents per prescription.
  - 60 4. The commissioner of health shall have the authority to establish  
61 the amount of payments and dispensing fees for drugs covered under  
62 the medical assistance program; provided, however, the commissioner

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1 shall not change the amounts of or method for such payments or  
 2 dispensing fees on or after April first, two thousand eleven unless  
 3 notice is given sixty days in advance of such change to the  
 4 chairpersons of the senate finance committee, assembly ways and  
 5 means committee, senate health committee, and assembly health  
 6 committee. Provided, however, if this chapter appropriates  
 7 sufficient additional funds to allow the medical assistance program  
 8 to continue to pay for drugs and dispensing fees in the amounts  
 9 described in subdivision 9 of section 367-a of the social services  
 10 law, then the provisions of this paragraph shall not apply and shall  
 11 be considered null and void as of March 31, 2011.

12 Notwithstanding any inconsistent provision of law, rule or regulation  
 13 to the contrary, for the period April 1, 2011 through March 31,  
 14 2013, the commissioner of health may designate therapeutic classes  
 15 of drugs, including classes with only one drug, as all preferred  
 16 drugs in the medicaid preferred drug program established pursuant to  
 17 section 272 of the public health law prior to any review that may be  
 18 conducted by the pharmacy and therapeutics committee created  
 19 pursuant to section 271 of the public health law. In addition, if a  
 20 non-preferred drug is prescribed and does not meet the criteria for  
 21 approval of a non-preferred drug under subdivision 3 of section 273  
 22 of the public health law, after providing a reasonable opportunity  
 23 for the prescriber to reasonably present his or her justification  
 24 for prior authorization, prior authorization will be denied if the  
 25 preferred drug program determines that the use of the non-preferred  
 26 is not warranted. Provided, however, if this chapter appropriates  
 27 sufficient additional funds to allow the medicaid program to pay for  
 28 non-preferred drugs which have been prescribed but whose use the  
 29 preferred drug program has determined to be unwarranted, then the  
 30 provisions of this paragraph shall not apply and shall be considered  
 31 null and void as of March 31, 2011.

32 Notwithstanding any inconsistent provision of law, rule or regulation  
 33 to the contrary, for the period April 1, 2011 through March 31,  
 34 2013, the following drugs shall not be exempt from inclusion in the  
 35 preferred drug program established pursuant to section 272 of the  
 36 public health law: atypical anti-psychotics; anti-depressants; anti-  
 37 retrovirals used in the treatment of HIV/AIDS; and anti-rejection  
 38 drugs used for the treatment of organ and tissue transplants.  
 39 Provided, however, if this chapter appropriates sufficient  
 40 additional funds to allow such drugs to continue to be exempt from  
 41 the prior authorization requirements of the preferred drug program,  
 42 then the provisions of this paragraph shall not apply and shall be  
 43 considered null and void as of March 31, 2011 .....  
 44 4,028,430,000 ..... (re. \$4,028,430,000)  
 45 For services and expenses of the medical assistance program including  
 46 transportation services ... 349,464,000 ..... (re. \$349,464,000)  
 47 For services and expenses of the medical assistance program including  
 48 dental services ... 280,432,000 ..... (re. \$280,432,000)  
 49 For services and expenses of the medical assistance program including  
 50 noninstitutional and other spending.

51 Notwithstanding any inconsistent provision of law, rule or regulation  
 52 to the contrary, for the period April 1, 2011 through March 31,  
 53 2013, the medical assistance program shall provide coverage for  
 54 medically necessary speech therapy, and when provided at the  
 55 direction of a physician or nurse practitioner, physical therapy and  
 56 related rehabilitative services, and occupational therapy. Provided,  
 57 however, that speech therapy, physical therapy, and occupational  
 58 therapy each shall be limited to coverage of twenty visits per year,  
 59 with such limitation not applying to persons with developmental  
 60 disabilities. Provided, however, if this chapter appropriates  
 61 sufficient additional funds to allow the medical assistance program  
 62 to cover such medically necessary services without a limitation on

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1 the number of visits paid for, then the provisions of this paragraph  
2 shall not apply and shall be considered null and void as of March  
3 31, 2011.

4 Notwithstanding any inconsistent provision of law, rule or regulation  
5 to the contrary, for the period April 1, 2011 through March 31,  
6 2013, the estate of a medical assistance recipient, for purposes of  
7 making any recoveries of the cost of such assistance otherwise  
8 authorized by law, shall include any real and personal property in  
9 which the medical assistance recipient had any legal title or  
10 interest at the time of death, including jointly held property,  
11 retained life estates, and interests in trusts, to the extent of  
12 such interests, provided, however, that a claim against a recipient  
13 of such property by distribution or survival shall be limited to the  
14 value of the property received or the amount of medical assistance  
15 benefits otherwise recoverable, whichever is less. Provided,  
16 however, if this chapter appropriates sufficient additional funds to  
17 permit limiting recoveries to real and personal property and other  
18 assets passing under the terms of a valid will or by intestacy, then  
19 the provisions of this paragraph shall not apply and shall be  
20 considered null and void as of March 31, 2011 .....  
21 8,543,489,000 ..... (re. \$8,543,489,000)

22 For services and expenses of the medical assistance program including  
23 a series of targeted chronic illness demonstration projects.

24 Notwithstanding section 112 and section 163 of the state finance law,  
25 for chronic illness demonstration projects authorized by section  
26 364-1 of the social services law, the commissioner of health may  
27 allocate up to \$2,500,000 of the amount appropriated for contracts  
28 without a request for proposal process or any other competitive  
29 process ... 12,000,000 ..... (re. \$12,000,000)

30 Notwithstanding any other provision of law, the money herein  
31 appropriated, is available for transfer or suballocation to the  
32 state university of New York and its subsidiaries, or to contract  
33 without competition for services with the state university of New  
34 York research foundation, to provide support for the administration  
35 of the medical assistance program including activities such as  
36 dental prior approval, retrospective and prospective drug  
37 utilization review, development of evidence based utilization  
38 thresholds, data analysis, clinical consultation and peer review,  
39 clinical support for the pharmacy and therapeutic committee, and  
40 other activities related to utilization management and for health  
41 information technology support for the medicaid program .....  
42 12,000,000 ..... (re. \$12,000,000)

43 Notwithstanding any inconsistent provision of section 112 or 163 of  
44 the state finance law or any other contrary provision of the state  
45 finance law or any other contrary provision of law, the commissioner  
46 of health may, without a competitive bid or request for proposal  
47 process, enter into contracts with one or more certified public  
48 accounting firms for the purpose of conducting audits of  
49 disproportionate share hospital payments made by the state of New  
50 York to general hospitals and for the purpose of conducting audits  
51 of hospital cost reports as submitted to the state of New York in  
52 accordance with article 28 of the public health law. Notwithstanding  
53 any inconsistent provisions of law, subject to the approval of the  
54 director of the budget, up to the amount appropriated herein .....  
55 4,600,000 ..... (re. \$4,600,000)

56 For services and expenses of the medical assistance program including  
57 medical services provided at state facilities operated by the office  
58 of mental health, the office for people with developmental  
59 disabilities and the office of alcoholism and substance abuse  
60 services ... 8,500,000,000 ..... (re. \$8,500,000,000)

61 For services and expenses of the medical assistance program including  
62 hospital inpatient, hospital outpatient and emergency room, clinic,

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1 nursing home, other long term care, managed care, pharmacy,  
 2 transportation, dental, non-institutional and other spending,  
 3 medical services provided at state facilities operated by the office  
 4 of mental health, the office for people with developmental  
 5 disabilities and the office of alcoholism and substance abuse  
 6 services and for any other medical assistance services resulting  
 7 from an increase in the federal medical assistance percentage  
 8 pursuant to the American Recovery and Reinvestment Act. Funds  
 9 appropriated herein shall be subject to all applicable reporting and  
 10 accountability requirements contained in such act .....  
 11 1,204,000,000 ..... (re. \$1,204,000,000)  
 12

13 By chapter 108, section 11, of the laws of 2010:

14 For services and expenses for the medical assistance program, includ-  
 15 ing administrative expenses for local social services districts,  
 16 pursuant to title XIX of the federal social security act or its  
 17 successor program.

18 The moneys hereby appropriated are to be available for payment of aid  
 19 heretofore accrued or hereafter to accrue to municipalities, and to  
 20 providers of medical services pursuant to section 367-b of the  
 21 social services law, and for payment of state aid to municipalities  
 22 and to providers of family care where payment systems through the  
 23 fiscal intermediaries are not operational, shall be available to the  
 24 department net of disallowances, refunds, reimbursements, and cred-  
 25 its.

26 Notwithstanding any other provision of law, the money hereby appropri-  
 27 ated may be increased or decreased by interchange, with any appro-  
 28 priation of the department of health and the office of medicaid  
 29 inspector general and may be increased or decreased by transfer or  
 30 suballocation between these appropriated amounts and appropriations  
 31 of the office of mental health, office of mental retardation and  
 32 developmental disabilities, the office of alcoholism and substance  
 33 abuse services, the department of family assistance office of tempo-  
 34 rary and disability assistance, office of children and family  
 35 services, and state office for the aging with the approval of the  
 36 director of the budget, who shall file such approval with the  
 37 department of audit and control and copies thereof with the chairman  
 38 of the senate finance committee and the chairman of the assembly  
 39 ways and means committee.

40 Notwithstanding any inconsistent provision of law, in lieu of payments  
 41 authorized by the social services law, or payments of federal funds  
 42 otherwise due to the local social services districts for programs  
 43 provided under the federal social security act or the federal food  
 44 stamp act, funds herein appropriated, in amounts certified by the  
 45 state commissioner of temporary and disability assistance or the  
 46 state commissioner of health as due from local social services  
 47 districts each month as their share of payments made pursuant to  
 48 section 367-b of the social services law may be set aside by the  
 49 state comptroller in an interest-bearing account in order to ensure  
 50 the orderly and prompt payment of providers under section 367-b of  
 51 the social services law pursuant to an estimate provided by the  
 52 commissioner of health of each local social services district's  
 53 share of payments made pursuant to section 367-b of the social  
 54 services law.

55 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
 56 the public health law, subdivision 2-b of section 2808 of the public  
 57 health law, section 21 of chapter 1 of the laws of 1999, and any  
 58 other contrary provision of law, in determining rates of payments by  
 59 state governmental agencies effective for services provided on and  
 60 after April 1, 2010 through March 31, 2011, for inpatient and outpa-  
 61 tient services provided by general hospitals, for inpatient services  
 62 and adult day health care outpatient services provided by residen-

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1 tial health care facilities pursuant to article 28 of the public  
 2 health law, except for residential health care facilities that  
 3 provide extensive nursing, medical, psychological and counseling  
 4 support services to children, for home health care services provided  
 5 pursuant to article 36 of the public health law by certified home  
 6 health agencies, long term home health care programs and AIDS home  
 7 care programs, and for personal care services provided pursuant to  
 8 section 365-a of the social services law, the commissioner of health  
 9 shall apply zero trend factor projections attributable to the 2010  
 10 calendar year in accordance with paragraph (c) of subdivision 10 of  
 11 section 2807-c of the public health law, provided, however, that  
 12 such zero trend factor projections for such 2010 calendar year shall  
 13 also be applied to rates of payment for personal care services  
 14 provided in those local social services districts, including New  
 15 York city, whose rates of payment for such services are established  
 16 by such local social services districts pursuant to a rate-setting  
 17 exemption issued by the commissioner of health to such local social  
 18 services districts in accordance with applicable regulations, and  
 19 provided further, however, that for rates of payment for assisted  
 20 living program services provided on and after April 1, 2010 through  
 21 March 31, 2011, trend factor projections attributable to the 2010  
 22 calendar year shall be established at zero percent.

23 For services and expenses of the medical assistance program including  
 24 hospital inpatient services.

25 Notwithstanding any inconsistent provision of law, rule or regulation  
 26 and subject to the availability of federal financial participation,  
 27 for the period July 1, 2010 through March 31, 2011, hospital inpa-  
 28 tient rate adjustments shall be made in accordance with regulations  
 29 which the commissioner of health shall promulgate in accordance with  
 30 the provisions of subparagraph (v) of paragraph (b) of subdivision  
 31 35 of section 2807-c of the public health law and which shall be  
 32 effective on and after July 1, 2010 that incorporate quality related  
 33 measures pertaining to potentially preventable readmissions. Such  
 34 regulations shall incorporate a risk adjusted comparison of the  
 35 actual and expected number of potentially preventable readmissions  
 36 in a given hospital with benchmarks established by the commissioner  
 37 of health, provided, however, that the application of such regu-  
 38 lations shall result in an aggregate reduction in medicaid payments  
 39 of no less than \$35,000,000 for the period July 1, 2010 through  
 40 March 31, 2011, provided, however, that for the period July 1, 2010  
 41 through March 31, 2011 such rate adjustments shall not reflect the  
 42 application of this section to behavioral health readmissions.

43 Notwithstanding any inconsistent provision of law, rule or regulation,  
 44 hospital inpatient rate adjustments made in accordance with the  
 45 methodology specified in subdivision 6 of section 2500-d of the  
 46 public health law shall be reduced by up to \$1,000,000 for the peri-  
 47 od April 1, 2010 through March 31, 2011; provided, however, if this  
 48 act provides sufficient additional funding to support such rate  
 49 adjustments without the aggregate reductions, then the provisions of  
 50 this section shall be deemed null and void as of March 31, 2010 ....

51 4,435,794,000 ..... (re. \$229,000,000)

52 For services and expenses of the medical assistance program including  
 53 hospital outpatient and emergency room services .....

54 982,403,000 ..... (re. \$158,000,000)

55 For services and expenses of the medical assistance program including  
 56 clinic services ... 928,570,000 ..... (re. \$222,381,000)

57 For services and expenses of the medical assistance program including  
 58 other long term care services.

59 Notwithstanding any inconsistent provision of law, rule or regulation  
 60 to the contrary, for the period April 1, 2010 through March 31,  
 61 2011, for purposes of operating the long term care assessment center  
 62 demonstration program pursuant to section 367-w of the social

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1 services law, the department of health shall designate one or more  
 2 long-term care assessment centers to be established in and together  
 3 serve an entire county within the city of New York and shall design-  
 4 nate a long term care assessment center to be established in another  
 5 region consisting of one or more contiguous counties elsewhere in  
 6 the state. Provided, however, if this act appropriates sufficient  
 7 additional funds to support operation of the long term care assess-  
 8 ment center demonstration program through one assessment center in a  
 9 county within the city of New York, then the provisions of this  
 10 appropriation shall be deemed null and void.

11 Notwithstanding any inconsistent provision of law, rule or regulation  
 12 to the contrary, for the period April 1, 2010 through March 31,  
 13 2011, continued provision of long term home health care program,  
 14 AIDS home care program or certified home health agency services paid  
 15 for by government funds shall be based upon a comprehensive assess-  
 16 ment of the medical, social and environmental needs of the recipient  
 17 of the services which shall be performed at least every 180 days by  
 18 the provider of a long term home health care program, AIDS home care  
 19 program or the certified home health agency providing services for  
 20 the patient and the local department of social services; provided,  
 21 however, if this act appropriates sufficient additional funds to  
 22 require that such assessments be performed no less frequently than  
 23 once every 120 days, then the provisions of this paragraph shall not  
 24 apply and shall be considered null and void as of March 31, 2010 ...  
 25 3,248,511,000 ..... (re. \$334,100,000)

26 For services and expenses of the medical assistance program including  
 27 pharmacy services.

28 Notwithstanding any law, rule or regulation to the contrary, for the  
 29 period April 1, 2010 through March 31, 2011, the commissioner of  
 30 health shall provide five days public notice on the department's  
 31 website of any recommendations developed by the pharmacy and thera-  
 32 peutics committee regarding the preferred drug program; provided  
 33 however that, if this act appropriates sufficient additional funds  
 34 to permit the commissioner to provide thirty days public notice on  
 35 the department's website of any such recommendations, the provisions  
 36 of this paragraph shall not apply and shall be considered null and  
 37 void as of March 31, 2010 .....  
 38 2,525,100,000 ..... (re. \$193,303,000)

39 For services and expenses of the medical assistance program including  
 40 noninstitutional and other spending.

41 Notwithstanding any inconsistent provision of law, rule or regulation  
 42 to the contrary, for the period April 1, 2010 through March 31,  
 43 2011: (i) any utilization controls on occupational therapy or phys-  
 44 ical therapy services under the Medicaid program, including, but not  
 45 limited to, prior approval of services, utilization thresholds or  
 46 other limitations imposed on such therapy services in relation to a  
 47 chronic condition in clinics certified under article 28 of the  
 48 public health law or article 16 of the mental hygiene law shall be  
 49 developed by the department of health in concurrence with the office  
 50 of mental retardation and developmental disabilities; (ii) such  
 51 utilization controls shall be in accord with nationally recognized  
 52 professional standards and, in the event that nationally recognized  
 53 standards do not exist, such thresholds shall be based upon reason-  
 54 ably recognized professional standards of those with a specific  
 55 expertise in treating individuals served by clinics certified under  
 56 article 28 of the public health law or article 16 of the mental  
 57 hygiene law; and (iii) prior approval by the department of health of  
 58 a physical therapy evaluation or an occupational therapy evaluation  
 59 by a qualified practitioner practicing within the scope of such  
 60 practitioner's licensure shall not be required; provided that the  
 61 department of health may require prior approval for treatment as  
 62 recommended by such an evaluation and, in the event that prior

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1 approval is required, and the department of health fails to make a  
2 determination within eight days of presentation of a treatment  
3 request for physical or occupational therapy services, the depart-  
4 ment of health shall automatically approve four therapy visits; and  
5 provided, further, that if, upon completion of such four therapy  
6 visits, the department has not yet rendered a determination on the  
7 request for physical or occupational therapy services, the depart-  
8 ment shall automatically approve an additional four therapy visits  
9 and that such subsequent automatic approval shall be issued in the  
10 same manner until such time as the department issues a determi-  
11 nation, but in no event shall such approvals exceed the number of  
12 services or the period of time recommended by the evaluation; and  
13 provided further that, in the case of any denial of a prior approval  
14 request for physical therapy or occupational therapy, the department  
15 of health shall provide a reasonable opportunity for the qualified  
16 practitioner to provide his or her assessment of the beneficiary's  
17 physical and functional status as documented in a treatment plan  
18 with reasonable and obtainable goals; and provided further that, if  
19 the qualified practitioner provides documentation that is in accord  
20 with reasonably recognized professional standards, the recommended  
21 treatment plan shall be final, and the prior approval request shall  
22 be approved. Provided, however, if this act appropriates sufficient  
23 additional funds to permit payment under the Medicaid program for  
24 occupational therapy and physical therapy without the utilization  
25 control and prior approval features described in this appropriation,  
26 then the provisions of this paragraph shall not apply and shall be  
27 considered null and void as of March 31, 2010.

28 Notwithstanding any inconsistent provision of law, rule or regulation  
29 to the contrary, for the period April 1, 2010 through March 31,  
30 2011, moneys paid by an applicant or recipient of supplemental secu-  
31 rity income benefits under section 209 of the social services law or  
32 of medical assistance under section 366 of such law, to a funeral  
33 firm, funeral director, undertaker, cemetery, or any other person,  
34 firm or corporation, under or in connection with an agreement, or  
35 any option to enter into an agreement, for the sale of merchandise  
36 to be used in connection with a funeral or burial, or for the  
37 furnishing of personal services of a funeral director or undertaker,  
38 wherein the merchandise is not to be actually physically delivered  
39 or the personal services are not to be rendered until the occurrence  
40 of the death of the person for whose funeral or burial such merchan-  
41 dise or services are to be furnished, shall be placed into an irrev-  
42 ocable trust if the person for whose funeral or burial such merchan-  
43 dise or services are to be furnished is a family member of such  
44 applicant and recipient. Under the terms of such an irrevocable  
45 trust, such applicant or recipient (and after the death of such  
46 applicant or recipient, the family member) shall have the right to  
47 select any funeral firm, funeral director, undertaker, cemetery or  
48 any other person, firm or corporation to whom such payment is made  
49 and to change such selection any time to any type of funeral or any  
50 funeral firm, funeral director, cemetery or any other person, firm  
51 or corporation to whom such payment is made, located in the state of  
52 New York or any other state. Any funds remaining in such an irrev-  
53 ocable trust after the payment of all funeral expenses must be paid  
54 over to the social services official responsible for arranging for  
55 burials under section 141 of the social services law in the local  
56 government subdivision where the decedent resided. Any such agree-  
57 ment, and any promotional literature prepared by a funeral firm,  
58 funeral director, undertaker, cemetery, or any other person, firm or  
59 corporation for prearranged funeral and burial services must contain  
60 language disclosing the irrevocable nature of burial trusts estab-  
61 lished for a family member by an applicant or recipient of supple-  
62 mental security income benefits or medical assistance. Provided,



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1 however, if this act appropriates sufficient additional funds to  
 2 permit such agreements purchased for family members by applicants or  
 3 recipients of supplemental security income benefits or medical  
 4 assistance to be revocable, then the provisions of this paragraph  
 5 shall not apply and shall be considered null and void as of March  
 6 31, 2010 ... 4,300,376,000 ..... (re. \$680,481,000)  
 7

8 By chapter 54, section 1, of the laws of 2009:

9 For services and expenses of the medical assistance program including  
 10 noninstitutional and other spending .....  
 11 4,002,369,000 ..... (re. \$400,000,000)

12 Notwithstanding any other provision of law, the money herein appropri-  
 13 ated, together with any available federal matching funds, is avail-  
 14 able for transfer or suballocation to the state university of New  
 15 York and its subsidiaries, or to contract without competition for  
 16 services with the state university of New York research foundation,  
 17 to provide support for the administration of the medical assistance  
 18 program including activities such as dental prior approval, retro-  
 19 spective and prospective drug utilization review, development of  
 20 evidence based utilization thresholds, data analysis, clinical  
 21 consultation and peer review, clinical support for the pharmacy and  
 22 therapeutic committee, and other activities related to utilization  
 23 management for the medicaid program .....  
 24 6,000,000 ..... (re. \$6,000,000)  
 25

26 Special Revenue Funds - Other  
 27 HCRA Resources Fund  
 28 Indigent Care Account  
 29

30 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 31 hereby amended and reappropriated to read:

32 Notwithstanding section 40 of state finance law or any other law to  
 33 the contrary, all medical assistance appropriations made from this  
 34 account shall remain in full force and effect in accordance, in the  
 35 aggregate, with the following schedule: not more than 50 percent for  
 36 the period April 1, 2011 to March 31, 2012; [50 percent] and the  
 37 remaining amount for the period April 1, 2012 to [March 31]  
 38 September 15, 2013.

39 Notwithstanding section 40 of the state finance law or any provision  
 40 of law to the contrary, subject to federal approval, department of  
 41 health state funds medicaid spending, excluding payments for medical  
 42 services provided at state facilities operated by the office of  
 43 mental health, the office for people with developmental disabilities  
 44 and the office of alcoholism and substance abuse services and  
 45 further excluding any payments which are not appropriated within the  
 46 department of health, in the aggregate, for the period April 1, 2011  
 47 through March 31, 2012, shall not exceed \$15,326,576,000 except as  
 48 provided below and state share medicaid spending, in the aggregate,  
 49 for the period April 1, 2012 through March 31, 2013, shall not  
 50 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall  
 51 department of health state funds medicaid spending for the period  
 52 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]  
 53 \$31,243,239,000 provided, however, such aggregate limits may be  
 54 adjusted by the director of the budget to account for any changes in  
 55 the New York state federal medical assistance percentage amount  
 56 established pursuant to the federal social security act, increases  
 57 in provider revenues, reductions in local social services district  
 58 payments for medical assistance administration and beginning April  
 59 1, 2012 the operational costs of the New York state medical  
 60 indemnity fund, pursuant to a chapter establishing such fund. The  
 61 director of the budget, in consultation with the commissioner of  
 62 health, shall assess on monthly basis known and projected medicaid

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1 expenditures by category of service and by geographic region, as  
2 determined by the commissioner of health, incurred both prior to and  
3 subsequent to such assessment for each such period, and if the  
4 director of the budget determines that such expenditures are  
5 expected to cause medicaid spending for such period to exceed the  
6 aggregate limit specified herein for such period, the state medicaid  
7 director, in consultation with the director of the budget and the  
8 commissioner of health, shall develop a medicaid savings allocation  
9 plan to limit such spending to the aggregate limit specified herein  
10 for such period.

11 Such medicaid savings allocation plan shall be designed, to reduce the  
12 expenditures authorized by the appropriations herein in compliance  
13 with the following guidelines: (1) reductions shall be made in  
14 compliance with applicable federal law, including the provisions of  
15 the Patient Protection and Affordable Care Act, Public Law No. 111-  
16 148, and the Health Care and Education Reconciliation Act of 2010,  
17 Public Law No. 111-152 (collectively "Affordable Care Act") and any  
18 subsequent amendments thereto or regulations promulgated thereunder;  
19 (2) reductions shall be made in a manner that complies with the  
20 state medicaid plan approved by the federal centers for medicare and  
21 medicaid services, provided, however, that the commissioner of  
22 health is authorized to submit any state plan amendment or seek  
23 other federal approval, including waiver authority, to implement the  
24 provisions of the medicaid savings allocation plan that meets the  
25 other criteria set forth herein; (3) reductions shall be made in a  
26 manner that maximizes federal financial participation, to the extent  
27 practicable, including any federal financial participation that is  
28 available or is reasonably expected to become available, in the  
29 discretion of the commissioner, under the Affordable Care Act; (4)  
30 reductions shall be made uniformly among categories of services and  
31 geographic regions of the state, to the extent practicable, and  
32 shall be made uniformly within a category of service, to the extent  
33 practicable, except where the commissioner determines that there are  
34 sufficient grounds for non-uniformity, including but not limited to:  
35 the extent to which specific categories of services contributed to  
36 department of health medicaid state funds spending in excess of the  
37 limits specified herein; the need to maintain safety net services in  
38 underserved communities; or the potential benefits of pursuing  
39 innovative payment models contemplated by the Affordable Care Act,  
40 in which case such grounds shall be set forth in the medicaid  
41 savings allocation plan; and (5) reductions shall be made in a  
42 manner that does not unnecessarily create administrative burdens to  
43 medicaid applicants and recipients or providers.

44 The commissioner shall seek the input of the legislature, as well as  
45 organizations representing health care providers, consumers,  
46 businesses, workers, health insurers, and others with relevant  
47 expertise, in developing such medicaid savings allocation plan, to  
48 the extent that all or part of such plan, in the discretion of the  
49 commissioner, is likely to have a material impact on the overall  
50 medicaid program, particular categories of service or particular  
51 geographic regions of the states.

52 The commissioner shall post the medicaid savings allocation plan on  
53 the department of health's website and shall provide written copies  
54 of such plan to the chairs of the senate finance and the assembly  
55 ways and means committees at least 30 days before the date on which  
56 implementation is expected to begin.

57 The commissioner may revise the medicaid savings allocation plan  
58 subsequent to the provisions of notice and prior to implementation  
59 but need provide a new notice pursuant to subparagraph (i) of this  
60 paragraph only if the commissioner determines, in his or her  
61 discretion, that such revisions materially alter the plan.

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1 Notwithstanding the provisions of paragraphs (a) and (b) of this  
2 subdivision, the commissioner need not seek the input described in  
3 paragraph (a) of this subdivision or provide notice pursuant to  
4 paragraph (b) of this paragraph if, in the discretion of the  
5 commissioner, expedited development and implementation of a medicaid  
6 savings allocation plan is necessary due to a public health  
7 emergency.

8 For purposes of this section, a public health emergency is defined as:

9 (i) a disaster, natural or otherwise, that significantly increases  
10 the immediate need for health care personnel in an area of the  
11 state; (ii) an event or condition that creates a widespread risk of  
12 exposure to a serious communicable disease, or the potential for  
13 such widespread risk of exposure; or (iii) any other event or  
14 condition determined by the commissioner to constitute an imminent  
15 threat to public health.

16 Nothing in this paragraph shall be deemed to prevent all or part of  
17 such medicaid savings allocation plan from taking effect  
18 retroactively to the extent permitted by the federal centers for  
19 medicare and medicaid services.

20 In accordance with the medicaid savings allocation plan, the  
21 commissioner of the department of health shall reduce department of  
22 health state funds medicaid spending by the amount of the projected  
23 overspending through, actions including, but not limited to  
24 modifying or suspending reimbursement methods, including but not  
25 limited to all fees, premium levels and rates of payment,  
26 notwithstanding any provision of law that sets a specific amount or  
27 methodology for any such payments or rates of payment; modifying  
28 medicaid program benefits; seeking all necessary federal approvals,  
29 including, but not limited to waivers, waiver amendments; and  
30 suspending time frames for notice, approval or certification of rate  
31 requirements, notwithstanding any provision of law, rule or  
32 regulation to the contrary, including but not limited to sections  
33 2807 and 3614 of the public health law, section 18 of chapter 2 of  
34 the laws of 1988, and 18 NYCRR 505.14(h).

35 The department of health shall prepare a monthly report that sets  
36 forth: (a) known and projected department of health medicaid  
37 expenditures as described in subdivision 1 of this section; and (b)  
38 the actions taken to implement any medicaid savings allocation plan  
39 implemented pursuant to subdivision 4 of this section, including  
40 information concerning the impact of such actions on each category  
41 of service and each geographic region of the state. Each such  
42 monthly report shall be provided to the chairs of the senate finance  
43 and the assembly ways and means committees and shall be posted on  
44 the department of health's website in a timely manner.

45 For the purpose of making payments to providers of medical care  
46 pursuant to section 367-b of the social services law, and for  
47 payment of state aid to municipalities where payment systems through  
48 fiscal intermediaries are not operational, to reimburse such  
49 providers for costs attributable to the provision of care to  
50 patients eligible for medical assistance. Payments from this  
51 appropriation to general hospitals related to indigent care pursuant  
52 to article 28 of the public health law respectively, when combined  
53 with federal funds for services and expenses for the medical  
54 assistance program pursuant to title XIX of the federal social  
55 security act or its successor program, shall equal the amount of the  
56 funds received related to health care reform act allowances and  
57 surcharges pursuant to article 28 of the public health law and  
58 deposited to this account less any such amounts withheld pursuant to  
59 subdivision 21 of section 2807-c of the public health law.  
60 Notwithstanding any inconsistent provision of law, the moneys hereby  
61 appropriated may be increased or decreased by interchange or  
62 transfer with any appropriation of the department of health with the

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1 approval of the director of the budget, who shall file such approval  
 2 with the department of audit and control and copies thereof with the  
 3 chairman of the senate finance committee and the chairman of the  
 4 assembly ways and means committee .....  
 5 1,583,000,000..... (re. \$1,583,000,000)  
 6

7 Special Revenue Funds - Other  
 8 HCRA Resources Fund  
 9 Medical Assistance Account  
 10

11 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 12 hereby amended and reappropriated to read:

13 Notwithstanding section 40 of state finance law or any other law to  
 14 the contrary, all medical assistance appropriations made from this  
 15 account shall remain in full force and effect in accordance, in the  
 16 aggregate, with the following schedule: not more than 46.6 percent  
 17 for the period April 1, 2011 to March 31, 2012; [53.4 percent] and  
 18 the remaining amount for the period April 1, 2012 to [March 31]  
 19 September 15, 2013.

20 Notwithstanding section 40 of the state finance law or any provision  
 21 of law to the contrary, subject to federal approval, department of  
 22 health state funds medicaid spending, excluding payments for medical  
 23 services provided at state facilities operated by the office of  
 24 mental health, the office for people with developmental disabilities  
 25 and the office of alcoholism and substance abuse services and  
 26 further excluding any payments which are not appropriated within the  
 27 department of health, in the aggregate, for the period April 1, 2011  
 28 through March 31, 2012, shall not exceed \$15,326,576,000 except as  
 29 provided below and state share medicaid spending, in the aggregate,  
 30 for the period April 1, 2012 through March 31, 2013, shall not  
 31 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall  
 32 department of health state funds medicaid spending for the period  
 33 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]  
 34 \$31,243,239,000 provided, however, such aggregate limits may be  
 35 adjusted by the director of the budget to account for any changes in  
 36 the New York state federal medical assistance percentage amount  
 37 established pursuant to the federal social security act, increases  
 38 in provider revenues, reductions in local social services district  
 39 payments for medical assistance administration and beginning April  
 40 1, 2012 the operational costs of the New York state medical  
 41 indemnity fund, pursuant to a chapter establishing such fund. The  
 42 director of the budget, in consultation with the commissioner of  
 43 health, shall assess on a monthly basis known and projected medicaid  
 44 expenditures by category of service and by geographic region, as  
 45 determined by the commissioner of health, incurred both prior to and  
 46 subsequent to such assessment for each such period, and if the  
 47 director of the budget determines that such expenditures are  
 48 expected to cause medicaid spending for such period to exceed the  
 49 aggregate limit specified herein for such period, the state medicaid  
 50 director, in consultation with the director of the budget and the  
 51 commissioner of health, shall develop a medicaid savings allocation  
 52 plan to limit such spending to the aggregate limit specified herein  
 53 for such period.

54 Such medicaid savings allocation plan shall be designed, to reduce the  
 55 expenditures authorized by the appropriations herein in compliance  
 56 with the following guidelines: (1) reductions shall be made in  
 57 compliance with applicable federal law, including the provisions of  
 58 the Patient Protection and Affordable Care Act, Public Law No. 111-  
 59 148, and the Health Care and Education Reconciliation Act of 2010,  
 60 Public Law No. 111-152 (collectively "Affordable Care Act") and any  
 61 subsequent amendments thereto or regulations promulgated thereunder;  
 62 (2) reductions shall be made in a manner that complies with the

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1 state medicaid plan approved by the federal centers for medicare and  
2 medicaid services, provided, however, that the commissioner of  
3 health is authorized to submit any state plan amendment or seek  
4 other federal approval, including waiver authority, to implement the  
5 provisions of the medicaid savings allocation plan that meets the  
6 other criteria set forth herein; (3) reductions shall be made in a  
7 manner that maximizes federal financial participation, to the extent  
8 practicable, including any federal financial participation that is  
9 available or is reasonably expected to become available, in the  
10 discretion of the commissioner, under the Affordable Care Act; (4)  
11 reductions shall be made uniformly among categories of services and  
12 geographic regions of the state, to the extent practicable, and  
13 shall be made uniformly within a category of service, to the extent  
14 practicable, except where the commissioner determines that there are  
15 sufficient grounds for non-uniformity, including but not limited to:  
16 the extent to which specific categories of services contributed to  
17 department of health medicaid state funds spending in excess of the  
18 limits specified herein; the need to maintain safety net services in  
19 underserved communities; or the potential benefits of pursuing  
20 innovative payment models contemplated by the Affordable Care Act,  
21 in which case such grounds shall be set forth in the medicaid  
22 savings allocation plan; and (5) reductions shall be made in a  
23 manner that does not unnecessarily create administrative burdens to  
24 medicaid applicants and recipients or providers.

25 The commissioner shall seek the input of the legislature, as well as  
26 organizations representing health care providers, consumers,  
27 businesses, workers, health insurers, and others with relevant  
28 expertise, in developing such medicaid savings allocation plan, to  
29 the extent that all or part of such plan, in the discretion of the  
30 commissioner, is likely to have a material impact on the overall  
31 medicaid program, particular categories of service or particular  
32 geographic regions of the states.

33 The commissioner shall post the medicaid savings allocation plan on  
34 the department of health's website and shall provide written copies  
35 of such plan to the chairs of the senate finance and the assembly  
36 ways and means committees at least 30 days before the date on which  
37 implementation is expected to begin.

38 The commissioner may revise the medicaid savings allocation plan  
39 subsequent to the provisions of notice and prior to implementation  
40 but need provide a new notice pursuant to subparagraph (i) of this  
41 paragraph only if the commissioner determines, in his or her  
42 discretion, that such revisions materially alter the plan.

43 Notwithstanding the provisions of paragraphs (a) and (b) of this  
44 subdivision, the commissioner need not seek the input described in  
45 paragraph (a) of this subdivision or provide notice pursuant to  
46 paragraph (b) of this paragraph if, in the discretion of the  
47 commissioner, expedited development and implementation of a medicaid  
48 savings allocation plan is necessary due to a public health  
49 emergency.

50 For purposes of this section, a public health emergency is defined as:  
51 (i) a disaster, natural or otherwise, that significantly increases  
52 the immediate need for health care personnel in an area of the  
53 state; (ii) an event or condition that creates a widespread risk of  
54 exposure to a serious communicable disease, or the potential for  
55 such widespread risk of exposure; or (iii) any other event or  
56 condition determined by the commissioner to constitute an imminent  
57 threat to public health.

58 Nothing in this paragraph shall be deemed to prevent all or part of  
59 such medicaid savings allocation plan from taking effect  
60 retroactively to the extent permitted by the federal centers for  
61 medicare and medicaid services.

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 In accordance with the medicaid savings allocation plan, the  
 2 commissioner of the department of health shall reduce department of  
 3 health state funds medicaid spending by the amount of the projected  
 4 overspending through, actions including, but not limited to  
 5 modifying or suspending reimbursement methods, including but not  
 6 limited to all fees, premium levels and rates of payment,  
 7 notwithstanding any provision of law that sets a specific amount or  
 8 methodology for any such payments or rates of payment; modifying  
 9 medicaid program benefits; seeking all necessary federal approvals,  
 10 including, but not limited to waivers, waiver amendments; and  
 11 suspending time frames for notice, approval or certification of rate  
 12 requirements, notwithstanding any provision of law, rule or  
 13 regulation to the contrary, including but not limited to sections  
 14 2807 and 3614 of the public health law, section 18 of chapter 2 of  
 15 the laws of 1988, and 18 NYCRR 505.14(h).

16 The department of health shall prepare a monthly report that sets  
 17 forth: (a) known and projected department of health medicaid  
 18 expenditures as described in subdivision 1 of this section; and (b)  
 19 the actions taken to implement any medicaid savings allocation plan  
 20 implemented pursuant to subdivision 4 of this section, including  
 21 information concerning the impact of such actions on each category  
 22 of service and each geographic region of the state. Each such  
 23 monthly report shall be provided to the chairs of the senate finance  
 24 and the assembly ways and means committees and shall be posted on  
 25 the department of health's website in a timely manner.

26 For the purpose of making payments, the money hereby appropriated is  
 27 available for payment of aid heretofore accrued or hereafter  
 28 accrued, to providers of medical care pursuant to section 367-b of  
 29 the social services law, and for payment of state aid to  
 30 municipalities and the federal government where payment systems  
 31 through fiscal intermediaries are not operational, to reimburse such  
 32 providers for costs attributable to the provision of care to  
 33 patients eligible for medical assistance. Notwithstanding any  
 34 inconsistent provision of law, the moneys hereby appropriated may be  
 35 increased or decreased by interchange or transfer with any  
 36 appropriation of the department of health with the approval of the  
 37 director of the budget, who shall file such approval with the  
 38 department of audit and control and copies thereof with the chairman  
 39 of the senate finance committee and the chairman of the assembly  
 40 ways and means committee.

41 For services and expenses related to the medical assistance program  
 42 ... 292,800,000 ..... (re. \$292,800,000)  
 43 For services and expenses of the medical assistance program related to  
 44 the treatment of breast and cervical cancer .....  
 45 4,200,000 ..... (re. \$4,200,000)  
 46 For services and expenses of the medical assistance program related to  
 47 primary care case management. All or a portion of this appropriation  
 48 may be transferred to state operations appropriations .....  
 49 4,000,000 ..... (re. \$4,000,000)  
 50 For services and expenses of the medical assistance program related to  
 51 disabled persons ... 47,000,000 ..... (re. \$47,000,000)  
 52 For services and expenses of the medical assistance program related to  
 53 physician services ... 170,400,000 ..... (re. \$170,400,000)  
 54 For services and expenses of the medical assistance program related,  
 55 but not limited to, pharmacy, inpatient, and nursing home services  
 56 ... 5,080,809,000 ..... (re. \$5,080,809,000)  
 57 For services and expenses of the medical assistance program related to  
 58 the city of New York ... 249,400,000 ..... (re. \$249,400,000)  
 59

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses of the medical assistance program related to  
 2 providing distributions for supplemental medical insurance for  
 3 medicare part B premiums, physician services, outpatient services,  
 4 medical equipment, supplies and other health services .....  
 5 136,000,000 ..... (re. \$136,000,000)  
 6 For services and expenses of the medical assistance program related to  
 7 the family health plus program .....  
 8 1,278,800,000 ..... (re. \$1,278,800,000)  
 9 For services and expenses of the medical assistance program related to  
 10 providing financial assistance to residential health care facilities  
 11 ... 30,000,000 ..... (re. \$30,000,000)  
 12 For services and expenses of the medical assistance program related to  
 13 supporting workforce recruitment and retention of personal care  
 14 services or any worker with direct patient care responsibility for  
 15 local social service districts which include a city with a  
 16 population of over one million persons .....  
 17 272,000,000 ..... (re. \$272,000,000)  
 18 For services and expenses of the medical assistance program related to  
 19 supporting workforce recruitment and retention of personal care  
 20 services for local social service districts that do not include a  
 21 city with a population of over one million persons .....  
 22 22,400,000 ..... (re. \$22,400,000)  
 23 For services and expenses of the medical assistance program related to  
 24 supporting rate increases for certified home health agencies, long  
 25 term home health care programs, AIDS home care programs, hospice  
 26 programs, managed long term care plans and approved managed long  
 27 term care operating demonstrations for recruitment and retention of  
 28 health care workers ... 100,000,000 ..... (re. \$100,000,000)  
 29  
 30 Special Revenue Funds - Other  
 31 Miscellaneous Special Revenue Fund  
 32 Medical Assistance Account  
 33

34 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
 35 hereby amended and reappropriated to read:  
 36 Notwithstanding section 40 of state finance law or any other law to  
 37 the contrary, all medical assistance appropriations made from this  
 38 account shall remain in full force and effect in accordance, in the  
 39 aggregate, with the following schedule: not more than 51.1 percent  
 40 for the period April 1, 2011 to March 31, 2012; [48.9 percent] and  
 41 the remaining amount for the period April 1, 2012 to [March 31]  
 42 September 15, 2013.  
 43 Notwithstanding section 40 of the state finance law or any provision  
 44 of law to the contrary, subject to federal approval, department of  
 45 health state funds medicaid spending, excluding payments for medical  
 46 services provided at state facilities operated by the office of  
 47 mental health, the office for people with developmental disabilities  
 48 and the office of alcoholism and substance abuse services and  
 49 further excluding any payments which are not appropriated within the  
 50 department of health, in the aggregate, for the period April 1, 2011  
 51 through March 31, 2012, shall not exceed \$15,326,576,000 except as  
 52 provided below and state share medicaid spending, in the aggregate,  
 53 for the period April 1, 2012 through March 31, 2013, shall not  
 54 exceed [\$15,939,663,000] \$15,916,663,000, but in no event shall  
 55 department of health state funds medicaid spending for the period  
 56 April 1, 2011 through March 31, 2013 exceed [\$31,266,239,000]  
 57 \$31,243,239,000 provided, however, such aggregate limits may be  
 58 adjusted by the director of the budget to account for any changes in  
 59 the New York state federal medical assistance percentage amount  
 60 established pursuant to the federal social security act, increases  
 61 in provider revenues, reductions in local social services district  
 62 payments for medical assistance administration and beginning April

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 1, 2012 the operational costs of the New York state medical  
2 indemnity fund, pursuant to a chapter establishing such fund. The  
3 director of the budget, in consultation with the commissioner of  
4 health, shall assess on monthly basis known and projected medicaid  
5 expenditures by category of service and by geographic region, as  
6 determined by the commissioner of health, incurred both prior to and  
7 subsequent to such assessment for each such period, and if the  
8 director of the budget determines that such expenditures are  
9 expected to cause medicaid spending for such period to exceed the  
10 aggregate limit specified herein for such period, the state medicaid  
11 director, in consultation with the director of the budget and the  
12 commissioner of health, shall develop a medicaid savings allocation  
13 plan to limit such spending to the aggregate limit specified herein  
14 for such period.

15 Such medicaid savings allocation plan shall be designed, to reduce the  
16 expenditures authorized by the appropriations herein in compliance  
17 with the following guidelines: (1) reductions shall be made in  
18 compliance with applicable federal law, including the provisions of  
19 the Patient Protection and Affordable Care Act, Public Law No. 111-  
20 148, and the Health Care and Education Reconciliation Act of 2010,  
21 Public Law No. 111-152 (collectively "Affordable Care Act") and any  
22 subsequent amendments thereto or regulations promulgated thereunder;  
23 (2) reductions shall be made in a manner that complies with the  
24 state medicaid plan approved by the federal centers for medicare and  
25 medicaid services, provided, however, that the commissioner of  
26 health is authorized to submit any state plan amendment or seek  
27 other federal approval, including waiver authority, to implement the  
28 provisions of the medicaid savings allocation plan that meets the  
29 other criteria set forth herein; (3) reductions shall be made in a  
30 manner that maximizes federal financial participation, to the extent  
31 practicable, including any federal financial participation that is  
32 available or is reasonably expected to become available, in the  
33 discretion of the commissioner, under the Affordable Care Act; (4)  
34 reductions shall be made uniformly among categories of services and  
35 geographic regions of the state, to the extent practicable, and  
36 shall be made uniformly within a category of service, to the extent  
37 practicable, except where the commissioner determines that there are  
38 sufficient grounds for non-uniformity, including but not limited to:  
39 the extent to which specific categories of services contributed to  
40 department of health medicaid state funds spending in excess of the  
41 limits specified herein; the need to maintain safety net services in  
42 underserved communities; or the potential benefits of pursuing  
43 innovative payment models contemplated by the Affordable Care Act,  
44 in which case such grounds shall be set forth in the medicaid  
45 savings allocation plan; and (5) reductions shall be made in a  
46 manner that does not unnecessarily create administrative burdens to  
47 medicaid applicants and recipients or providers.

48 The commissioner shall seek the input of the legislature, as well as  
49 organizations representing health care providers, consumers,  
50 businesses, workers, health insurers, and others with relevant  
51 expertise, in developing such medicaid savings allocation plan, to  
52 the extent that all or part of such plan, in the discretion of the  
53 commissioner, is likely to have a material impact on the overall  
54 medicaid program, particular categories of service or particular  
55 geographic regions of the states.

56 The commissioner shall post the medicaid savings allocation plan on  
57 the department of health's website and shall provide written copies  
58 of such plan to the chairs of the senate finance and the assembly  
59 ways and means committees at least 30 days before the date on which  
60 implementation is expected to begin.

61 The commissioner may revise the medicaid savings allocation plan  
62 subsequent to the provisions of notice and prior to implementation



DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 but need provide a new notice pursuant to subparagraph (i) of this  
2 paragraph only if the commissioner determines, in his or her  
3 discretion, that such revisions materially alter the plan.  
4 Notwithstanding the provisions of paragraphs (a) and (b) of this  
5 subdivision, the commissioner need not seek the input described in  
6 paragraph (a) of this subdivision or provide notice pursuant to  
7 paragraph (b) of this paragraph if, in the discretion of the  
8 commissioner, expedited development and implementation of a medicaid  
9 savings allocation plan is necessary due to a public health  
10 emergency.  
11 For purposes of this section, a public health emergency is defined as:  
12 (i) a disaster, natural or otherwise, that significantly increases  
13 the immediate need for health care personnel in an area of the  
14 state; (ii) an event or condition that creates a widespread risk of  
15 exposure to a serious communicable disease, or the potential for  
16 such widespread risk of exposure; or (iii) any other event or  
17 condition determined by the commissioner to constitute an imminent  
18 threat to public health.  
19 Nothing in this paragraph shall be deemed to prevent all or part of  
20 such medicaid savings allocation plan from taking effect  
21 retroactively to the extent permitted by the federal centers for  
22 medicare and medicaid services.  
23 In accordance with the medicaid savings allocation plan, the  
24 commissioner of the department of health shall reduce department of  
25 health state funds medicaid spending by the amount of the projected  
26 overspending through, actions including, but not limited to  
27 modifying or suspending reimbursement methods, including but not  
28 limited to all fees, premium levels and rates of payment,  
29 notwithstanding any provision of law that sets a specific amount or  
30 methodology for any such payments or rates of payment; modifying  
31 medicaid program benefits; seeking all necessary federal approvals,  
32 including, but not limited to waivers, waiver amendments; and  
33 suspending time frames for notice, approval or certification of rate  
34 requirements, notwithstanding any provision of law, rule or  
35 regulation to the contrary, including but not limited to sections  
36 2807 and 3614 of the public health law, section 18 of chapter 2 of  
37 the laws of 1988, and 18 NYCRR 505.14(h).  
38 The department of health shall prepare a monthly report that sets  
39 forth: (a) known and projected department of health medicaid  
40 expenditures as described in subdivision 1 of this section; and (b)  
41 the actions taken to implement any medicaid savings allocation plan  
42 implemented pursuant to subdivision 4 of this section, including  
43 information concerning the impact of such actions on each category  
44 of service and each geographic region of the state. Each such  
45 monthly report shall be provided to the chairs of the senate finance  
46 and the assembly ways and means committees and shall be posted on  
47 the department of health's website in a timely manner.  
48 For the purpose of making payments to providers of medical care  
49 pursuant to section 367-b of the social services law, and for  
50 payment of state aid to municipalities and the federal government  
51 where payment systems through fiscal intermediaries are not  
52 operational, to reimburse the provision of care to patients eligible  
53 for medical assistance.  
54 For services and expenses of the medical assistance program including  
55 nursing home, personal care, certified home health agency, long term  
56 home health care program and hospital services .....  
57 1,700,500,000 ..... (re. \$1,700,500,000)  
58  
59

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OFFICE OF HEALTH INSURANCE PROGRAMS

2

3 Special Revenue Funds - Federal

4 Federal Health and Human Services Fund

5 Medical Assistance and Survey Account

6

7 The appropriation made by chapter 50, section 1, of the laws of 2011, to  
8 state operations is amended by a transferring amounts totaling  
9 \$75,000,000 to aid to localities and is amended and reappropriated  
10 to read:

11 For services and expenses for the medical assistance program and  
12 administration of the medical assistance program and survey and  
13 certification program, provided pursuant to title XIX of the federal  
14 social security act.

15 Notwithstanding any inconsistent provision of law and subject to the  
16 approval of the director of the budget, moneys hereby appropriated  
17 may be increased or decreased by transfer or suballocation between  
18 these appropriated amounts and appropriations of other state  
19 agencies and appropriations of the department of health.  
20 Notwithstanding any inconsistent provision of law and subject to  
21 approval of the director of the budget, moneys hereby appropriated  
22 may be transferred or suballocated to other state agencies for  
23 reimbursement to local government entities for services and expenses  
24 related to administration of the medical assistance program.

25	[Personal service .....	406,279,000	
26	Nonpersonal service .....	216,681,000	
27	Fringe benefits .....	195,014,000	
28	Indirect costs .....	28,440,000]	
29	<u>75,000,000</u> .....		(re. \$75,000,000)

30

31 By chapter 54, section 1, of the laws of 2010, as amended by chapter 53,  
32 section 1, of the laws of 2011:

33 For services and expenses for the medical assistance program and  
34 administration of the medical assistance program and survey and  
35 certification program, provided pursuant to title XIX of the federal  
36 social security act.

37 Notwithstanding any inconsistent provision of law and subject to the  
38 approval of the director of the budget, moneys hereby appropriated  
39 may be increased or decreased by transfer or suballocation between  
40 these appropriated amounts and appropriations of other state agen-  
41 cies and appropriations of the department of health. Notwithstand-  
42 ing any inconsistent provision of law and subject to approval of the  
43 director of the budget, moneys hereby appropriated may be trans-  
44 ferred or suballocated to other state agencies for reimbursement to  
45 local government entities for services and expenses related to  
46 administration of the medical assistance program .....  
47 75,000,000 ..... (re. \$75,000,000)

48

49 By chapter 54, section 1, of the laws of 2009, as amended by chapter 54,  
50 section 1, of the laws of 2010:

51 For services and expenses for the medical assistance program and  
52 administration of the medical assistance program and survey and  
53 certification program, provided pursuant to title XIX of the federal  
54 social security act.

55 Notwithstanding any inconsistent provision of law and subject to the  
56 approval of the director of the budget, moneys hereby appropriated  
57 may be increased or decreased by transfer or suballocation between  
58 these appropriated amounts and appropriations of other state agen-  
59 cies and appropriations of the department of health.

60 Notwithstanding any inconsistent provision of law and subject to  
61 approval of the director of the budget, moneys hereby appropriated  
62 may be transferred or suballocated to other state agencies for

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 reimbursement to local government entities for services and expenses  
 2 related to administration of the medical assistance program .....  
 3 75,000,000 ..... (re. \$23,000,000)

4  
 5 Special Revenue Funds - Other  
 6 Miscellaneous Special Revenue Fund  
 7 Federal State Health Reform Partnership Account

8  
 9 By chapter 50, section 1, of the laws of 2011:

10 Notwithstanding any inconsistent provision of law, the money  
 11 appropriated herein shall be available for services and expenses  
 12 including grants related to the federal-state health reform  
 13 partnership program and/or its successor program, provided, however,  
 14 that the section 1115 waiver demonstration which is entitled the  
 15 federal-state health reform partnership, is in effect in accordance  
 16 with the terms and conditions approved by the secretary of the  
 17 federal department of health and human services, and further  
 18 provided that funds appropriated for the federal-state health reform  
 19 partnership program are disbursed only in accordance with those  
 20 terms and conditions. Subject to the approval of the director of the  
 21 budget, moneys appropriated herein may be transferred or  
 22 suballocated to the state office for the aging and other state  
 23 agencies ... 300,000,000 ..... (re. \$300,000,000)

24  
 25 By chapter 54, section 1, of the laws of 2010:

26 Notwithstanding any inconsistent provision of law, the money appropri-  
 27 ated herein shall be available for services and expenses including  
 28 grants related to the federal-state health reform partnership  
 29 program and/or its successor program, provided, however, that the  
 30 section 1115 waiver demonstration which is entitled the federal-  
 31 state health reform partnership, is in effect in accordance with the  
 32 terms and conditions approved by the secretary of the federal  
 33 department of health and human services, and further provided that  
 34 funds appropriated for the federal-state health reform partnership  
 35 program are disbursed only in accordance with those terms and condi-  
 36 tions. Subject to the approval of the director of the budget, moneys  
 37 appropriated herein may be transferred or suballocated to the state  
 38 office for the aging and other state agencies .....  
 39 300,000,000 ..... (re. \$300,000,000)

40  
 41 By chapter 54, section 1, of the laws of 2009:

42 Notwithstanding any inconsistent provision of law, the money appropri-  
 43 ated herein shall be available for services and expenses including  
 44 grants related to the federal-state health reform partnership  
 45 program and/or its successor program, provided, however, that the  
 46 section 1115 waiver demonstration which is entitled the federal-  
 47 state health reform partnership, is in effect in accordance with the  
 48 terms and conditions approved by the secretary of the federal  
 49 department of health and human services, and further provided that  
 50 funds appropriated for the federal-state health reform partnership  
 51 program are disbursed only in accordance with those terms and condi-  
 52 tions. Subject to the approval of the director of the budget,  
 53 moneys appropriated herein may be transferred or suballocated to the  
 54 state office for the aging and other state agencies .....  
 55 300,000,000 ..... (re. \$230,000,000)

56  
 57 By chapter 54, section 1, of the laws of 2008:

58 Notwithstanding any inconsistent provision of law, the money appropri-  
 59 ated herein shall be available for services and expenses including  
 60 grants related to the federal-state health reform partnership  
 61 program and/or its successor program, provided, however, that the  
 62 section 1115 waiver demonstration which is entitled the federal-

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 state health reform partnership, is in effect in accordance with the  
 2 terms and conditions approved by the secretary of the federal  
 3 department of health and human services, and further provided that  
 4 funds appropriated for the federal-state health reform partnership  
 5 program are disbursed only in accordance with those terms and condi-  
 6 tions. Subject to the approval of the director of the budget, moneys  
 7 appropriated herein may be transferred or suballocated to the state  
 8 office for the aging and other state agencies .....  
 9 300,000,000 ..... (re. \$170,000,000)

10  
 11 By chapter 54, section 1, of the laws of 2007, as transferred by chapter  
 12 54, section 1, of the laws of 2009:

13 Notwithstanding any inconsistent provision of the law, the money  
 14 appropriated herein shall be available for services and expenses  
 15 including grants related to the federal-state health reform partner-  
 16 ship program and/or its successor program, provided, however, that  
 17 the section 1115 waiver demonstration which is entitled the feder-  
 18 al-state health reform partnership, is in effect in accordance with  
 19 the terms and conditions approved by the secretary of the federal  
 20 department of health and human services, and further provided that  
 21 funds appropriated for the federal-state health reform partnership  
 22 program are disbursed only in accordance with those terms and condi-  
 23 tions. Subject to the approval of the director of the budget, moneys  
 24 appropriated herein may be transferred or suballocated to the state  
 25 office for the aging and other state agencies .....  
 26 300,000,000 ..... (re. \$60,000,000)  
 27

28 By chapter 54, section 1, of the laws of 2006, as transferred by chapter  
 29 54, section 1, of the laws of 2009:

30 Notwithstanding any inconsistent provision of law, the money appropri-  
 31 ated herein shall be available for services and expenses including  
 32 grants related to the federal-state health reform partnership  
 33 program and/or its successor program, provided, however, that the  
 34 section 1115 waiver demonstration which is entitled federal-state  
 35 health reform partnership, is in effect in accordance with the terms  
 36 and conditions approved by the secretary of the federal department  
 37 of health and human services and accepted by the state, and further  
 38 provided that funds appropriated for the federal-state health reform  
 39 partnership program are disbursed only in accordance with those  
 40 terms and conditions. Subject to the approval of the director of the  
 41 budget, moneys appropriated herein may be transferred or suballo-  
 42 cated to the state office for the aging and other state agencies ...  
 43 500,000,000 ..... (re. \$200,000,000)  
 44

45 OFFICE OF HEALTH SYSTEMS MANAGEMENT

- 46 Special Revenue Funds - Federal
- 47 Federal Operating Grants Fund
- 48 United States Department of Justice Account

49  
 50  
 51 By chapter 53, section 1, of the laws of 2011:  
 52 For expenses incurred in the administration of the prescription drug  
 53 monitoring program relating to the prescribing and dispensing of  
 54 controlled substances ... 400,000 ..... (re. \$400,000)  
 55

56 By chapter 54, section 1, of the laws of 2010:  
 57 For expenses incurred in the administration of the prescription drug  
 58 monitoring program relating to the prescribing and dispensing of  
 59 controlled substances ... 400,000 ..... (re. \$400,000)  
 60  
 61

## DEPARTMENT OF HEALTH

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 54, section 1, of the laws of 2007, as transferred by chapter  
2 54, section 1, of the laws of 2009:  
3 For expenses incurred in the administration of the prescription drug  
4 monitoring program relating to the prescribing and dispensing of  
5 controlled substances.  
6 For grants beginning on or after November 1, 2007 .....  
7 400,000 ..... (re. \$262,000)  
8  
9 OFFICE OF LONG TERM CARE  
10  
11 Special Revenue Funds  
12 HCRA Resources Fund  
13 Health Services Account  
14  
15 By chapter 54, section 1, of the laws of 2009:  
16 For services and expenses related to adult home initiatives including  
17 but not limited to, social and recreational services; programs to  
18 support wellness including smoking cessation; falls prevention;  
19 maintaining or improving physical mobility, cognitive functioning or  
20 overall health; and advocacy and legal support.  
21 Notwithstanding any inconsistent provision of law and subject to the  
22 approval of the director of the budget, moneys hereby appropriated  
23 may be transferred to the office of mental health, the office for  
24 the aging, and the commission on quality of care and advocacy for  
25 persons with disabilities. Moneys herein appropriated may be used  
26 for the purpose of awarding grants to operators of adult homes,  
27 enriched housing programs and residences through the enhancing abil-  
28 ities and life experience (EnAbLE) program to improve the quality of  
29 life and independence for residents. Use of program funds may  
30 include, but shall not be limited to, independent living skills  
31 training, vocational or educational programs; peer specialists;  
32 employment specialist; or services and supports to allow residents  
33 to maintain independence in their activities of daily living. Such  
34 grants shall be made pursuant to criteria established by the depart-  
35 ment of health. A preference in funding shall be granted to appli-  
36 cants for use of program funds which would serve residents receiving  
37 supplemental security income and/or safety net. No grants shall be  
38 made unless the department of health receives satisfactory documen-  
39 tation that the resident council of any facility for which funds are  
40 requested has endorsed the proposed use of funds as set forth in the  
41 grant application ... 2,477,800 ..... (re. \$2,349,000)  
42  
43 WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM  
44  
45 Special Revenue Funds - Federal  
46 Federal Health and Human Services Fund  
47 Federal Block Grant Account  
48  
49 By chapter 53, section 1, of the laws of 2011:  
50 For services and expenses of the various health prevention,  
51 diagnostic, detection and treatment services .....  
52 3,682,000 ..... (re. \$3,682,000)  
53  
54 By chapter 54, section 1, of the laws of 2010:  
55 For services and expenses of the various health prevention, diagnos-  
56 tic, detection and treatment services .....  
57 3,682,000 ..... (re. \$3,682,000)  
58  
59 By chapter 54, section 1, of the laws of 2009:  
60 For services and expenses of the various health prevention, diagnos-  
61 tic, detection and treatment services .....  
62 3,682,000 ..... (re. \$1,939,000)

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	993,757,000
6	Special Revenue Funds - Other .....	32,000,000
7	-----	-----
8	All Funds .....	1,025,757,000
9	=====	=====

10

11

SCHEDULE

12

13 STUDENT GRANT AND AWARD PROGRAMS ..... 1,025,757,000

14

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62

General Fund  
Local Assistance Account

For tuition assistance awards, including part-time TAP, provided to eligible students as defined in section 667 of the education law and as further defined in rules and regulations adopted by the regents upon the recommendation of the commissioner of education and distributed in accordance with rules and regulations adopted by the trustees of the higher education services corporation upon the recommendation of the president and approval of the director of the budget. The moneys hereby appropriated shall be available for expenses already accrued or to accrue and shall include refunds, reimbursements, credits and moneys received by the higher education services corporation as repayments of past tuition assistance program disbursements in accordance with audit allowances, upon approval of the director of the budget, for transfer to the federal department of education fund appropriation of the state grant programs in order to reduce state cost should additional federal assistance become available in the 2012-2013 state fiscal year.

Notwithstanding any other provision of law, during the fiscal year commencing April 1, 2012, additional awards due and payable to eligible students for accelerated study shall be deferred until October 1, 2013. Such additional awards shall be adjusted on a pro rata basis pursuant to section 667 of the education law. However, nothing contained herein shall prevent the payment of such awards prior to October 1, 2013 should additional funds be provided therefor .....

930,614,000

For the payment of tuition awards to part-time students pursuant to section 666 of education law, as amended by chapter 947 of the laws of 1990 .....

14,357,000

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1 For the payment of scholarship awards  
 2 including New York state math and science  
 3 teaching initiative scholarship pursuant  
 4 to section 669-d of the education law,  
 5 veteran's tuition assistance program  
 6 pursuant to section 669-a of the education  
 7 law, military enhanced recognition, incen-  
 8 tive and tribute (MERIT) scholarships  
 9 pursuant to section 668-e of the education  
 10 law, world trade center memorial scholar-  
 11 ships pursuant to section 668-d of the  
 12 education law, memorial scholarships for  
 13 children and spouses of deceased fire-  
 14 fighters, volunteer firefighters and  
 15 police officers, peace officers and emer-  
 16 gency medical service workers pursuant to  
 17 section 668-b of the education law, Ameri-  
 18 can airlines flight 587 memorial scholar-  
 19 ships and program grants pursuant to  
 20 section 668-f of the education law, schol-  
 21 arships for academic excellence pursuant  
 22 to section 670-b of the education law,  
 23 regents health care opportunity scholar-  
 24 ships pursuant to section 678 of the  
 25 education law, regents professional oppor-  
 26 tunity scholarships pursuant to section  
 27 679 of the education law, regents awards  
 28 for children of deceased and disabled  
 29 veterans pursuant to section 668 of the  
 30 education law, regents physician loan  
 31 forgiveness awards pursuant to section 677  
 32 of the education law, and Continental  
 33 Airline flight 3407 memorial scholarships  
 34 pursuant to section 668-g of the education  
 35 law.

36 A portion of the moneys hereby appropriated  
 37 shall be available for expenses already  
 38 accrued for payment of awards approved,  
 39 but not fully disbursed, prior to the  
 40 2012-13 academic year for the regents  
 41 physician loan forgiveness program pursu-  
 42 ant to section 677 of the education law.

43 Notwithstanding any other provision of law,  
 44 no portion of this appropriation is avail-  
 45 able for payment of regents college schol-  
 46 arships, regents professional education in  
 47 nursing scholarships, empire state chal-  
 48 lenger scholarships for teachers, empire  
 49 state challenger fellowships for teachers,  
 50 or empire state scholarships of excel-  
 51 lence. Notwithstanding any other provision  
 52 of law, no portion of this appropriation  
 53 is available for the payment of interest  
 54 on federal loans on behalf of students  
 55 ineligible to have such payment paid by  
 56 the federal government .....

43,875,000

57 For payment of scholarship and loan forgive-  
 58 ness awards of the senator Patricia K.  
 59 McGee nursing faculty scholarship program  
 60 and the nursing faculty loan forgiveness  
 61 incentive program awarded pursuant to  
 62 chapter 63 of the laws of 2005 as amended

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

1	by chapters 161 and 746 of the laws of	
2	2005.	
3	A portion of the moneys hereby appropriated	
4	shall be available for expenses already	
5	accrued for payment of awards approved,	
6	but not fully disbursed, prior to the	
7	2012-13 academic year for the senator	
8	Patricia K. McGee nursing facility schol-	
9	arship program pursuant to chapter 63 of	
10	the laws of 2005 as amended by chapters	
11	161 and 746 of the laws of 2005 .....	3,933,000
12	For payment of loan forgiveness awards of	
13	the regents licensed social worker loan	
14	forgiveness program awarded pursuant to	
15	chapter 57 of the laws of 2005 as amended	
16	by chapter 161 of the laws of 2005 .....	978,000
17		-----
18	Program account subtotal .....	993,757,000
19		-----
20		
21	Special Revenue Funds - Other	
22	Miscellaneous Special Revenue Fund	
23	HESC-Insurance Premium Payments Account	
24		
25	For additional tuition assistance awards,	
26	including part-time TAP, provided to	
27	eligible students as defined in section	
28	667 of the education law and as further	
29	defined in rules and regulations adopted	
30	by the regents upon the recommendation of	
31	the commissioner of education and distrib-	
32	uted in accordance with rules and regu-	
33	lations adopted by the trustees of the	
34	higher education services corporation upon	
35	the recommendation of the president and	
36	approval of the director of the budget....	32,000,000
37		-----
38	Program account subtotal .....	32,000,000
39		-----



DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS	
2			
3			
4			
5	General Fund .....	153,300,000	123,611,000
6	Special Revenue Funds - Federal .....	1,218,363,000	2,839,563,000
7	Special Revenue Funds - Other .....	91,388,000	121,966,400
8		-----	
9	All Funds .....	1,463,051,000	3,085,140,400
10		=====	=====

11  
12 SCHEDULE

13  
14 DISASTER ASSISTANCE PROGRAM..... 750,000,000

15  
16  
17 General Fund  
18 Local Assistance Account

19  
20 For payment of the state's share of costs  
21 resulting from natural or man-made  
22 disasters including aid requested by and  
23 provided to member states of the emergency  
24 management assistance compact, and  
25 including liabilities incurred prior to  
26 April 1, 2012. The director of the budget  
27 is hereby authorized to transfer such  
28 amounts as are necessary to any eligible  
29 state department or agency, including  
30 transfers to the general fund - state  
31 purposes account or the capital projects  
32 fund, to accomplish the purpose of this  
33 appropriation. Notwithstanding any law to  
34 the contrary, funds appropriated herein  
35 that are transferred or interchanged shall  
36 lapse on the same date as funds not  
37 transferred or interchanged from this  
38 appropriation .....

39  
40 Program account subtotal ..... 150,000,000

41  
42  
43 Special Revenue Funds - Federal  
44 Federal Operating Grants Fund  
45 Federal Grants for Disaster Assistance Account

46  
47 For payment of the federal government's  
48 share of costs resulting from natural or  
49 man-made disasters, including liabilities  
50 incurred prior to April 1, 2012. The  
51 director of the budget is hereby  
52 authorized to transfer and/or interchange  
53 such amounts as are necessary to any  
54 eligible state department or agency,  
55 including transfers to other federal  
56 funds, to accomplish the purpose of this  
57 appropriation. Notwithstanding any law to  
58 the contrary, funds appropriated herein  
59 that are transferred or interchanged shall

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1 lapse on the same date as funds not  
2 transferred or interchanged from this  
3 appropriation ..... 600,000,000  
4 -----  
5 Program account subtotal ..... 600,000,000  
6 -----  
7  
8 COUNTER-TERRORISM PROGRAM ..... 600,000,000  
9 -----  
10  
11 Special Revenue Funds - Federal  
12 Federal Operating Grants Fund  
13 Domestic Incident Preparedness Account  
14  
15 For services and expenses related to home-  
16 land security grant programs to support  
17 emergency preparedness and to combat  
18 terrorism and weapons of mass destruction.  
19 Funds appropriated herein may be transferred  
20 and/or interchanged to other state  
21 agencies federal fund - state operations  
22 and aid to localities appropriations to  
23 support state agency and local expendi-  
24 tures associated with the implementation  
25 of a comprehensive statewide antiterrorism  
26 program. Funds appropriated herein may be  
27 transferred or suballocated to state agen-  
28 cies or distributed to localities in  
29 accordance with a plan developed by the  
30 director of the office of homeland securi-  
31 ty and approved by the director of the  
32 budget. Notwithstanding any law to the  
33 contrary, funds appropriated herein that  
34 are transferred or interchanged shall  
35 lapse on the same date as funds not  
36 transferred or interchanged from this  
37 appropriation ..... 600,000,000  
38 -----  
39  
40 EMERGENCY MANAGEMENT PROGRAM ..... 24,663,000  
41 -----  
42  
43 General Fund  
44 Local Assistance Account  
45  
46 For services and expenses associated with  
47 red cross emergency response preparedness,  
48 including support for capital projects and  
49 ensuring an adequate blood supply. Funds  
50 shall be allocated from this appropriation  
51 pursuant to a plan prepared by the commis-  
52 sioner of the division of homeland securi-  
53 ty and emergency services and approved by  
54 the director of the budget ..... 3,300,000  
55 -----  
56 Program account subtotal ..... 3,300,000  
57 -----  
58  
59

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1	Special Revenue Funds - Federal		
2	Federal Operating Grants Fund		
3	Federal Grants for Emergency Management Performance		
4	Account		
5			
6	For costs associated with emergency manage-		
7	ment .....	18,363,000	
8		-----	
9	Program account subtotal .....	18,363,000	
10		-----	
11			
12	Special Revenue Funds - Other		
13	Miscellaneous Special Revenue Fund		
14	Radiological Emergency Preparedness Account		
15			
16	For services and expenses of counties and		
17	municipalities participating in radiologi-		
18	cal preparedness activities related to		
19	section 29-c of the executive law .....	3,000,000	
20		-----	
21	Program account subtotal .....	3,000,000	
22		-----	
23			
24	FIRE PREVENTION AND CONTROL PROGRAM .....		4,088,000
25			-----
26			
27	Special Revenue Funds - Other		
28	Combined Gifts, Grants and Bequests Fund		
29	Emergency Services Revolving Loan Account		
30			
31	For services and expenses, including prior		
32	year liabilities, of the emergency		
33	services revolving loan account pursuant		
34	to section 97-pp of the state finance law.	3,788,000	
35		-----	
36	Program account subtotal .....	3,788,000	
37		-----	
38			
39	Special Revenue Funds - Other		
40	Miscellaneous Special Revenue Fund		
41	Volunteer Firefighting Recruitment and Retention Account		
42			
43	For services and expenses associated with		
44	the volunteer firefighting and emergency		
45	services recruitment and retention fund		
46	pursuant to section 99-q of the state		
47	finance law .....	300,000	
48		-----	
49	Program account subtotal .....	300,000	
50		-----	
51			
52	INTEROPERABLE COMMUNICATIONS PROGRAM .....		84,300,000
53			-----
54			
55	Special Revenue Funds - Other		
56	Miscellaneous Special Revenue Fund		
57	Statewide Public Safety Communications Account		
58			
59	For expenses of local wireless public safety		
60	answering points associated with eligible		
61	wireless 911 service costs, including but		
62	not limited to financing and acquisition		

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

1	costs. Funds appropriated herein shall be	
2	allocated in a manner consistent with	
3	section 332 of the county law .....	9,300,000
4		-----
5	Program account subtotal .....	9,300,000
6		-----
7		
8	Special Revenue Funds - Other	
9	Miscellaneous Special Revenue Fund	
10	Statewide Public Safety Communications Account	
11		
12	For the provision of grants or reimbursement	
13	to counties for the development, consol-	
14	idation or operation of public safety	
15	communications systems or networks	
16	designed to support statewide interopera-	
17	ble communications for first responders or	
18	to support the effective operation of	
19	public safety answering points .....	75,000,000
20		-----
21	Program account subtotal .....	75,000,000
22		-----

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COUNTER-TERRORISM PROGRAM

- 2
- 3 Special Revenue Funds - Federal
- 4 Federal Operating Grants Fund
- 5 Domestic Incident Preparedness Account
- 6

7 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
8 hereby amended and reappropriated to read:

9 For services and expenses related to homeland security grant programs  
10 to support emergency preparedness and to combat terrorism and  
11 weapons of mass destruction.

12 Funds appropriated herein may be transferred and/or interchanged to  
13 [state operations appropriations and] other state agencies federal  
14 fund - state operations and aid to localities appropriations to  
15 support state agency and local expenditures associated with the  
16 implementation of a comprehensive statewide antiterrorism program.  
17 Notwithstanding any law to the contrary, funds appropriated herein  
18 that are transferred or interchanged shall lapse on the same date as  
19 funds not transferred or interchanged from this appropriation. Funds  
20 appropriated herein may be transferred or suballocated to state  
21 agencies or distributed to localities in accordance with a plan  
22 developed by the director of the office of homeland security and  
23 approved by the director of the budget .....  
24 600,000,000 ..... (re. \$600,000,000)

25  
26 DISASTER ASSISTANCE PROGRAM

- 27
- 28 General Fund
- 29 Local Assistance Account
- 30

31 The appropriation made by chapter 50, section 1, of the laws of 2009, as  
32 transferred by chapter 50, section 1, of the laws of 2010, is hereby  
33 amended and reappropriated to read:

34 For payment of the state's share of costs resulting from natural or  
35 man-made disasters, including aid requested by and provided to  
36 member states of the emergency management assistance compact. The  
37 director of the budget is hereby authorized to transfer such amounts  
38 as are necessary to any eligible state department or agency, includ-  
39 ing transfers to the general fund - state purposes account or the  
40 capital projects fund, to accomplish the purpose of this appropri-  
41 ation. Notwithstanding any law to the contrary, funds appropriated  
42 herein that are transferred or interchanged shall lapse on the same  
43 date as funds not transferred or interchanged from this  
44 appropriation ... 90,000,000 ..... (re. \$81,000,000)

45  
46 The appropriation made by chapter 50, section 1, of the laws of 2007, as  
47 transferred by chapter 50, section 1, of the laws of 2010, is hereby  
48 amended and reappropriated to read:

49 For payment of the state's share of costs resulting from natural or  
50 man-made disasters [prior to April 1, 2009], including aid requested  
51 by and provided to member states of the emergency management  
52 assistance compact, and including liabilities incurred prior to  
53 April 1, 2007. The director of the budget is hereby authorized to  
54 transfer such amounts as are necessary to any eligible state  
55 department or agency, including transfers to the general fund -  
56 state purposes account or the capital projects fund, to accomplish  
57 the purpose of this appropriation. Notwithstanding any law to the  
58 contrary, funds appropriated herein that are transferred or inter-  
59 changed shall lapse on the same date as funds not transferred or  
60 interchanged from this appropriation .....  
61 90,000,000 ..... (re. \$13,311,,000)

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 The appropriation made by chapter 50, section 1, of the laws of 2005, as  
 2 transferred by chapter 50, section 1, of the laws of 2010 is hereby  
 3 amended and reappropriated to read:  
 4 [For expenses related to the provision of disaster assistance in  
 5 response to Hurricane Katrina] For payment of the state's share of  
 6 costs resulting from natural or man-made disasters, including aid  
 7 requested by and provided to member states of the emergency  
 8 management assistance compact. The director of the budget is hereby  
 9 authorized to transfer such amounts as are necessary to any eligible  
 10 state department, agency or public authority, including transfers to  
 11 the general fund - state purposes and to other funds and accounts,  
 12 to accomplish the purpose of this appropriation. Notwithstanding any  
 13 law to the contrary, funds appropriated herein that are transferred  
 14 or interchanged shall lapse on the same date as funds not  
 15 transferred or interchanged from this appropriation .....  
 16 45,000,000 ..... (re. \$26,000,000)

- 17
- 18 Special Revenue Funds - Federal
- 19 Federal Operating Grants Fund
- 20 Federal Grants for Disaster Assistance Account
- 21

22 The appropriation made by chapter 50, section 1, of the laws of 2009, as  
 23 transferred by chapter 50, section 1, of the laws of 2010, is hereby  
 24 amended and reappropriated to read:  
 25 For payment of the federal government's share of costs resulting from  
 26 natural or man-made disasters, including liabilities incurred prior  
 27 to April 1, 2009. The director of the budget is hereby authorized to  
 28 transfer such amounts as are necessary to any eligible state depart-  
 29 ment of agency, including transfers to other federal funds, to  
 30 accomplish the purpose of this appropriation. Notwithstanding any  
 31 law to the contrary, funds appropriated herein that are transferred  
 32 or interchanged shall lapse on the same date as funds not  
 33 transferred or interchanged from this appropriation .....  
 34 300,000,000 ..... (re. \$260,000,000)

35

36 The appropriation made by chapter 50, section 1, of the laws of 2007, as  
 37 transferred by chapter 50, section 1, of the laws of 2010, is hereby  
 38 amended and reappropriated to read:  
 39 For payment of the federal government's share of costs resulting from  
 40 natural or man-made disasters, including liabilities incurred prior  
 41 to April 1, 2007. The director of the budget is hereby authorized to  
 42 transfer such amounts as are necessary to any eligible state depart-  
 43 ment or agency, including transfers to other federal funds and  
 44 accounts, to accomplish the purpose of this appropriation.  
 45 Notwithstanding any law to the contrary, funds appropriated herein  
 46 that are transferred or interchanged shall lapse on the same date as  
 47 funds not transferred or interchanged from this appropriation .....  
 48 300,000,000 ..... (re. \$53,016,000)

49

50 The appropriation made by chapter 50, section 1, of the laws of 2006, as  
 51 transferred by chapter 50, section 1, of the laws of 2010, is hereby  
 52 amended and reappropriated to read:  
 53 For payment of the federal government's share of costs resulting from  
 54 natural or man-made disasters, including liabilities incurred prior  
 55 to April 1, 2006. The director of the budget is hereby authorized to  
 56 transfer such amounts as are necessary to any eligible state depart-  
 57 ment or agency, including transfers to other federal funds and  
 58 accounts, to accomplish the purpose of this appropriation.  
 59 Notwithstanding any law to the contrary, funds appropriated herein  
 60 that are transferred or interchanged shall lapse on the same date as  
 61 funds not transferred or interchanged from this appropriation .....  
 62 255,000,000 ..... (re. \$11,042,000)

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1  
2 The appropriation made by chapter 296, section 1, of the laws of 2001,  
3 as transferred by chapter 50, section 1, of the laws of 2010, is  
4 hereby amended and reappropriated to read:  
5 For payment of the federal government's share of costs resulting from  
6 the September 11, 2001 attack on the New York City World Trade  
7 Center. The director of the budget is hereby authorized to transfer  
8 such amounts as are necessary to any eligible state department,  
9 agency or public authority, including transfer to other federal  
10 funds and accounts to accomplish the purpose of the appropriation.  
11 Notwithstanding any law to the contrary, funds appropriated herein  
12 that are transferred or interchanged shall lapse on the same date as  
13 funds not transferred or interchanged from this appropriation .....  
14 5,000,000,000 ..... (re. \$88,756,000)  
15

16 EMERGENCY MANAGEMENT PROGRAM

17  
18 General Fund  
19 Local Assistance Account  
20

21 By chapter 53, section 1, of the laws of 2011:  
22 For services and expenses associated with red cross emergency response  
23 preparedness, including support for capital projects and ensuring an  
24 adequate blood supply. Funds shall be allocated from this appropri-  
25 ation pursuant to a plan prepared by the commissioner of the divi-  
26 sion of homeland security and emergency services and approved by the  
27 director of the budget ... 3,300,000 ..... (re. \$3,300,000)  
28

29 Special Revenue Funds - Federal  
30 Federal Operating Grants Fund  
31 Federal Grants for Emergency Management Performance Account  
32

33 By chapter 53, section 1, of the laws of 2011:  
34 For costs associated with emergency management .....  
35 18,363,000 ..... (re. \$18,363,000)  
36

37 By chapter 50, section 1, of the laws of 2010:  
38 For costs associated with emergency management .....  
39 18,363,000 ..... (re. \$18,204,000)  
40

41 By chapter 50, section 1, of the laws of 2009, as transferred by chapter  
42 50, section 1, of the laws of 2010:  
43 For costs associated with emergency management .....  
44 18,930,000 ..... (re. \$15,117,000)  
45

46 FIRE PREVENTION AND CONTROL PROGRAM

47  
48 Special Revenue Funds - Other  
49 Combined Gifts, Grants and Bequests Fund  
50 Emergency Services Revolving Loan Account  
51

52 By chapter 53, section 1, of the laws of 2011:  
53 For services and expenses, including prior year liabilities, of the  
54 emergency services revolving loan account pursuant to section 97-pp  
55 of the state finance law ... 3,787,700 ..... (re. \$3,787,700)  
56

57 By chapter 50, section 1, of the laws of 2010:  
58 For services and expenses, including prior year liabilities, of the  
59 emergency services revolving loan account pursuant to section 97-pp  
60 of the state finance law ... 3,787,700 ..... (re. \$3,787,700)  
61  
62

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2009, as transferred by chapter  
2 50, section 1, of the laws of 2010:  
3 For services and expenses, including prior year liabilities, of the  
4 emergency services revolving loan account pursuant to section 97-pp  
5 of the state finance law ... 3,787,700 ..... (re. \$465,000)  
6  
7 By chapter 55, section 1, of the laws of 2008:  
8 For services and expenses, including prior year liabilities, of the  
9 emergency services revolving loan account pursuant to section 97-pp  
10 of the state finance law ... 3,787,700 ..... (re. \$700,000)  
11  
12 By chapter 55, section 1, of the laws of 2007, as transferred by chapter  
13 50, section 1, of the laws of 2010:  
14 For services and expenses, including prior year liabilities, of the  
15 emergency services revolving loan account pursuant to section 97-pp  
16 of the state finance law. Up to 5 percent of this appropriation may  
17 be transferred to state operations for administration of the loan  
18 fund ... 4,100,000 ..... (re. \$26,000)  
19  
20 Special Revenue Funds - Other  
21 Miscellaneous Special Revenue Fund  
22 Statewide Public Safety Communications Account  
23  
24 By chapter 50, section 1, of the laws of 2010:  
25 For expenses of local wireless public safety answering points associ-  
26 ated with eligible wireless 911 service costs. Notwithstanding any  
27 other provision of law to the contrary, for state fiscal year 2010-  
28 2011 the liability of the state and the amount to be distributed or  
29 otherwise expended by the state pursuant to section 186-f of the tax  
30 law shall be determined by first calculating the amount of the  
31 expenditure or other liability pursuant to such law, and then reduc-  
32 ing the amount so calculated by 12.5 percent of such amount ...  
33 4,650,000 ..... (re. \$4,650,000)  
34 For expenses of local wireless public safety answering points associ-  
35 ated with eligible wireless 911 service costs, including but not  
36 limited to financing and acquisition costs. Notwithstanding any  
37 other provision of law to the contrary, for state fiscal year 2010-  
38 2011 the liability of the state and the amount to be distributed or  
39 otherwise expended by the state pursuant to section 186-f of the tax  
40 law shall be determined by first calculating the amount of the  
41 expenditure or other liability pursuant to such law, and then reduc-  
42 ing the amount so calculated by 12.5 percent of such amount .....  
43 4,650,000 ..... (re. \$4,650,000)  
44  
45 By chapter 55, section 1, of the laws of 2009, as transferred by chapter  
46 50, section 1, of the laws of 2010:  
47 For expenses of local wireless public safety answering points associ-  
48 ated with eligible wireless 911 service costs. Notwithstanding any  
49 other provision of law to the contrary, for state fiscal year 2009-  
50 2010 the liability of the state and the amount to be distributed or  
51 otherwise expended by the state on or after November 1, 2009 shall  
52 be determined by first calculating the amount of the expenditure or  
53 other liability pursuant to such law, and then reducing the amount  
54 so calculated by 12.5 percent of such amount, and that the amount of  
55 this appropriation available for disbursement on or after November  
56 1, 2009 shall be reduced by 12.5 percent of the amount that is  
57 undisbursed as of such date ... 4,900,000 ..... (re. \$4,900,000)  
58 For expenses of local wireless public safety answering points associ-  
59 ated with eligible wireless 911 service costs, including but not  
60 limited to financing and acquisition costs. Notwithstanding any  
61 other provision of law to the contrary, for state fiscal year 2009-  
62 2010 the liability of the state and the amount to be distributed or



DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 otherwise expended by the state on or after November 1, 2009 shall  
2 be determined by first calculating the amount of the expenditure or  
3 other liability pursuant to such law, and then reducing the amount  
4 so calculated by 12.5 percent of such amount, and that the amount of  
5 this appropriation available for disbursement on or after November  
6 1, 2009 shall be reduced by 12.5 percent of the amount that is  
7 undisbursed as of such date ... 4,900,000 ..... (re. \$4,900,000)  
8

9 By chapter 55, section 1, of the laws of 2008, as transferred and  
10 amended by chapter 50, section 1, of the laws of 2010:

11 Notwithstanding the provisions of any other law to the contrary, for  
12 state fiscal year 2008-2009 the liability of the state and the  
13 amount to be distributed or otherwise expended by the state pursuant  
14 to section 186-f of the tax law shall be determined by first calcu-  
15 lating the amount of the expenditure or other liability pursuant to  
16 such law, and then reducing the amount so calculated by two percent  
17 of such amount.

18 For expenses of local wireless public safety answering points associ-  
19 ated with eligible wireless 911 service costs .....  
20 4,900,000 ..... (re. \$4,900,000)

21 Notwithstanding the provisions of any other law to the contrary, for  
22 state fiscal year 2008-2009 the liability of the state and the  
23 amount to be distributed or otherwise expended by the state pursuant  
24 to section 186-f of the tax law shall be determined by first calcu-  
25 lating the amount of the expenditure or other liability pursuant to  
26 such law, and then reducing the amount so calculated by two percent  
27 of such amount.

28 For expenses of local wireless public safety answering points associ-  
29 ated with eligible wireless 911 service costs, including but not  
30 limited to financing and acquisition costs .....  
31 4,900,000 ..... (re. \$4,900,000)  
32

33 By chapter 55, section 1, of the laws of 2007, as transferred by chapter  
34 50, section 1, of the laws of 2010:

35 For expenses of local wireless public safety answering points associ-  
36 ated with eligible wireless 911 service costs .....  
37 5,000,000 ..... (re. \$5,000,000)

38 For expenses of local wireless public safety answering points associ-  
39 ated with eligible wireless 911 service costs, including but not  
40 limited to financing and acquisition costs .....  
41 5,000,000 ..... (re. \$5,000,000)  
42

43 HOMELAND SECURITY PROGRAM

- 44
- 45 Special Revenue Funds - Federal
- 46 Federal Operating Grants Fund
- 47 Domestic Incident Preparedness Account
- 48

49 The appropriation made by chapter 50, section 1, of the laws of 2010, as  
50 amended by chapter 53, section 1, of the laws of 2011, is hereby  
51 amended and reappropriated to read:

52 For services and expenses related to homeland security grant programs  
53 to support emergency preparedness and to combat terrorism and weap-  
54 ons of mass destruction.

55 Funds appropriated herein may be transferred and/or interchanged to  
56 state operations appropriations and other state agencies federal  
57 fund - state operations and aid to localities to support state agen-  
58 cy and local expenditures associated with the implementation of a  
59 comprehensive statewide antiterrorism program. Notwithstanding any  
60 law to the contrary, funds appropriated herein that are transferred  
61 or interchanged shall lapse on the same date as funds not  
62 transferred or interchanged from this appropriation. Funds

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 appropriated herein may be transferred or suballocated to state  
 2 agencies or distributed to localities in accordance with a plan  
 3 developed by the director of the office of homeland security and  
 4 approved by the director of the budget .....  
 5 600,000,000 ..... (re. \$600,000,000)  
 6

7 The appropriation made by chapter 50, section 1, of the laws of 2009, is  
 8 hereby amended and reappropriated to read:

9 For services and expenses related to homeland security grant programs  
 10 to support emergency preparedness and to combat terrorism and weap-  
 11 ons of mass destruction.

12 Funds appropriated herein may be transferred and/or interchanged  
 13 to state operations appropriations and other state agencies federal  
 14 fund - state operations and aid to localities to support state  
 15 agency and local expenditures associated with the implementation of  
 16 a comprehensive statewide antiterrorism program. Notwithstanding any  
 17 law to the contrary, funds appropriated herein that are transferred  
 18 or interchanged shall lapse on the same date as funds not transferred  
 19 or interchanged from this appropriation. Funds appropriated herein  
 20 may be transferred or suballocated to state agencies or distributed  
 21 to localities in accordance with a plan developed by the director of  
 22 the office of homeland security and approved by the director of the  
 23 budget ... 500,000,000 ..... (re. \$475,738,000)  
 24

25 The appropriation made by chapter 50, section 1, of the laws of 2008, is  
 26 hereby amended and reappropriated to read:

27 For services and expenses related to homeland security grant programs  
 28 to support emergency preparedness and to combat terrorism and weap-  
 29 ons of mass destruction.

30 Funds appropriated herein may be transferred and/or interchanged to  
 31 state operations appropriations and other state agencies federal  
 32 fund - state operations and aid to localities to support state  
 33 agency and local expenditures associated with the implementation of  
 34 a comprehensive statewide antiterrorism program. Notwithstanding any  
 35 law to the contrary, funds appropriated herein that are transferred  
 36 or interchanged shall lapse on the same date as funds not  
 37 transferred or interchanged from this appropriation. Funds  
 38 appropriated herein may be transferred or suballocated to state  
 39 agencies or distributed to localities in accordance with a plan  
 40 developed by the director of the office of homeland security and  
 41 approved by the director of the budget .....  
 42 350,000,000 ..... (re. \$306,000,000)  
 43

44 The appropriation made by chapter 50, section 1, of the laws of 2007, as  
 45 amended by chapter 50, section 1, of the laws of 2008, is hereby  
 46 amended and reappropriated to read:

47 For services and expenses related to homeland security grant programs  
 48 to support emergency preparedness and to combat terrorism and weap-  
 49 ons of mass destruction. Funds appropriated herein may be trans-  
 50 ferred and/or interchanged to state operations and other state  
 51 agencies federal fund - state operations and aid to localities to  
 52 support state agency and local expenditures associated with the  
 53 implementation of a comprehensive statewide anti-terrorism program.  
 54 Notwithstanding any law to the contrary, funds appropriated herein  
 55 that are transferred or interchanged shall lapse on the same date as  
 56 funds not transferred or interchanged from this appropriation. Funds  
 57 appropriated herein may be transferred or suballocated to state  
 58 agencies or distributed to localities in accordance with a plan  
 59 developed by the director of the office of homeland security and  
 60 approved by the director of the budget.

61 For the grant period October 1, 2007 to September 30, 2008 .....  
 62 350,000,000 ..... (re. \$250,327,000)

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1  
2 The appropriation made by chapter 50, section 1, of the laws of 2006, as  
3 amended by chapter 50, section 1, of the laws of 2008, is hereby  
4 amended and reappropriated to read:  
5 For services and expenses related to homeland security grant programs  
6 to support emergency preparedness and to combat terrorism and weap-  
7 ons of mass destruction. Funds appropriated herein may be trans-  
8 ferred and/or interchanged to state operations and other state  
9 agencies federal fund - state operations and aid to localities to  
10 support state agency and local expenditures associated with the  
11 implementation of a comprehensive statewide anti-terrorism program.  
12 Notwithstanding any law to the contrary, funds appropriated herein  
13 that are transferred or interchanged shall lapse on the same date as  
14 funds not transferred or interchanged from this appropriation. Funds  
15 appropriated herein may be transferred or suballocated to state  
16 agencies or distributed to localities in accordance with a plan  
17 developed by the director of the office of homeland security and  
18 approved by the director of the budget.  
19 For the grant period October 1, 2006 to September 30, 2007 .....  
20 350,000,000 ..... (re. \$143,000,000)

21  
22 INTEROPERABLE COMMUNICATIONS PROGRAM

- 23
- 24 Special Revenue Funds - Other
- 25 Miscellaneous Special Revenue Fund
- 26 Statewide Public Safety Communications Account
- 27

28 By chapter 53, section 1, of the laws of 2011:  
29 For expenses of local wireless public safety answering points  
30 associated with eligible wireless 911 service costs, including but  
31 not limited to financing and acquisition costs. Funds appropriated  
32 herein shall be allocated in a manner consistent with section 332 of  
33 the county law ... 9,300,000 ..... (re. \$9,300,000)  
34 For the provision of grants or reimbursement to counties for the  
35 development, consolidation or operation of public safety  
36 communications systems or networks designed to support statewide  
37 interoperable communications for first responders or to support the  
38 effective operation of public safety answering points .....  
39 45,000,000 ..... (re. \$45,000,000)

40  
41 By chapter 50, section 1, of the laws of 2010:  
42 For the provision of grants or reimbursement to counties for the  
43 development, consolidation or operation of public safety communi-  
44 cations systems or networks designed to support statewide interper-  
45 able communications for first responders .....  
46 20,000,000 ..... (re. \$20,000,000)

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	29,100,000	17,686,200
6	Special Revenue Funds - Federal ....	82,500,000	94,732,000
7	Special Revenue Funds - Other .....	8,227,000	16,127,000
8		-----	-----
9	All Funds .....	119,827,000	128,545,200
10		=====	=====

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SCHEDULE

OFFICE OF COMMUNITY RENEWAL (OCR)

OCR-SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM	40,000,000
	-----
Special Revenue Funds - Federal	
Federal Operating Grants Fund	
HUD Small Cities Community Development Account	

For apportionment as follows: For direct deposit of federal funds into the housing trust fund account created pursuant to section 59-a of the private housing finance law for services and expenses of a small cities community development block grant program transferred to the state pursuant to public law 106.74 to be administered in accordance with federal laws and regulations by the housing trust fund corporation created by section 45-a of the private housing finance law .....

40,000,000
-----

OFFICE OF HOUSING PRESERVATION (OHP)

OHP-LOW INCOME WEATHERIZATION PROGRAM .....	42,500,000
	-----
Special Revenue Funds - Federal	
Federal Operating Grants Fund	
Department of Energy Weatherization Account	

For low income weatherization grants to be apportioned in accordance with federal rules and regulations. Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget .....

42,500,000
-----

OHP-PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM .....	9,500,000
	-----

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

1 General Fund  
 2 Local Assistance Account  
 3  
 4 For payment of periodic subsidies to cities,  
 5 towns, villages and housing authorities in  
 6 accordance with the public housing law. No  
 7 funds shall be expended from this appro-  
 8 priation until the director of the budget  
 9 has approved a spending plan submitted by  
 10 the division of housing and community  
 11 renewal in such detail as the director of  
 12 the budget may require. Notwithstanding  
 13 any law, rule, regulation or agreement  
 14 between the division of housing and commu-  
 15 nity renewal and any public housing  
 16 authority to the contrary, funds shall be  
 17 expended solely for payment of debt  
 18 service or debt service reimbursement and  
 19 may not be used for any other purpose .... 9,500,000  
 20 -----  
 21  
 22 OHP-RURAL RENTAL ASSISTANCE PROGRAM ..... 19,600,000  
 23 -----  
 24

25 General Fund  
 26 Local Assistance Account  
 27  
 28 For carrying out the provisions of article  
 29 XVII-A of the private housing finance law  
 30 in relation to providing assistance to  
 31 sponsors of housing for persons of low  
 32 income.  
 33 Notwithstanding any other provision of law,  
 34 such funds may be used by the commissioner  
 35 of housing and community renewal in  
 36 support of contracts scheduled to expire  
 37 in 2012-13 for as many as 10 additional  
 38 years; in support of contracts for new  
 39 eligible projects for a period not to  
 40 exceed 5 years; and in support of  
 41 contracts which reach their 25 year maxi-  
 42 mum in and/or prior to 2012-13 for an  
 43 additional one year period.  
 44 Notwithstanding any other rule, regulation  
 45 or law, moneys hereby appropriated are to  
 46 be available for payment of contract obli-  
 47 gations heretofore accrued or hereafter to  
 48 accrue and are subject to the approval of  
 49 the director of the budget ..... 19,600,000  
 50 -----  
 51  
 52 OFFICE OF FINANCE AND DEVELOPMENT (F&D)  
 53  
 54 F&D-HOUSING DEVELOPMENT FUND PROGRAM ..... 8,227,000  
 55 -----  
 56

57 Special Revenue Funds - Other  
 58 Housing Development Fund  
 59 Housing Development Account  
 60  
 61 For carrying out the provisions of article  
 62 XI of the private housing finance law, in

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

1 relation to providing assistance to not-  
2 for-profit housing companies. No funds  
3 shall be expended from this appropriation  
4 until the director of the budget has  
5 approved a spending plan submitted by the  
6 division of housing and community renewal  
7 in such detail as the director of the  
8 budget may require ..... 8,227,000  
9 -----

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OCR-NEIGHBORHOOD PRESERVATION PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For additional funds for carrying out the provisions of article XVI of  
8 the private housing finance law. Funds expended from this  
9 appropriation shall be for the purpose of increasing annual contract  
10 amounts for neighborhood preservation companies, and each  
11 neighborhood preservation company that receives a contract amount  
12 may spend such money on its operational expenses as it determines  
13 most useful to its program based on allowable expenses authorized  
14 pursuant to article XVI of the private housing finance law. The  
15 commissioner of the division of housing and community renewal shall  
16 enter into a contract, in an amount not less than \$150,000, with the  
17 neighborhood preservation coalition to provide technical assistance  
18 and services to companies funded pursuant to article XVI of the  
19 private housing finance law. No funds shall be expended from this  
20 appropriation until the director of the budget has approved a  
21 spending plan submitted by the division of housing and community  
22 renewal ... 4,239,000 ..... (re. \$4,200,000)

23

24 [NEIGHBORHOOD PRESERVATION PROGRAM

25

26 General Fund

27 Local Assistance Account]

28

29 By chapter 53, section 1, of the laws of 2009:

30 For carrying out the provisions of article XVI of the private housing  
31 finance law. No funds shall be expended from this appropriation  
32 until the director of the budget has approved a spending plan  
33 submitted by the division of housing and community renewal in such  
34 detail as the director of the budget may require. Funds appropriated  
35 herein are supported by savings resulting from the increased Federal  
36 Medical Assistance Percentage (FMAP) provided pursuant to the Ameri-  
37 can Recovery and Reinvestment Act of 2009 .....  
38 1,492,000 ..... (re. \$94,000)

39

40 OCR-RURAL PRESERVATION PROGRAM

41

42 General Fund

43 Local Assistance Account

44

45 By chapter 53, section 1, of the laws of 2011:

46 For additional funds for carrying out the provisions of article XVII  
47 of the private housing finance law. Funds expended from this  
48 appropriation shall be for the purpose of increasing annual contract  
49 amounts for not-for-profit corporations, and each not-for-profit  
50 corporation that receives a contract amount may spend such money on  
51 its operational expenses as it determines most useful to its program  
52 based on allowable expenses authorized pursuant to article XVII of  
53 the private housing finance law. The commissioner of the division of  
54 housing and community renewal shall enter into a contract, in an  
55 amount not less than \$150,000, with the rural housing coalition to  
56 provide technical assistance, training and other services to  
57 corporations pursuant to article XVII of the private housing finance  
58 law. No funds shall be expended from this appropriation until the  
59 director of the budget has approved a spending plan submitted by the  
60 division of housing and community renewal .....  
61 1,769,000 ..... (re. \$1,694,000)

62

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 [RURAL PRESERVATION PROGRAM  
2  
3 General Fund  
4 Local Assistance Account]  
5

6 By chapter 55, section 1, of the laws of 2008, as amended by chapter  
7 496, section 6, of the laws of 2008:

8 For carrying out the provisions of article XVII of the private housing  
9 finance law. No funds shall be expended from this appropriation  
10 until the director of the budget has approved a spending plan  
11 submitted by the division of housing and community renewal in such  
12 detail as the director of the budget may require, provided, however,  
13 that the amount of this appropriation available for expenditure and  
14 disbursement on and after September 1, 2008 shall be reduced by six  
15 percent of the amount that was undisbursed as of August 15, 2008 ...  
16 4,504,000 ..... (re. \$411,000)  
17

18 OHP-LOW INCOME WEATHERIZATION PROGRAM

19  
20 Special Revenue Funds - Federal  
21 Federal Operating Grants Fund  
22 Department of Energy Weatherization Account  
23

24 By chapter 53, section 1, of the laws of 2011:

25 For low income weatherization grants to be apportioned in accordance  
26 with federal rules and regulations. Notwithstanding any other rule,  
27 regulation or law, moneys hereby appropriated are to be available  
28 for payment of contract obligations heretofore accrued or hereafter  
29 to accrue and are subject to the approval of the director of the  
30 budget ... 42,500,000 ..... (re. \$7,241,000)

31 For low income weatherization grants to be apportioned in accordance  
32 with federal rules and regulations of the American Recovery and  
33 Reinvestment Act of 2009 (Public Law 111-5), including  
34 administrative costs for purposes consistent with this act. Funds  
35 appropriated herein shall be subject to all applicable reporting and  
36 accountability requirements contained in such act.

37 Notwithstanding any other rule, regulation or law, moneys hereby  
38 appropriated may be transferred to state operations as needed and  
39 are to be available for payment for contract obligations heretofore  
40 accrued or hereafter to accrue and are subject to the approval of  
41 the director of the budget ... 1,872,000 ..... (re. \$291,000)  
42

43 [LOW INCOME WEATHERIZATION PROGRAM

44  
45 Special Revenue Funds - Federal  
46 Federal Operating Grants Fund  
47 Department of Energy Weatherization Account]  
48

49 By chapter 20, section 8, of the laws of 2010:

50 For low income weatherization grants to be apportioned in accordance  
51 with federal rules and regulations of the American Recovery and  
52 Reinvestment Act of 2009. Funds appropriated herein shall be subject  
53 to all applicable reporting and accountability requirements  
54 contained in such act.

55 The sum of one hundred thirty-one million dollars (\$131,000,000), or  
56 so much thereof as shall be sufficient to accomplish the purpose  
57 designated, is hereby appropriated to the division of housing and  
58 community renewal out of any moneys in the federal operating grants  
59 fund-290 department of energy weatherization account for payments to  
60 eligible grantees ... 131,000,000 ..... (re. \$39,000,000)  
61  
62



DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2010:  
 2 For low income weatherization grants to be apportioned in accordance  
 3 with federal rules and regulations. Notwithstanding any other rule,  
 4 regulation or law, moneys hereby appropriated are to be available  
 5 for payment of contract obligations heretofore accrued or hereafter  
 6 to accrue and are subject to the approval of the director of the  
 7 budget ... 42,500,000 ..... (re. \$28,200,000)  
 8

9 By chapter 53, section 1, of the laws of 2009:  
 10 For low income weatherization grants to be apportioned in accordance  
 11 with federal rules and regulations of the American Recovery and  
 12 Reinvestment Act of 2009 (Public Law 111-5), including administra-  
 13 tive costs for purposes consistent with this act. Funds appropriated  
 14 herein shall be subject to all applicable reporting and accountabil-  
 15 ity requirements contained in such act.  
 16 Notwithstanding any other rule, regulation or law, moneys hereby  
 17 appropriated may be transferred to state operations as needed and  
 18 are to be available for payment for contract obligations heretofore  
 19 accrued or hereafter to accrue and are subject to the approval of  
 20 the director of the budget ... 263,125,000 ..... (re. \$20,000,000)  
 21

22 OHP- PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

23  
 24 General Fund  
 25 Local Assistance Account  
 26

27 By chapter 55, section 1, of the laws of 2011:  
 28 For payment of periodic subsidies to cities, towns, villages and  
 29 housing authorities in accordance with the public housing law. No  
 30 funds shall be expended from this appropriation until the director  
 31 of the budget has approved a spending plan submitted by the division  
 32 of housing and community renewal in such detail as the director of  
 33 the budget may require. Notwithstanding any law, rule, regulation or  
 34 agreement between the division of housing and community renewal and  
 35 any public housing authority to the contrary, funds shall be  
 36 expended solely for payment of debt service or debt service  
 37 reimbursement and may not be used for any other purpose .....  
 38 10,219,000 ..... (re. \$2,700,000)  
 39

40 [PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

41  
 42 General Fund  
 43 Local Assistance Account]  
 44

45 By chapter 53, section 1, of the laws of 2010:  
 46 For payment of periodic subsidies to cities, towns, villages and hous-  
 47 ing authorities in accordance with the public housing law. No funds  
 48 shall be expended from this appropriation until the director of the  
 49 budget has approved a spending plan submitted by the division of  
 50 housing and community renewal in such detail as the director of the  
 51 budget may require. Notwithstanding any law, rule, regulation or  
 52 agreement between the division of housing and community renewal and  
 53 any public housing authority to the contrary, funds shall be  
 54 expended solely for payment of debt service or debt service  
 55 reimbursement and may not be used for any other purpose .....  
 56 11,591,000 ..... (re. \$1,690,000)  
 57

58 OHP-RURAL RENTAL ASSISTANCE PROGRAM

59  
 60 General Fund  
 61 Local Assistance Account  
 62

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2011:  
 2 For carrying out the provisions of article XVII-A of the private  
 3 housing finance law in relation to providing assistance to sponsors  
 4 of housing for persons of low income.  
 5 Notwithstanding any other provision of law, such funds may be used by  
 6 the commissioner of housing and community renewal in support of  
 7 contracts scheduled to expire in 2011-12 for as many as 10  
 8 additional years; in support of contracts for new eligible projects  
 9 for a period not to exceed 5 years; and in support of contracts  
 10 which reach their 25 year maximum in and/or prior to 2011-12 for an  
 11 additional one year period.  
 12 Notwithstanding any other rule, regulation or law, moneys hereby  
 13 appropriated are to be available for payment of contract obligations  
 14 heretofore accrued or hereafter to accrue and are subject to the  
 15 approval of the director of the budget .....  
 16 14,802,000 ..... (re. \$2,700,000)

17  
 18 [RURAL RENTAL ASSISTANCE PROGRAM  
 19  
 20 General Fund  
 21 Local Assistance Account]  
 22

23 By chapter 53, section 1, of the laws of 2010:  
 24 For carrying out the provisions of article XVII-A of the private hous-  
 25 ing finance law in relation to providing assistance to sponsors of  
 26 housing for persons of low income.  
 27 Notwithstanding any other provision of law, such funds may be used by  
 28 the commissioner of housing and community renewal in support of  
 29 contracts scheduled to expire in 2010-11 for as many as 10 addi-  
 30 tional years; in support of contracts for new eligible projects for  
 31 a period not to exceed 5 years; and in support of contracts which  
 32 reach their 25 year maximum in and/or prior to 2010-11 for an addi-  
 33 tional one year period.  
 34 Notwithstanding any other rule, regulation or law, moneys hereby  
 35 appropriated are to be available for payment of contract obligations  
 36 heretofore accrued or hereafter to accrue and are subject to the  
 37 approval of the director of the budget .....  
 38 14,802,000 ..... (re. \$1,072,000)

39  
 40 By chapter 55, section 1, of the laws of 2008:  
 41 For carrying out the provisions of article XVII-A of the private hous-  
 42 ing finance law in relation to providing assistance to sponsors of  
 43 housing for persons of low income.  
 44 Notwithstanding any other provision of law, such funds may be used by  
 45 the commissioner of housing and community renewal in support of  
 46 contracts scheduled to expire in 2008-09 for as many as 10 addi-  
 47 tional years; in support of contracts for new eligible projects for  
 48 a period not to exceed 5 years; and in support of contracts that  
 49 will reach the 25 year maximum in 2008-09 for an additional one year  
 50 period.  
 51 Notwithstanding any other rule, regulation or law, moneys hereby  
 52 appropriated are to be available for payment of contract obligations  
 53 heretofore accrued or hereafter to accrue and are subject to the  
 54 approval of the director of the budget .....  
 55 392,000 ..... (re. \$392,000)

56  
 57 By chapter 55, section 1, of the laws of 2008, as amended by chapter  
 58 496, section 6, of the laws of 2008:  
 59 For carrying out the provisions of article XVII-A of the private hous-  
 60 ing finance law in relation to providing assistance to sponsors of  
 61 housing for persons of low income.  
 62

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 Notwithstanding any other provision of law, such funds may be used by  
 2 the commissioner of housing and community renewal in support of  
 3 contracts scheduled to expire in 2008-09 for as many as 10 addi-  
 4 tional years; in support of contracts for new eligible projects for  
 5 a period not to exceed 5 years; and in support of contracts that  
 6 will reach the 25 year maximum in 2008-09 for an additional one year  
 7 period.  
 8 Notwithstanding any other rule, regulation or law, moneys hereby  
 9 appropriated are to be available for payment of contract obligations  
 10 heretofore accrued or hereafter to accrue and are subject to the  
 11 approval of the director of the budget, provided, however, that the  
 12 amount of this appropriation available for expenditure and disburse-  
 13 ment on and after September 1, 2008 shall be reduced by six percent  
 14 of the amount that was undisbursed as of August 15, 2008 .....  
 15 19,212,000 ..... (re. \$339,000)  
 16

17 By chapter 55, section 1, of the laws of 2007:  
 18 For carrying out the provisions of article XVII-A of the private hous-  
 19 ing finance law in relation to providing assistance to sponsors of  
 20 housing for persons of low income.  
 21 Notwithstanding any other provision of law, such funds may be used by  
 22 the commissioner of housing and community renewal in support of  
 23 contracts scheduled to expire in 2007-08 for as many as 10 addi-  
 24 tional years and in support of contracts for new eligible projects  
 25 for a period not to exceed 15 years. Notwithstanding any other rule,  
 26 regulation or law, moneys hereby appropriated are to be available  
 27 for payment of contract obligations heretofore accrued or hereafter  
 28 to accrue and are subject to the approval of the director of the  
 29 budget ... 19,604,000 ..... (re. \$1,200,000)  
 30

31 F&D-HOUSING DEVELOPMENT FUND PROGRAM

32  
 33 Special Revenue Funds - Other  
 34 Housing Development Fund  
 35 Housing Development Account  
 36

37 By chapter 53, section 1, of the laws of 2011:  
 38 For carrying out the provisions of article XI of the private housing  
 39 finance law, in relation to providing assistance to not-for-profit  
 40 housing companies. No funds shall be expended from this  
 41 appropriation until the director of the budget has approved a  
 42 spending plan submitted by the division of housing and community  
 43 renewal in such detail as the director of the budget may require ...  
 44 8,227,000 ..... (re. \$7,900,000)  
 45

46 [HOUSING DEVELOPMENT FUND PROGRAM

47  
 48 Special Revenue Funds - Other  
 49 Housing Development Fund  
 50 Housing Development Account]  
 51

52 By chapter 53, section 1, of the laws of 2010:  
 53 For carrying out the provisions of article XI of the private housing  
 54 finance law, in relation to providing assistance to not-for-profit  
 55 housing companies. No funds shall be expended from this appropri-  
 56 ation until the director of the budget has approved a spending plan  
 57 submitted by the division of housing and community renewal in such  
 58 detail as the director of the budget may require .....  
 59 8,227,000 ..... (re. \$8,227,000)  
 60  
 61

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 FORECLOSURE PREVENTION PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,  
7 section 1, of the laws of 2011:  
8 For services and expenses of the subprime foreclosure prevention  
9 services program set forth in section 2 of part NN of chapter 57 of  
10 the laws of 2008 ... 1,000,000 ..... (re. \$1,000,000)  
11  
12 NEW YORK CITY HOUSING AUTHORITY TENANT PILOT PROGRAM  
13  
14 General Fund  
15 Local Assistance Account  
16  
17 By chapter 55, section 1, of the laws of 2008, as amended by chapter 1,  
18 section 4, of the laws of 2009:  
19 For payment to the New York city housing authority for a tenant pilot  
20 program consistent with the public housing law .....  
21 742,000 ..... (re. \$74,200)  
22  
23 By chapter 55, section 1, of the laws of 2007:  
24 For payment to the New York city housing authority for a tenant pilot  
25 program consistent with the public housing law .....  
26 1,200,000 ..... (re. \$120,000)

STATE OF NEW YORK MORTGAGE AGENCY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	91,665,000	0
	-----	-----
7 All Funds .....	91,665,000	0
	=====	=====

9

SCHEDULE

12 MORTGAGE INSURANCE FUND REIMBURSEMENT PROGRAM .....	91,665,000
	-----

13

14 General Fund  
 15 Local Assistance Account

17

18 For payment subject to the provisions of  
 19 chapters 13 and 59 of the laws of 1987. No  
 20 expenditures shall be made from this  
 21 appropriation until a certificate of allo-  
 22 cation has been approved by the director  
 23 of the budget and copies thereof filed  
 24 with the state comptroller and with the  
 25 chairmen of the senate finance and assem-  
 26 bly ways and means committees. Notwith-  
 27 standing section 40 of the state finance  
 28 law, this appropriation shall remain in  
 29 effect until a subsequent appropriation is  
 30 made available ..... 91,665,000  
 31 -----

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 Special Revenue Funds - Other .....	77,000,000	87,420,000
	-----	-----
7 All Funds .....	77,000,000	87,420,000
	=====	=====

8

9

10

SCHEDULE

11

12

INDIGENT LEGAL SERVICES PROGRAM ..... 77,000,000

13

14

15

16

17

18

19

20

21

22

23

24

Special Revenue Funds - Other  
 Indigent Legal Services Fund  
 Indigent Legal Services Account

For payments to counties and the city of New York related to indigent legal services pursuant to section 98-b of the state finance law and sections 832 and 833 of the executive law ..... 77,000,000

-----

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 INDIGENT LEGAL SERVICES PROGRAM  
2  
3 Special Revenue Funds - Other  
4 Indigent Legal Services Fund  
5 Indigent Legal Services Fund Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For payments to counties and the city of New York related to indigent  
9 legal services pursuant to section 98-b of the state finance law and  
10 sections 832 and 833 of the executive law .....  
11 77,000,000 ..... (re. \$77,000,000)  
12  
13 By chapter 50, section 1, of the laws of 2010, as amended by chapter 53,  
14 section 1, of the laws of 2011:  
15 For payments to counties and the city of New York related to indigent  
16 legal services pursuant to section 98-b of the state finance law and  
17 sections 832 and 833 of the executive law .....  
18 77,000,000 ..... (re. \$10,420,000)

INTEREST ON LAWYER ACCOUNT

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 Special Revenue Funds - Other .....	45,000,0000	0
	-----	-----
7 All Funds .....	45,000,000	0
	=====	=====

9

SCHEDULE

12 NEW YORK INTEREST ON LAWYER ACCOUNT .....	45,000,000
13	-----
14	
15 Special Revenue Funds - Other	
16 New York Interest on Lawyer Fund	
17 IOLA Private Contributions Account	
18	
19 For payment of grants pursuant to the	
20 provisions of section 97-v of the state	
21 finance law .....	45,000,000
22	-----



DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	0	34,761,947
6 Special Revenue Funds - Federal ....	224,207,000	171,747,000
7 Special Revenue Funds - Other .....	419,000	0
8 Enterprise Funds .....	4,250,000,000	3,400,000,000
9	-----	-----
10 All Funds .....	4,474,626,000	3,606,508,947
11	=====	=====

12  
13 SCHEDULE

15 ADMINISTRATION PROGRAM .....		20,000,000
16		-----
17		
18 Special Revenue Funds - Federal		
19 Unemployment Insurance Administration Fund		
20 Unemployment Insurance Administration Account		
21		
22 For services and expenses of administering		
23 unemployment insurance programs, job		
24 service programs, workforce investment act		
25 programs, employability development		
26 programs, other miscellaneous programs,		
27 and a reserve for unanticipated funding,		
28 pursuant to federal grants and contracts.		
29 A portion of this appropriation may be		
30 transferred to state operations .....	15,000,000	
31 For payment of unemployment insurance		
32 benefits as authorized by the federal		
33 government through the disaster unemploy-		
34 ment assistance program .....	5,000,000	
35	-----	
36		
37 EMPLOYMENT AND TRAINING PROGRAM .....		182,707,000
38		-----
39		
40 Special Revenue Funds - Federal		
41 Federal Workforce Investment Act Fund		
42 Federal Emergency Employment Act Account		
43		
44 For the administration and operation of		
45 employment and training programs as funded		
46 by grants under the workforce investment		
47 act, public law 105-220, including grants		
48 to other governmental units, community-		
49 based organizations, non-profit and for		
50 profit organizations, suballocations to		
51 state departments and agencies and a		
52 portion may be transferred to state oper-		
53 ations, according to the following:		
54 For services and expenses of statewide		
55 activities, including but not limited to		
56 state administration and technical assist-		
57 ance to local workforce investment areas,		
58 pursuant to an expenditure plan approved		
59 by the director of the budget. Of the		
60 moneys appropriated herein for statewide		
61 activities, the state workforce investment		
62 board shall assist the governor in devel-		

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

1 oping programs and identifying activities  
2 to be funded through the statewide reserve  
3 pursuant to section 134 of the federal  
4 workforce investment act, PL 105-220, and  
5 the commissioner of labor shall period-  
6 ically report to the state workforce  
7 investment board on such programs and  
8 activities which shall be developed giving  
9 consideration to the strategic training  
10 alliance program and other existing  
11 programs.

12 Of the amount appropriated herein, subject  
13 to the approval of the director of the  
14 budget, up to \$1,500,000 may be made  
15 available through transfer or suballo-  
16 cation to the office of children and fami-  
17 ly services, in accordance with a memoran-  
18 dum of understanding with the office of  
19 children and family services, to award to  
20 selected county youth bureaus for eligible  
21 workforce development programs including  
22 activities for at-risk youth.

23 Statewide employment and training activities  
24 may include one-to-one business advisement  
25 and training for qualified enrollees of  
26 the self-employment assistance program  
27 which may be operated by the state's small  
28 business development centers or the entre-  
29 preneurial assistance program ..... 200,000

30 For services and expenses of adult, youth  
31 and dislocated worker employment and  
32 training local workforce investment area  
33 programs and statewide rapid response  
34 activities ..... 162,507,000

35 For services and expenses of miscellaneous  
36 workforce investment act, public law 105-  
37 220 national reserve grants and other  
38 federal employment and training grants and  
39 federally administered programs ..... 20,000,000  
40 -----

41 OCCUPATIONAL SAFETY AND HEALTH PROGRAM ..... 419,000  
42 -----

43  
44  
45 Special Revenue Funds - Other  
46 Miscellaneous Special Revenue Fund  
47 Hazard Abatement Account  
48

49 For payment of state aid to local govern-  
50 ments pursuant to the provisions of chap-  
51 ter 729 of the laws of 1980 for the  
52 purposes of hazard abatement ..... 419,000  
53 -----

54  
55 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... 4,271,500,000  
56 -----

57  
58 Special Revenue Funds - Federal  
59 Unemployment Insurance Occupational Training Fund  
60 Unemployment Insurance Occupational Training Account  
61  
62

## DEPARTMENT OF LABOR

## AID TO LOCALITIES 2012-13

1	For the payment of expenses and allowances	
2	to authorized enrollees under approved	
3	employment and training programs .....	21,500,000
4		-----
5	Program account subtotal .....	21,500,000
6		-----
7		
8	Enterprise Funds	
9	Unemployment Insurance Benefit Fund	
10	Unemployment Insurance Benefit Account	
11		
12	For payment of unemployment insurance bene-	
13	fits pursuant to article 18 of the labor	
14	law or as authorized by the federal	
15	government through the disaster unemploy-	
16	ment assistance program, the emergency	
17	unemployment compensation program, the	
18	extended benefit program, the federal	
19	additional compensation program or any	
20	other federally funded unemployment	
21	benefit program .....	4,250,000,000
22		-----
23	Program account subtotal .....	4,250,000,000
24		-----

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2

3 Special Revenue Funds - Federal

4 Unemployment Insurance Administration Fund

5 Unemployment Insurance Administration Account

6

7 By chapter 53, section 1, of the laws of 2011:

8 For services and expenses of administering unemployment insurance  
9 programs, job service programs, workforce investment act programs,  
10 employability development programs, other miscellaneous programs,  
11 and a reserve for unanticipated funding, pursuant to federal grants  
12 and contracts. A portion of this appropriation may be transferred to  
13 state operations ... 15,000,000 ..... (re. \$15,000,000)

14

15 By chapter 53, section 1, of the laws of 2010:

16 For services and expenses of administering unemployment insurance  
17 programs, job service programs, workforce investment act programs,  
18 employability development programs, other miscellaneous programs,  
19 and a reserve for unanticipated funding, pursuant to federal grants  
20 and contracts. A portion of this appropriation may be transferred to  
21 state operations ... 9,660,000 ..... (re. \$7,900,000)

22

23 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
24 section 1, of the laws of 2010:

25 For services and expenses of administering unemployment insurance  
26 programs, job service programs, workforce investment act programs,  
27 employability development programs, other miscellaneous programs,  
28 and a reserve for unanticipated funding, pursuant to federal grants  
29 and contracts. A portion of this appropriation may be used to  
30 provide information and advice regarding unemployment insurance  
31 benefit appeals and hearing assistance. A portion of this appropri-  
32 ation may be transferred to state operations .....  
33 9,660,000 ..... (re. \$6,096,000)

34

35 EMPLOYMENT AND TRAINING PROGRAM

36

37 General Fund

38 Local Assistance Account

39

40 By chapter 53, section 1, of the laws of 2011:

41 For services and expenses of the Work Force Development Institute ....  
42 1,800,000 ..... (re. \$1,800,000)  
43 For services and expenses of the Summer of Opportunity Youth Employ-  
44 ment Program - Rochester ... 250,000 ..... (re. \$250,000)  
45 For services and expenses of Hillside Works .....  
46 100,000 ..... (re. \$100,000)

47

48 The appropriation made by chapter 53, section 1, of the laws of 2011,  
49 as added by chapter 55, section 2, of the laws of 2011 is hereby  
50 amended and reappropriated to read:

51 For allocation to local social services districts, notwithstanding any  
52 inconsistent provision of law, and without [state or] local  
53 financial participation, for costs of operating the summer youth  
54 programs providing full wage subsidy paid summer employment and  
55 associated supportive services to youths living in households whose  
56 incomes do not exceed 200 percent of the federal poverty level.  
57 Notwithstanding any other inconsistent provision of law to the  
58 contrary, the commissioner of any local department of social  
59 services may assign all or a portion of moneys appropriated herein  
60 on behalf of such local department of social services to the  
61 workforce investment board designated by such commissioner and upon  
62 receipt of such monies, any such workforce investment board shall be

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 obligated to utilize such funds consistent with the purposes of this  
 2 appropriation. Funds appropriated herein shall be allocated to local  
 3 social services districts in accordance with a methodology that  
 4 shall be based on allocations for the prior state fiscal year and on  
 5 a district's relative share of persons aged fourteen to twenty  
 6 living in households whose incomes do not exceed 200 percent of the  
 7 federal poverty level. Any portion of the amount appropriated  
 8 herein, subject to the approval of the director of the budget, may  
 9 be made available through transfer or suballocation to the office of  
 10 temporary and disability assistance for costs of operating summer  
 11 youth programs consistent with the provisions contained herein .....  
 12 25,000,000 ..... (re. \$25,000,000)

13  
 14 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,  
 15 section 2, of the laws of 2011 :

16 For services and expenses related to the continuation of displaced  
 17 homemaker services. Funds made available herein may be used for  
 18 state agency contractors, or aid to local social services districts,  
 19 provided, further that no more than ten percent of such funds may be  
 20 used for program administration at each individual displaced  
 21 homemaker center. Each program administrator shall prepare and  
 22 submit an annual report to the department of labor, the chairs of  
 23 the senate committee on social services, and the senate committee on  
 24 children and families and the assembly chair of the committee on  
 25 social services, on the summary of activities, including but not  
 26 limited to the number of eligible recipients, and the outcome for  
 27 each recipient together with a summary of revenues and expenses  
 28 including all salaries ... 2,500,000 ..... (re. \$2,500,000)

29  
 30 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
 31 section 1, of the laws of 2010:

32 For services and expenses of the displaced homemaker program to  
 33 continue the operation of existing displaced homemaker centers. Of  
 34 the amount appropriated herein, up to \$105,000 may be allocated to  
 35 support annual program administration costs .....  
 36 2,200,000 ..... (re. \$347,000)  
 37 For services and expenses of Jobs for Youth according to the following  
 38 sub-schedule ... 1,088,000 ..... (re. \$111,000)

39  
 40 sub-schedule  
 41  
 42 Henry Street Settlement ..... 155,747  
 43 Laguardia Community College ..... 141,061  
 44 Research Foundation of SUNY ..... 208,700  
 45 Southeast Bronx Neighborhood  
 46 Centers, Inc ..... 208,700  
 47 Syracuse Model Neighborhood  
 48 Facility, Inc. .... 186,896  
 49 YWCA of Western New York ..... 186,896

50  
 51 For services and expenses of the Workforce Development Institute AFL-  
 52 CIO for workforce Training, education and program development Initi-  
 53 atives; provided, however, that the amount of this appropriation  
 54 available for expenditure and disbursement on and after November 1,  
 55 2009 shall be reduced by 12.5 percent of the amount that was undis-  
 56 bursed as of November 1, 2009 ... 4,823,000 ..... (re. \$519,000)

57  
 58 By chapter 53, section 1, of the laws of 2008, as amended by chapter 1,  
 59 section 2, of the laws of 2009:

60 For services and expenses of the On-the-Job Chamber training program  
 61 to assist employers in providing occupational, hands-on training for  
 62 their current employees ... 216,000 ..... (re. \$59,000)

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

PROJECT	Project Schedule	AMOUNT
Greater Olean Chamber of Commerce - Catta-raugus County		27,000
Hornell Chamber of Commerce - Steuben County		27,000
Plattsburgh North Country Chamber of Commerce		27,000
Tompkins County Chamber of Commerce		27,000
Jamaica Chamber of Commerce - Queens County		27,000
Greater Binghamton Chamber of Commerce - Broome County		27,000
Amherst Chamber of Commerce - Niagara County		27,000
Brooklyn Chamber of Commerce - Kings County		27,000
<b>Total</b>		<b>216,000</b>

For the services and expenses of the NYS AFL-CIO Workforce Development Institute including Upstate, Erie Canal Corridor and Long Island for workforce training, education, and program development ..... 1,354,000 ..... (re. \$1,020,000)

For services and expenses of NYS AFL-CIO Workforce Development Institute in conjunction with ATU training and education at Albany, Syracuse, Rochester and Buffalo locations ..... 307,000 ..... (re. \$209,000)

For services and expenses of the NYS AFL-CIO Workforce Development Institution in conjunction with the New York State Building and Construction Trades Council/ Syracuse and Rochester Building Trades Councils for education, training, and program development ..... 325,000 ..... (re. \$24,000)

By chapter 53, section 1, of the laws of 2007, as amended by chapter 53, section 1, of the laws of 2008:

For services and expenses of the jobs for non-TANF recipients program ... 198,216 ..... (re. \$198,216)

NYS AFL CIO Cornell Leadership Institute ... 123,391 .. (re. \$123,300)

Domestic Violence Program of the Cornell University Labor Extension School in partnership with NYS AFL CIO ... 123,391 .. (re. \$123,300)

IBEW Training ... 98,713 ..... (re. \$98,700)

Westchester Putnam Counties Consortium for Worker Education and Training ... 123,391 ..... (re. \$123,300)

By chapter 53, section 1, of the laws of 2007, as amended by chapter 496, section 3, of the laws of 2008:

For the services and expenses of the United Auto Worker (UAW) American Axle and United Auto Worker (UAW) Perrys Ice Cream workforce training, education and program development, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 987,131 ..... (re. \$987,131)

For services and expenses of the On-the-Job training program to assist employers in providing occupational, hands-on training for their current employees, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 789,705 ... (re. \$190,000)

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	Project Schedule	
2	PROJECT	AMOUNT
3	-----	
4	Greater Olean Chamber of	
5	Commerce - Cattaraugus County .....	98,713
6	Hornell Chamber of Commerce -	
7	Steuben County .....	98,713
8	Plattsburgh North Country	
9	Chamber of Commerce .....	98,713
10	Tompkins County Chamber of	
11	Commerce .....	98,713
12	Jamaica Chamber of Commerce -	
13	Queens County .....	98,713
14	Greater Binghamton Chamber of	
15	Commerce - Broome County .....	98,713
16	Amherst Chamber of Commerce -	
17	Niagara County .....	98,713
18	Brooklyn Chamber of Commerce -	
19	Kings County .....	98,713
20	-----	
21	Total .....	789,705
22	-----	
23		
24	By chapter 53, section 1, of the laws of 2006, as amended by chapter 53,	
25	section 1, of the laws of 2011:	
26	For Senate Majority Labor Initiatives ...	1,800,000 ... (re. \$150,000)
27		
28	By chapter 53, section 1, of the laws of 2006, as amended by chapter	
29	496, section 3, of the laws of 2008:	
30	For the services and expenses of the United Auto Worker (UAW) American	
31	Axle and United Auto Worker (UAW) Perry's Ice Cream workforce train-	
32	ing, education and program development, provided, however, that the	
33	amount of this appropriation available for expenditure and disburse-	
34	ment on and after September 1, 2008 shall be reduced by six percent	
35	of the amount that was undisbursed as of August 15, 2008 .....	
36	1,000,000 .....	(re. 104,000)
37		
38	By chapter 53, section 1, of the laws of 1999:	
39	For services and expenses of the strategic training alliance program.	
40	The amount appropriated herein may be suballocated to the Urban Devel-	
41	opment Corporation according to the following sub-schedule ...	
42	34,000,000 .....	(re. \$725,000)
43		
44	sub-schedule	
45		
46	For the Delphi Harrison ther-	
47	mal systems project .....	4,000,000
48	For the American axle project ....	1,000,000
49	For the Delphi Automotive,	
50	Rochester New York oper-	
51	ations .....	725,000
52	For additional projects relat-	
53	ing to the strategic train-	
54	ing alliance program .....	28,275,000
55	-----	
56	Total of sub-schedule .....	34,000,000
57	-----	
58		
59		

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

- 1 Special Revenue Funds - Federal
- 2 Federal Workforce Investment Act Fund
- 3 Federal Emergency Employment Act Account

4  
5 By chapter 53, section 1, of the laws of 2011:

6 For the administration and operation of employment and training  
7 programs as funded by grants under the workforce investment act,  
8 public law 105-220, including grants to other governmental units,  
9 community-based organizations, non-profit and for profit  
10 organizations, suballocations to state departments and agencies and  
11 a portion may be transferred to state operations, according to the  
12 following:

13 For services and expenses of statewide activities, including but not  
14 limited to state administration and technical assistance to local  
15 workforce investment areas, pursuant to an expenditure plan approved  
16 by the director of the budget. Of the moneys appropriated herein for  
17 statewide activities, the state workforce investment board shall  
18 assist the governor in developing programs and identifying  
19 activities to be funded through the statewide reserve pursuant to  
20 section 134 of the federal workforce investment act, PL 105-220, and  
21 the commissioner of labor shall periodically report to the state  
22 workforce investment board on such programs and activities which  
23 shall be developed giving consideration to the strategic training  
24 alliance program and other existing programs.

25 Of the amount appropriated herein, subject to the approval of the  
26 director of the budget, up to \$1,500,000 may be made available  
27 through transfer or suballocation to the office of children and  
28 family services, in accordance with a memorandum of understanding  
29 with the office of children and family services, to award to  
30 selected county youth bureaus for eligible workforce development  
31 programs including activities for at-risk youth.

32 Statewide employment and training activities may include one-to-one  
33 business advisement and training for qualified enrollees of the  
34 self-employment assistance program which may be operated by the  
35 state's small business development centers or the entrepreneurial  
36 assistance program ... 5,064,000 ..... (re. \$3,545,000)

37 For services and expenses of adult, youth and dislocated worker  
38 employment and training local workforce investment area programs and  
39 statewide rapid response activities .....  
40 152,375,000 ..... (re. \$76,188,000)

41 For services and expenses of miscellaneous workforce investment act,  
42 public law 105-220 national reserve grants and other federal  
43 employment and training grants and federally administered programs  
44 ... 20,000,000 ..... (re. \$14,000,000)

45  
46 By chapter 53, section 1, of the laws of 2010, as amended by chapter 53,  
47 section 1, of the laws of 2011:

48 For the administration and operation of employment and training  
49 programs as funded by grants under the workforce investment act,  
50 public law 105-220, including grants to other governmental units,  
51 community-based organizations, non-profit and for profit organiza-  
52 tions, suballocations to state departments and agencies and a  
53 portion may be transferred to state operations, according to the  
54 following:

55 For services and expenses of miscellaneous workforce investment act,  
56 public law 105-220 national reserve grants and other federal employ-  
57 ment and training grants and federally administered programs ...  
58 39,500,000 ..... (re. \$5,000,000)

59  
60



DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 The appropriation made by chapter 53, section 1, of the laws of 2010, as  
2 amended by chapter 53, section 1, of the laws of 2011, is amended by  
3 a transfer from state operations and is reappropriated to read:

4 For the administration and operation of employment and training  
5 programs as funded by grants under the workforce investment act,  
6 public law 105-220, including grants to other governmental units,  
7 community-based organizations, non-profit and for profit organiza-  
8 tions, suballocations to state departments and agencies and a  
9 portion may be transferred to state operations, according to the  
10 following:

11 For services and expenses of statewide activities, including but not  
12 limited to state administration and technical assistance to local  
13 workforce investment areas, pursuant to an expenditure plan approved  
14 by the director of the budget. Of the moneys appropriated herein for  
15 statewide activities, the state workforce investment board shall  
16 assist the governor in developing programs and identifying activ-  
17 ities to be funded through the statewide reserve pursuant to section  
18 134 of the federal workforce investment act, PL 105-220, and the  
19 commissioner of labor shall periodically report to the state work-  
20 force investment board on such programs and activities which shall  
21 be developed giving consideration to the strategic training alliance  
22 program and other existing programs.

23 Of the amount appropriated herein, subject to the approval of the  
24 director of the budget, up to \$1,500,000 may be made available  
25 through transfer or suballocation to the office of children and  
26 family services, in accordance with a memorandum of understanding  
27 with the office of children and family services, to award to  
28 selected county youth bureaus for eligible workforce development  
29 programs including activities for at-risk youth.

30 Statewide employment and training activities may include one-to-one  
31 business advisement and training for qualified enrollees of the  
32 self-employment assistance program which may be operated by the  
33 state's small business development centers or the entrepreneurial  
34 assistance program ... [2,000,000] 6,496,000 ..... (re. \$6,496,000)  
35

36 The appropriation made by chapter 53, section 1, of the laws of 2010, as  
37 amended by chapter 53, section 1, of the laws of 2011, is hereby  
38 amended by transferring \$9,797,000 to state operations:

39 For the administration and operation of employment and training  
40 programs as funded by grants under the workforce investment act,  
41 public law 105-220, including grants to other governmental units,  
42 community-based organizations, non-profit and for profit organiza-  
43 tions, suballocations to state departments and agencies and a  
44 portion may be transferred to state operations, according to the  
45 following:

46 For services and expenses of adult, youth and dislocated worker  
47 employment and training local workforce investment area programs and  
48 statewide rapid response activities .....  
49 [175,027,000] 165,230,000 ..... (re. \$11,229,000)  
50

51 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
52 section 1, of the laws of 2011:

53 For the administration and operation of employment and training  
54 programs as funded by grants under the workforce investment act,  
55 public law 105-220, including grants to other governmental units,  
56 community-based organizations, non-profit and for profit organiza-  
57 tions, and suballocations to state departments and agencies and a  
58 portion may be transferred to state operations, according to the  
59 following:

60 For services and expenses of statewide activities, including but not  
61 limited to state administration and technical assistance to local  
62 workforce investment areas pursuant to an expenditure plan approved

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 by the director of the budget. Of the moneys appropriated herein for  
 2 statewide activities, the state workforce investment board shall  
 3 assist the governor in developing programs and identifying activ-  
 4 ities to be funded through the statewide reserve pursuant to section  
 5 134 of the federal workforce investment act, PL 105-220, and the  
 6 commissioner of labor shall periodically report to the state work-  
 7 force investment board on such programs and activities which shall  
 8 be developed giving consideration to the strategic training alliance  
 9 program and other existing programs.

10 Of the amount appropriated herein, subject to the approval of the  
 11 director of the budget, up to \$1,500,000 may be made available  
 12 through transfer or suballocation to the office of children and  
 13 family services, in accordance with a memorandum of understanding  
 14 with the office of children and family services, to award to  
 15 selected county youth bureaus for eligible workforce development  
 16 programs including activities for at-risk youth.

17 Statewide employment and training activities may include one-to-one  
 18 business advisement and training for qualified enrollees of the  
 19 self-employment assistance program which may be operated by the  
 20 state's small business development centers or the entrepreneurial  
 21 assistance program ... 1,400,000 ..... (re. 1,000,000)

22 For the administration and operation of employment and training  
 23 programs as funded by grants under the workforce investment act,  
 24 public law 105-220, including grants to other governmental units,  
 25 community-based organizations, non-profit and for profit organiza-  
 26 tions, suballocations to state departments and agencies and a  
 27 portion may be transferred to state operations, according to the  
 28 following:

29 For services and expenses of adult, youth and dislocated worker  
 30 employment and training local workforce investment area programs and  
 31 statewide rapid response activities .....  
 32 162,560,000 ..... (re. \$359,000)

33  
 34 The appropriation made by chapter 53, section 1, of the laws of 2009, as  
 35 amended by chapter 53, section 1, of the laws of 2011, is hereby  
 36 amended by transferring \$975,000 to state operations:

37 For the administration and operation of employment and training  
 38 programs as funded by grants under the workforce investment act,  
 39 public law 105-220, including grants to other governmental units,  
 40 community-based organizations, non-profit and for profit organiza-  
 41 tions, and suballocations to state departments and agencies and a  
 42 portion may be transferred to state operations, according to the  
 43 following:

44 For services and expenses of miscellaneous workforce investment act,  
 45 public law 105-220 national reserve grants and other federal employ-  
 46 ment and training grants and federally administered programs .....  
 47 [39,975,000] 39,000,000 ..... (re. \$1,000,000)

48  
 49 By chapter 53, section 1, of the laws of 2009, as amended by chapter 53,  
 50 section 1, of the laws of 2010:

51 For services and expenses of administering federal programs under the  
 52 American Recovery and Reinvestment Act of 2009 including but not  
 53 limited to funding for services and expenses of miscellaneous work-  
 54 force investment act, public law 105-220 national reserve grants and  
 55 other federal employment and training grants and federally adminis-  
 56 tered programs, including WIA National Activities. A portion of this  
 57 appropriation may be transferred to state operations. Funds appro-  
 58 priated herein shall be subject to all applicable reporting and  
 59 accountability requirements contained in the American Recovery and  
 60 Reinvestment Act of 2009 ... 40,000,000 ..... (re. \$2,434,000)

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM  
2  
3 Special Revenue Funds - Federal  
4 Unemployment Insurance Occupational Training Fund  
5 Unemployment Insurance Occupational Training Account  
6  
7 The appropriation made by chapter 50, section 1, of the laws of 2011, to  
8 state operations is hereby transferred, amended, and reappropriated  
9 to aid to localities:  
10 For the payment of expenses and allowances to authorized enrollees  
11 under approved employment and training programs.  
12 [Nonpersonal service] ... 21,500,000 ..... (re. \$21,500,000)  
13  
14 Enterprise Funds  
15 Unemployment Insurance Benefit Fund  
16 Unemployment Insurance Benefit Account  
17  
18 The appropriation made by chapter 50, section 1, of the laws of 2011, to  
19 state operations is hereby transferred, amended, and reappropriated  
20 to aid to localities:  
21 For payment of unemployment insurance benefits pursuant to article 18  
22 of the labor law or as authorized by the federal government through  
23 the disaster unemployment assistance program.  
24 [Contractual services] ... 5,000,000,000 ..... (re. \$2,100,000,000)  
25 For payment of unemployment insurance benefits pursuant to article 18  
26 of the labor law or as authorized by the federal government through  
27 the disaster unemployment assistance program including any funds  
28 that are made available to this state under the American Recovery  
29 and Reinvestment Act of 2009, including but not limited to funding  
30 for the extension of the emergency unemployment compensation  
31 program, also referred to as EUC 08, and the federal additional  
32 compensation program. Funds appropriated herein shall be subject to  
33 all applicable reporting and accountability requirements contained  
34 in the American Recovery and Reinvestment Act of 2009. Up to 20% of  
35 the amount appropriated herein may be interchanged with any other  
36 American Recovery and Reinvestment Act of 2009 unemployment  
37 insurance benefit appropriation subject to the approval of the  
38 director of the budget.  
39 [Contractual services] ... 2,500,000,000 ..... (re. \$550,000,000)  
40 For payment of unemployment insurance benefits pursuant to article 18  
41 of the labor law or as authorized by the federal government through  
42 the disaster unemployment assistance program, the emergency  
43 unemployment compensation program, the extended benefit program, the  
44 federal additional compensation program or any other federally  
45 funded unemployment benefit program.  
46 [Contractual services] ... 750,000,000 ..... (re. \$750,000,000)

DEPARTMENT OF MENTAL HYGIENE  
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	0
6	Special Revenue Funds - Federal ....	176,017,000
7	Special Revenue Funds - Other .....	0
8		-----
9	All Funds .....	176,017,000
10		=====

11  
 12 SCHEDULE

13  
 14 COMMUNITY TREATMENT SERVICES PROGRAM ..... 378,493,000

15  
 16  
 17 General Fund  
 18 Local Assistance Account

19  
 20 For payment, net of disallowances, of state  
 21 financial assistance in accordance with  
 22 the mental hygiene law related to treat-  
 23 ment services.

24 Notwithstanding any other provisions of law,  
 25 no payment shall be made from this appro-  
 26 priation until the recipient agency has  
 27 demonstrated that it has applied for and  
 28 received, or received formal notification  
 29 of refusal of, all forms of third-party  
 30 reimbursement, including federal aid and  
 31 patient fees. The moneys hereby appropriat-  
 32 ed are available to reimburse or advance  
 33 to localities and voluntary nonprofit  
 34 agencies for expenditures heretofore  
 35 accrued or hereafter to accrue during  
 36 local fiscal periods commencing January 1,  
 37 2012 or July 1, 2012 and for advances for  
 38 the period beginning January 1, 2013.

39 The commissioner, pursuant to such contract  
 40 and/or funding authorization letter, may  
 41 pay from this appropriation all or a  
 42 portion of the expenses incurred by such  
 43 voluntary agencies arising out of loans  
 44 obtained from the proceeds of bonds and  
 45 notes issued by the dormitory authority of  
 46 the state of New York or another author-  
 47 ized entity approved by the division of  
 48 the budget. Such expenses may include, but  
 49 shall not be limited to, amounts relating  
 50 to principal and interest and any other  
 51 fees and charges arising from such loans.

52 Notwithstanding any other provision of law,  
 53 subject to the approval of the director of  
 54 the budget, a portion of the money appro-  
 55 priated herein may be made available for  
 56 obligations and payments heretofore or  
 57 hereafter accrued by the department of  
 58 health for community alcoholism, chemical  
 59 dependence, and substance abuse treatment

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 services, including the state share of  
2 medical assistance payments.  
3 Notwithstanding any inconsistent provision  
4 of law, a portion of the money appropri-  
5 ated herein may be made available for  
6 transfer to the department of health for  
7 the state share of disproportionate share  
8 payments to voluntary nonprofit general  
9 hospitals pursuant to chapter 119 of the  
10 laws of 1997, as amended.  
11 Payment limitations set forth in paragraph 2  
12 of subdivision 6 of section 1 of chapter  
13 119 of the laws of 1997 as amended by  
14 section 1 of part S2 of chapter 62 of the  
15 laws of 2003 related to costs incurred by  
16 general hospitals in providing services to  
17 uninsured patients and patients eligible  
18 for medical assistance pursuant to title  
19 11 of article 5 of the social services  
20 law, for state fiscal year 2012-13, shall  
21 be based initially on reported reconciled  
22 data from 2009-10, and further reconciled  
23 to actual reported data from such payment  
24 year.  
25 Notwithstanding any inconsistent provisions  
26 of law, moneys from this appropriation may  
27 be used for expenses of localities,  
28 nonprofit and for-profit agencies that may  
29 arise from the assumption of operational  
30 responsibilities for programs when operat-  
31 ing certificates for such programs cease  
32 to be in effect and/or programs are placed  
33 into receivership pursuant to section  
34 19.41 of the mental hygiene law.  
35 Notwithstanding any inconsistent provision  
36 of law, including section 1 of part C of  
37 chapter 57 of the laws of 2006, as amended  
38 by section 1 of part F of chapter 59 of  
39 the laws of 2011, for the period commenc-  
40 ing on April 1, 2012 and ending March 31,  
41 2013 the commissioner shall not apply any  
42 cost of living adjustment for the purpose  
43 of establishing rates of payments,  
44 contracts or any other form of reimburse-  
45 ment.  
46 No expenditure shall be made for such  
47 program until a certificate of allocation  
48 has been approved by the director of the  
49 budget and copies thereof filed with the  
50 state comptroller and chairs of the senate  
51 finance committee and the assembly ways  
52 and means committee.  
53 Notwithstanding any provision of law to the  
54 contrary, the commissioner of the office  
55 of alcoholism and substance abuse services  
56 shall be authorized to continue contracts  
57 which were executed on or before March 31,  
58 2012 with entities providing services for  
59 problem gambling and chemical dependency  
60 prevention, treatment and recovery

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 services, without any additional require-  
2 ments that such contracts be subject to  
3 competitive bidding, a request for  
4 proposal process or other administrative  
5 procedures.

6 Notwithstanding any other provision of law,  
7 the money hereby appropriated may be  
8 transferred to state operations and/or any  
9 appropriation of the office of alcoholism  
10 and substance abuse services, with the  
11 approval of the director of the budget who  
12 shall file such approval with the depart-  
13 ment of audit and control and copies ther-  
14 eof with the chairman of the senate  
15 finance committee and the chairman of the  
16 assembly ways and means committee.

17 The state comptroller is hereby authorized  
18 to receive funds from the office of alco-  
19 holism and substance abuse services that  
20 were returned from providers in the  
21 current fiscal year in respect of a  
22 settlement of local assistance funds from  
23 prior fiscal years and is authorized to  
24 refund such moneys to the credit of the  
25 local assistance account of the general  
26 fund for the purpose of reimbursing the  
27 2012-13 appropriation.

28 Funds appropriated herein shall be available  
29 in accordance with the following:

30 For services and expenses related to the	
31 administration of chemical dependency	
32 services by local governmental units .....	4,198,000
33 For the state share of medical assistance	
34 payments for outpatient services and the	
35 state share of disproportionate share	
36 payments .....	32,680,000
37	-----
38 Program account subtotal .....	36,878,000
39	-----

40  
41 Special Revenue Funds - Federal  
42 Federal Health and Human Services Fund  
43 SAPT Block Grant Account  
44

45 For services and expenses related to  
46 prevention, intervention, and treatment  
47 programs provided by the substance abuse  
48 prevention and treatment (SAPT) block  
49 grant.

50 Notwithstanding any inconsistent provision  
51 of law, including section 1 of part C of  
52 chapter 57 of the laws of 2006, as amended  
53 by section 1 of part F of chapter 59 of  
54 the laws of 2011, for the period commenc-  
55 ing on April 1, 2012 and ending March 31,  
56 2013 the commissioner shall not apply any  
57 cost of living adjustment for the purpose  
58 of establishing rates of payments,  
59 contracts or any other form of reimburse-  
60 ment.

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision  
 2 of law, a portion of the funds hereby  
 3 appropriated may, subject to the approval  
 4 of the director of the budget, be trans-  
 5 ferred to state operations and/or any  
 6 appropriation of the office of alcoholism  
 7 and substance abuse services consistent  
 8 with the terms and conditions of the SAPT  
 9 block grant award.

10 Notwithstanding any inconsistent provision  
 11 of law, \$5,000,000 of the funds hereby  
 12 appropriated may, subject to the approval  
 13 of the director of the budget, be used for  
 14 services and expenses associated with  
 15 federal grant awards yet to be allocated  
 16 by the federal department of health and  
 17 human services.

18 Notwithstanding any provision of law to the  
 19 contrary, the commissioner of the office  
 20 of alcoholism and substance abuse services  
 21 shall be authorized to continue contracts  
 22 which were executed on or before March 31,  
 23 2012 with entities providing services for  
 24 problem gambling and chemical dependency  
 25 prevention, treatment and recovery  
 26 services, without any additional require-  
 27 ments that such contracts be subject to  
 28 competitive bidding, a request for  
 29 proposal process or other administrative  
 30 procedures.

31 Funds appropriated herein shall be available  
 32 in accordance with the following:

33 For services and expenses related to problem	
34 gambling and chemical dependence outpa-	
35 tient services .....	17,900,000
36 For services and expenses related to resi-	
37 dential services .....	61,200,000
38 For services and expenses related to crisis	
39 services .....	7,900,000
40	-----
41 Program account subtotal .....	87,000,000
42	-----

43  
 44 Special Revenue Funds - Federal  
 45 Federal Operating Grants Fund  
 46 Shelter Plus Care Account  
 47

48 For services and expenses related to home-  
 49 less grants. Subject to a plan approved by  
 50 the director of the budget, the amount  
 51 appropriated herein may be made available  
 52 to other state agencies for services and  
 53 expenses related to federal homeless  
 54 grants. The director of the budget is  
 55 hereby authorized to transfer appropri-  
 56 ation authority contained herein to state  
 57 operations and/or any appropriation of the  
 58 office of alcoholism and substance abuse  
 59  
 60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 services and/or any other federal fund in  
 2 which federal homeless grants are actually  
 3 received.  
 4 Notwithstanding any inconsistent provision  
 5 of law, \$5,000,000 of the funds hereby  
 6 appropriated may, subject to the approval  
 7 of the director of the budget, be used for  
 8 federal grant awards yet to be allocated.  
 9 Appropriation authority contained herein  
 10 may be transferred to state operations  
 11 and/or any appropriation of the office of  
 12 alcoholism and substance abuse services.  
 13 Notwithstanding any inconsistent provision  
 14 of law, including section 1 of part C of  
 15 chapter 57 of the laws of 2006, as amended  
 16 by section 1 of part F of chapter 59 of  
 17 the laws of 2011, for the period commenc-  
 18 ing on April 1, 2012 and ending March 31,  
 19 2013 the commissioner shall not apply any  
 20 cost of living adjustment for the purpose  
 21 of establishing rates of payments,  
 22 contracts or any other form of reimburse-  
 23 ment ..... 19,000,000  
 24 -----  
 25 Program account subtotal ..... 19,000,000  
 26 -----  
 27

28 Special Revenue Funds - Other  
 29 Miscellaneous Special Revenue Fund  
 30 Mental Hygiene Program Fund Account  
 31

32 For payment, net of disallowances, of state  
 33 financial assistance in accordance with  
 34 the mental hygiene law related to treat-  
 35 ment services.

36 Notwithstanding any other provisions of law,  
 37 no payment shall be made from this appro-  
 38 priation until the recipient agency has  
 39 demonstrated that it has applied for and  
 40 received, or received formal notification  
 41 of refusal of, all forms of third-party  
 42 reimbursement, including federal aid and  
 43 patient fees. The moneys hereby appropri-  
 44 ated are available to reimburse or advance  
 45 to localities and voluntary nonprofit  
 46 agencies for expenditures heretofore  
 47 accrued or hereafter to accrue during  
 48 local fiscal periods commencing January 1,  
 49 2012 or July 1, 2012 and for advances for  
 50 the period beginning January 1, 2013.

51 The commissioner, pursuant to such contract  
 52 and/or funding authorization letter, may  
 53 pay from this appropriation all or a  
 54 portion of the expenses incurred by such  
 55 voluntary agencies arising out of loans  
 56 obtained from the proceeds of bonds and  
 57 notes issued by the dormitory authority of  
 58 the state of New York or another author-  
 59 ized entity approved by the division of  
 60 the budget. Such expenses may include, but



## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 shall not be limited to, amounts relating  
2 to principal and interest and any other  
3 fees and charges arising from such loans.  
4 Notwithstanding any inconsistent provisions  
5 of law, moneys from this appropriation may  
6 be used for expenses of localities,  
7 nonprofit and for-profit agencies that may  
8 arise from the assumption of operational  
9 responsibilities for programs when operat-  
10 ing certificates for such programs cease  
11 to be in effect and/or programs are placed  
12 into receivership pursuant to section  
13 19.41 of the mental hygiene law.  
14 Notwithstanding any inconsistent provision  
15 of law, including section 1 of part C of  
16 chapter 57 of the laws of 2006, as amended  
17 by section 1 of part F of chapter 59 of  
18 the laws of 2011, for the period commenc-  
19 ing on April 1, 2012 and ending March 31,  
20 2013 the commissioner shall not apply any  
21 cost of living adjustment for the purpose  
22 of establishing rates of payments,  
23 contracts or any other form of reimburse-  
24 ment.  
25 No expenditure shall be made for such  
26 program until a certificate of allocation  
27 has been approved by the director of the  
28 budget and copies thereof filed with the  
29 state comptroller and chairs of the senate  
30 finance committee and the assembly ways  
31 and means committee.  
32 Notwithstanding any provision of law to the  
33 contrary, the commissioner of the office  
34 of alcoholism and substance abuse services  
35 shall be authorized to continue contracts  
36 which were executed on or before March 31,  
37 2012 with entities providing services for  
38 problem gambling and chemical dependency  
39 prevention, treatment and recovery  
40 services, without any additional require-  
41 ments that such contracts be subject to  
42 competitive bidding, a request for  
43 proposal process or other administrative  
44 procedures.  
45 Notwithstanding any other provision of law,  
46 the money hereby appropriated may be  
47 transferred to state operations and/or any  
48 appropriation of the office of alcoholism  
49 and substance abuse services, with the  
50 approval of the director of the budget who  
51 shall file such approval with the depart-  
52 ment of audit and control and copies ther-  
53 eof with the chairman of the senate  
54 finance committee and the chairman of the  
55 assembly ways and means committee.  
56 Notwithstanding any other provision of law,  
57 the department of motor vehicles is hereby  
58 authorized to transfer the alcohol and  
59 drug rehabilitation program established  
60 pursuant to section 1196 of the vehicle

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 and traffic law to the office of  
 2 alcoholism and substance abuse services;  
 3 provided, however, that oversight and  
 4 responsibility for the operation of such  
 5 program shall be assumed by the office and  
 6 any regulations necessary for the  
 7 continued operation and oversight of the  
 8 program shall be promulgated by the  
 9 commissioner of the office of alcoholism  
 10 and substance abuse services in  
 11 consultation with the commissioner of the  
 12 department of motor vehicles.

13 Notwithstanding any other provision of law,  
 14 up to \$3,375,000 of the funds hereby  
 15 appropriated may, subject to the approval  
 16 of the director of the budget, be  
 17 available for services and expenses for  
 18 supportive housing for chronically  
 19 homeless families, or families at serious  
 20 risk of becoming chronically homeless, in  
 21 which the head of the household suffers  
 22 from a substance abuse disorder, a  
 23 disabling medical condition, or HIV/AIDS  
 24 provided under the joint project between  
 25 the state and the city of New York, known  
 26 as the New York New York III supportive  
 27 housing agreement.

28 The state comptroller is hereby authorized  
 29 and directed to loan money in accordance  
 30 with the provisions set forth in subdivi-  
 31 sion 5 of section 4 of the state finance  
 32 law to the mental hygiene program fund  
 33 account.

34 The state comptroller is hereby authorized  
 35 to receive funds from the office of alco-  
 36 holism and substance abuse services that  
 37 were returned from providers in the  
 38 current fiscal year in respect of a  
 39 settlement of local assistance funds from  
 40 prior fiscal years and is authorized to  
 41 refund such moneys to the credit of this  
 42 fund for the purpose of reimbursing the  
 43 2012-13 appropriation.

44 Funds appropriated herein shall be available  
 45 in accordance with the following:

46 For services and expenses related to inpa-	
47 tient rehabilitation services .....	189,000
48 For services and expenses related to resi-	
49 dential services .....	87,534,000
50 For services and expenses related to crisis	
51 services .....	14,184,000
52 For services and expenses related to problem	
53 gambling and chemical dependence outpa-	
54 tient services .....	104,394,000
55 For expenses related to debt service	
56 payments for capital projects funded by	
57 the proceeds of bonds and notes issued by	
58	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1	the dormitory authority of the state of	
2	New York .....	29,314,000
3		-----
4	Program account subtotal .....	235,615,000
5		-----
6		
7	PREVENTION AND PROGRAM SUPPORT .....	79,003,000
8		-----
9		
10	Special Revenue Funds - Federal	
11	Federal Health and Human Services Fund	
12	SAPT Block Grant Account	
13		
14	For services and expenses related to	
15	prevention, intervention and treatment	
16	programs provided by the substance abuse	
17	prevention and treatment (SAPT) block	
18	grant.	
19	Notwithstanding any inconsistent provision	
20	of law, including section 1 of part C of	
21	chapter 57 of the laws of 2006, as amended	
22	by section 1 of part F of chapter 59 of	
23	the laws of 2011, for the period commenc-	
24	ing on April 1, 2012 and ending March 31,	
25	2013 the commissioner shall not apply any	
26	cost of living adjustment for the purpose	
27	of establishing rates of payments,	
28	contracts or any other form of reimburse-	
29	ment.	
30	Notwithstanding any inconsistent provision	
31	of law, a portion of the funds hereby	
32	appropriated may, subject to the approval	
33	of the director of the budget, be trans-	
34	ferred to state operations and/or any	
35	appropriation of the office of alcoholism	
36	and substance abuse services consistent	
37	with the terms and conditions of the SAPT	
38	block grant award.	
39	Notwithstanding any provision of law to the	
40	contrary, the commissioner of the office	
41	of alcoholism and substance abuse services	
42	shall be authorized to continue contracts	
43	which were executed on or before March 31,	
44	2012 with entities providing services for	
45	problem gambling and chemical dependency	
46	prevention, treatment and recovery	
47	services, without any additional require-	
48	ments that such contracts be subject to	
49	competitive bidding, a request for	
50	proposal process or other administrative	
51	procedures .....	29,000,000
52		-----
53	Program account subtotal .....	29,000,000
54		-----
55		
56	Special Revenue Funds - Other	
57	Miscellaneous Special Revenue Fund	
58	Mental Hygiene Program Fund Account	
59		
60		

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 For payment, net of disallowances, of state  
2 financial assistance in accordance with  
3 the mental hygiene law related to problem  
4 gambling and chemical dependency school  
5 and community-based prevention, education,  
6 and recovery programs, and program  
7 support.  
8 Notwithstanding any other provisions of law,  
9 no payment shall be made from this appro-  
10 priation until the recipient agency has  
11 demonstrated it has applied for and  
12 received, or received formal notification  
13 of refusal of, all forms of third-party  
14 reimbursement, including federal aid and  
15 patient fees. The moneys hereby appropri-  
16 ated are available to reimburse or advance  
17 to localities and voluntary nonprofit  
18 agencies for expenditures heretofore  
19 accrued or hereafter to accrue during  
20 local fiscal periods commencing January 1,  
21 2012 or July 1, 2012 and for advances for  
22 the period beginning January 1, 2013.  
23 No expenditure shall be made for such  
24 program until a certificate of allocation  
25 has been approved by the director of the  
26 budget and copies thereof filed with the  
27 state comptroller and chairs of the senate  
28 finance committee and the assembly ways  
29 and means committee.  
30 Notwithstanding any other provision of law,  
31 the money hereby appropriated may be  
32 transferred to state operations and/or any  
33 appropriation of the office of alcoholism  
34 and substance abuse services, with the  
35 approval of the director of the budget who  
36 shall file such approval with the depart-  
37 ment of audit and control and copies ther-  
38 eof with the chairman of the senate  
39 finance committee and the chairman of the  
40 assembly ways and means committee. The  
41 state comptroller is hereby authorized and  
42 directed to loan money in accordance with  
43 the provisions set forth in subdivision 5  
44 of section 4 of the state finance law to  
45 the mental hygiene program fund account.  
46 The state comptroller is hereby authorized  
47 to receive funds from the office of alco-  
48 holism and substance abuse services that  
49 were returned from providers in the  
50 current fiscal year in respect of a  
51 settlement of local assistance funds from  
52 prior fiscal years and is authorized to  
53 refund such moneys to the credit of this  
54 fund for the purpose of reimbursing the  
55 2012-13 appropriation.  
56 Notwithstanding any inconsistent provision  
57 of law, including section 1 of part C of  
58 chapter 57 of the laws of 2006, as amended  
59 by section 1 of part F of chapter 59 of  
60 the laws of 2011, for the period commenc-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

1 ing on April 1, 2012 and ending March 31,  
2 2013 the commissioner shall not apply any  
3 cost of living adjustment for the purpose  
4 of establishing rates of payments,  
5 contracts or any other form of reimburse-  
6 ment.  
7 Notwithstanding any provision of law to the  
8 contrary, the commissioner of the office  
9 of alcoholism and substance abuse services  
10 shall be authorized to continue contracts  
11 which were executed on or before March 31,  
12 2012 with entities providing services for  
13 problem gambling and chemical dependency  
14 prevention and treatment services, without  
15 any additional requirements that such  
16 contracts be subject to competitive  
17 bidding, a request for proposal process or  
18 other administrative procedures ..... 42,553,000  
19 For services and expenses of chemical  
20 dependence treatment and prevention  
21 services programs including services and  
22 expenses related to staff training,  
23 evaluation, and workforce development  
24 activities ..... 7,413,000  
25 For services and expenses related to  
26 prevention efforts targeted at youth ..... 37,000  
27 -----  
28 Program account subtotal ..... 50,003,000  
29 -----

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY TREATMENT SERVICES PROGRAM

2

3 Special Revenue Funds - Federal

4 Federal Health and Human Services Fund

5 SAPT Block Grant Account

6

7 By chapter 53, section 1, of the laws of 2011:

8 For services and expenses related to prevention, intervention, and  
9 treatment programs provided by the substance abuse prevention and  
10 treatment (SAPT) block grant.

11 Notwithstanding any inconsistent provision of law, including section 1  
12 of part C of chapter 57 of the laws of 2006, as amended by section 1  
13 of part F of chapter 111 of the laws of 2010, for the period  
14 commencing on April 1, 2011 and ending March 31, 2012 the  
15 commissioner shall not apply any cost of living adjustment for the  
16 purpose of establishing rates of payments, contracts or any other  
17 form of reimbursement.

18 Notwithstanding any inconsistent provision of law, a portion of the  
19 funds hereby appropriated may, subject to the approval of the  
20 director of the budget, be transferred to state operations and/or  
21 any appropriation of the office of alcoholism and substance abuse  
22 services consistent with the terms and conditions of the SAPT block  
23 grant award.

24 Notwithstanding any inconsistent provision of law, \$5,000,000 of the  
25 funds hereby appropriated may, subject to the approval of the  
26 director of the budget, be used for services and expenses associated  
27 with federal grant awards yet to be allocated by the federal  
28 department of health and human services.

29 Notwithstanding any provision of law to the contrary, the commissioner  
30 of the office of alcoholism and substance abuse services shall be  
31 authorized to continue contracts which were executed on or before  
32 March 31, 2011 with entities providing services for problem gambling  
33 and chemical dependency prevention, treatment and recovery services,  
34 without any additional requirements that such contracts be subject  
35 to competitive bidding, a request for proposal process or other  
36 administrative procedures.

37 Funds appropriated herein shall be available in accordance with the  
38 following:

39	For services and expenses related to problem gambling and chemical	
40	dependence outpatient services ...	17,900,000 .... (re. \$17,900,000)
41	For services and expenses related to residential services .....	
42	61,200,000 .....	(re. \$61,200,000)
43	For services and expenses related to crisis services .....	
44	7,900,000 .....	(re. \$7,900,000)

45

46 By chapter 110, section 17, of the laws of 2010:

47 For services and expenses of prevention, intervention, and treatment  
48 programs provided by the SAPT block grants.

49 Notwithstanding any inconsistent provision of law, including section 1  
50 of part C of chapter 57 of the laws of 2006, as amended by section 2  
51 of part I of chapter 58 of the laws of 2008 and part L of chapter 58  
52 of the laws of 2009, for the period commencing on April 1, 2010 and  
53 ending March 31, 2011 the commissioner shall not apply any cost of  
54 living adjustment for the purpose of establishing rates of payments,  
55 contracts or any other form of reimbursement.

56 Notwithstanding any inconsistent provision of law, a portion of the  
57 funds hereby appropriated may, subject to the approval of the direc-  
58 tor of the budget, be transferred to state operations and/or any

59

60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 appropriation of the office of alcoholism and substance abuse  
2 services consistent with the terms and conditions of the SAPT block  
3 grant award.

4 Notwithstanding any provision of law to the contrary, the commissioner  
5 of the office of alcoholism and substance abuse services shall be  
6 authorized to continue contracts which were executed on or before  
7 March 31, 2010 with entities providing services for problem gambling  
8 and chemical dependency prevention, treatment and recovery services,  
9 without any additional requirements that such contracts be subject  
10 to competitive bidding, a request for proposal process or other  
11 administrative procedures ... 82,000,000 ..... (re. \$253,000)

12 For services and expenses associated with federal grant awards yet to  
13 be allocated by the federal department of health and human services.  
14 Notwithstanding any inconsistent provision of law, the director of  
15 the budget is hereby authorized to transfer appropriation authority  
16 contained herein to state operations and/or any appropriation of the  
17 office of alcoholism and substance abuse services .....  
18 5,000,000 ..... (re. \$5,000,000)

19  
20 Special Revenue Funds - Federal  
21 Federal Operating Grants Fund  
22 Shelter Plus Care Account  
23

24 By chapter 53, section 1, of the laws of 2011:  
25 For services and expenses related to homeless grants. Subject to a  
26 plan approved by the director of the budget, the amount appropriated  
27 herein may be made available to other state agencies for services  
28 and expenses related to federal homeless grants. The director of the  
29 budget is hereby authorized to transfer appropriation authority  
30 contained herein to state operations and/or any appropriation of the  
31 office of alcoholism and substance abuse services and/or any other  
32 federal fund in which federal homeless grants are actually received.

33 Notwithstanding any inconsistent provision of law, \$5,000,000 of the  
34 funds hereby appropriated may, subject to the approval of the  
35 director of the budget, be used for federal grant awards yet to be  
36 allocated. Appropriation authority contained herein may be  
37 transferred to state operations and/or any appropriation of the  
38 office of alcoholism and substance abuse services.

39 Notwithstanding any inconsistent provision of law, including section 1  
40 of part C of chapter 57 of the laws of 2006, as amended by section 1  
41 of part F of chapter 111 of the laws of 2010, for the period  
42 commencing on April 1, 2011 and ending March 31, 2012 the  
43 commissioner shall not apply any cost of living adjustment for the  
44 purpose of establishing rates of payments, contracts or any other  
45 form of reimbursement ... 19,000,000 ..... (re. \$19,000,000)

46  
47 By chapter 110, section 17, of the laws of 2010:  
48 For services and expenses related to homeless grants. Subject to a  
49 plan approved by the director of the budget, the amount appropriated  
50 herein may be made available to other state agencies for services  
51 and expenses related to federal homeless grants. The director of the  
52 budget is hereby authorized to transfer appropriation authority  
53 contained herein to state operations and/or any appropriation of the  
54 office of alcoholism and substance abuse services and/or any other  
55 federal fund in which federal homeless grants are actually received.

56 Notwithstanding any inconsistent provision of law, including section 1  
57 of part C of chapter 57 of the laws of 2006, as amended by section 2  
58 of part I of chapter 58 of the laws of 2008 and part L of chapter 58  
59 of the laws of 2009, for the period commencing on April 1, 2010 and  
60 ending March 31, 2011 the commissioner shall not apply any cost of

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OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 living adjustment for the purpose of establishing rates of payments,  
 2 contracts or any other form of reimbursement .....  
 3 14,000,000 ..... (re. \$12,053,000)  
 4 For services and expenses associated with federal grant awards yet to  
 5 be allocated. Notwithstanding any inconsistent provision of law, the  
 6 director of the budget is hereby authorized to transfer appropri-  
 7 ation authority contained herein to state operations and/or any  
 8 appropriation of the office of alcoholism and substance abuse  
 9 services ... 5,000,000 ..... (re. \$5,000,000)

10  
11 By chapter 54, section 1, of the laws of 2009:

12 For services and expenses related to homeless grants. Subject to a  
 13 plan approved by the director of the budget, the amount appropriated  
 14 herein may be made available to other state agencies for services  
 15 and expenses related to federal homeless grants. The director of the  
 16 budget is hereby authorized to transfer appropriation authority  
 17 contained herein to state operations and/or any appropriation of the  
 18 office of alcoholism and substance abuse services and/or any other  
 19 federal fund in which federal homeless grants are actually received  
 20 11,000,000 ..... (re. \$2,946,000)

21 For services and expenses associated with federal grant awards yet to  
 22 be allocated. Notwithstanding any inconsistent provision of law, the  
 23 director of the budget is hereby authorized to transfer appropri-  
 24 ation authority contained herein to state operations and/or any  
 25 appropriation of the office of alcoholism and substance abuse  
 26 services ... 5,000,000 ..... (re. \$5,000,000)  
 27

28 By chapter 54, section 1, of the laws of 2008:

29 For services and expenses related to homeless grants. Subject to a  
 30 plan approved by the director of the budget, the amount appropriated  
 31 herein may be made available to other state agencies for services  
 32 and expenses related to federal homeless grants. The director of the  
 33 budget is hereby authorized to transfer appropriation authority  
 34 contained herein to any other federal fund in which federal homeless  
 35 grants are actually received ... 11,000,000 ..... (re. \$1,633,000)

36 For services and expenses associated with federal grant awards yet to  
 37 be allocated. Notwithstanding any inconsistent provision of law, the  
 38 director of the budget is hereby authorized to transfer appropri-  
 39 ation authority contained herein to state operations and/or any  
 40 appropriation of the office of alcoholism and substance abuse  
 41 services ... 5,000,000 ..... (re. \$2,500,000)  
 42

43 By chapter 54, section 1, of the laws of 2007:

44 For services and expenses related to homeless grants. Subject to a  
 45 plan approved by the director of the budget, the amount appropriated  
 46 herein may be made available to other state agencies for services  
 47 and expenses related to federal homeless grants. The director of the  
 48 budget is hereby authorized to transfer appropriation authority  
 49 contained herein to any other federal fund in which federal homeless  
 50 grants are actually received.

51 For grants beginning prior to April 1, 2007 .....  
 52 11,000,000 ..... (re. \$6,000,000)  
 53

54 PREVENTION AND PROGRAM SUPPORT

55  
 56 Special Revenue Funds - Federal  
 57 Federal Health and Human Services Fund  
 58 SAPT Block Grant Account  
 59  
 60



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OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:  
 2 For services and expenses related to prevention, intervention and  
 3 treatment programs provided by the substance abuse prevention and  
 4 treatment (SAPT) block grant.

5 Notwithstanding any inconsistent provision of law, including section 1  
 6 of part C of chapter 57 of the laws of 2006, as amended by section 1  
 7 of part F of chapter 111 of the laws of 2010, for the period  
 8 commencing on April 1, 2011 and ending March 31, 2012 the  
 9 commissioner shall not apply any cost of living adjustment for the  
 10 purpose of establishing rates of payments, contracts or any other  
 11 form of reimbursement.

12 Notwithstanding any inconsistent provision of law, a portion of the  
 13 funds hereby appropriated may, subject to the approval of the  
 14 director of the budget, be transferred to state operations and/or  
 15 any appropriation of the office of alcoholism and substance abuse  
 16 services consistent with the terms and conditions of the SAPT block  
 17 grant award.

18 Notwithstanding any provision of law to the contrary, the commissioner  
 19 of the office of alcoholism and substance abuse services shall be  
 20 authorized to continue contracts which were executed on or before  
 21 March 31, 2011 with entities providing services for problem gambling  
 22 and chemical dependency prevention, treatment and recovery services,  
 23 without any additional requirements that such contracts be subject  
 24 to competitive bidding, a request for proposal process or other  
 25 administrative procedures ... 29,000,000 ..... (re. \$29,000,000)  
 26

27 By chapter 110, section 17, of the laws of 2010:  
 28 For services and expenses related to prevention, intervention and  
 29 treatment programs provided by the substance abuse prevention and  
 30 treatment (SAPT) block grant.

31 Notwithstanding any inconsistent provision of law, including section 1  
 32 of part C of chapter 57 of the laws of 2006, as amended by section 2  
 33 of part I of chapter 58 of the laws of 2008 and part L of chapter 58  
 34 of the laws of 2009, for the period commencing on April 1, 2010 and  
 35 ending March 31, 2011 the commissioner shall not apply any cost of  
 36 living adjustment for the purpose of establishing rates of payments,  
 37 contracts or any other form of reimbursement.

38 Notwithstanding any inconsistent provision of law, a portion of the  
 39 funds hereby appropriated may, subject to the approval of the direc-  
 40 tor of the budget, be transferred to state operations and/or any  
 41 appropriation of the office of alcoholism and substance abuse  
 42 services consistent with the terms and conditions of the SAPT block  
 43 grant award.

44 Notwithstanding any provision of law to the contrary, the commissioner  
 45 of the office of alcoholism and substance abuse services shall be  
 46 authorized to continue contracts which were executed on or before  
 47 March 31, 2010 with entities providing services for problem gambling  
 48 and chemical dependency prevention, treatment and recovery services,  
 49 without any additional requirements that such contracts be subject  
 50 to competitive bidding, a request for proposal process or other  
 51 administrative procedures ... 29,000,000 ..... (re. \$632,000)

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AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	0
6	Special Revenue Funds - Federal ....	39,763,000
7	Special Revenue Funds - Other .....	0
8		-----
9	All Funds .....	39,763,000
10		=====

11  
12 SCHEDULE

13  
14 ADULT SERVICES PROGRAM ..... 1,047,822,000

15  
16  
17 General Fund  
18 Local Assistance Account

19  
20 For services and expenses of various adult  
21 community mental health services, includ-  
22 ing transfer to the department of health  
23 to reimburse the department for the state  
24 share of medical assistance for various  
25 community mental health services.

26 For payment of state financial assistance,  
27 net of disallowances, for community mental  
28 health programs pursuant to article 41 and  
29 other provisions of the mental hygiene  
30 law. The moneys hereby appropriated for  
31 allocation to local governments and volun-  
32 tary agencies for services are available  
33 to reimburse or advance funds to local  
34 governments and voluntary agencies for  
35 expenditures made or to be made during  
36 local program years commencing January 1,  
37 2012 or July 1, 2012 and for advances for  
38 the period beginning January 1, 2013 for  
39 local governments and voluntary agencies  
40 with program years beginning January 1.

41 Notwithstanding any provision of law to the  
42 contrary, the commissioner of the office  
43 of mental health shall be authorized to  
44 continue contracts which were executed on  
45 or before March 31, 2012 with entities  
46 providing services to persons with mental  
47 illness, without any additional require-  
48 ments that such contracts be subject to  
49 competitive bidding, a request for  
50 proposals process or other administrative  
51 procedures.

52 No expenditures shall be made for such  
53 program prior to the approval of a method-  
54 ology for allocation in accordance with a  
55 plan approved by the commissioner and the  
56 director of the budget with copies to be  
57 filed with the chairpersons of the senate  
58 finance committee and assembly ways and  
59 means committee. Furthermore, no expendi-  
60 ture shall be made until a certificate of

## DEPARTMENT OF MENTAL HYGIENE

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AID TO LOCALITIES 2012-13

1 allocation has been approved by the direc-  
2 tor of the budget with copies to be filed  
3 with the chairpersons of the senate  
4 finance committee and the assembly ways  
5 and means committee. The state comptroller  
6 is hereby authorized to receive funds from  
7 the office of mental health that were  
8 returned from providers in the current  
9 fiscal year in respect of a settlement of  
10 local assistance funds from prior fiscal  
11 years, and is authorized to refund such  
12 moneys to the credit of the local assist-  
13 ance account of the general fund for the  
14 purpose of reimbursing the 2012-13 appro-  
15 priation.

16 Notwithstanding any inconsistent provision  
17 of law, including section 1 of part C of  
18 chapter 57 of the laws of 2006, as amended  
19 by section 1 of part F of chapter 59 of  
20 the laws of 2011, for the period commenc-  
21 ing on April 1, 2012 and ending March 31,  
22 2013 the commissioner shall not apply any  
23 cost of living adjustment for the purpose  
24 of establishing rates of payments,  
25 contracts or any other form of reimburse-  
26 ment.

27 Notwithstanding any inconsistent provision  
28 of law, rule or regulation to the  
29 contrary, for the period April 1, 2012  
30 through March 31, 2013, the commissioners  
31 of the office of mental health and the  
32 office of alcoholism and substance abuse  
33 services, in consultation with the  
34 commissioner of health and with the  
35 approval of the division of budget, shall  
36 have continuing responsibility to ad-  
37 minister and manage behavioral health  
38 services in accordance with the provisions  
39 of subdivisions 1, 2 and 3 of section 365-  
40 m of the social services law through  
41 jointly designated regional behavioral  
42 health organizations which provide  
43 administrative and management services for  
44 the purposes of concurrent review and  
45 coordinating the provision of behavioral  
46 health services, and integrating  
47 behavioral health services with other  
48 services available under the medical  
49 assistance program, for recipients of  
50 medical assistance who are not enrolled in  
51 managed care, and for approval, coordina-  
52 tion, and integration of behavioral health  
53 services that are not provided through  
54 managed care programs under the medical  
55 assistance program for individuals regard-  
56 less of whether or not such individuals  
57 are enrolled in managed care programs.  
58 Such regional behavioral health organiza-  
59 tions shall also be responsible for safe-  
60 guarding against unnecessary utilization

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1 of such care and services and assuring  
2 that payments are consistent with the  
3 efficient and economical delivery of  
4 quality care.

5 In exercising this responsibility, the  
6 commissioners of the office of mental  
7 health and the office of alcoholism and  
8 substance abuse services have continuing  
9 authority to contract, after consultation  
10 with the commissioner of health, with  
11 regional behavioral health organizations  
12 or other entities. Such contracts may  
13 include responsibility for: concurrent  
14 review for behavioral health care and  
15 services, consistent with criteria estab-  
16 lished or approved by the commissioners of  
17 mental health and alcoholism and substance  
18 abuse services, and authorization of  
19 appropriate care and services based on  
20 documented patient medical need.

21 The commissioners of the office of mental  
22 health, the office of alcoholism and  
23 substance abuse services and the  
24 department of health, shall have the  
25 responsibility for jointly designating on  
26 a regional basis, after consultation with  
27 the city of New York's local government  
28 unit, as such term is defined in the  
29 mental hygiene law, and its local social  
30 services district, and with the prior  
31 consultation of other affected counties, a  
32 limited number of specialized managed care  
33 plans, special need managed care plans,  
34 and/or integrated physical and behavioral  
35 health provider systems capable of  
36 managing the behavioral and physical  
37 health needs of medical assistance  
38 enrollees with significant behavioral  
39 health needs. Initial designations of such  
40 plans or provider systems should be made  
41 no later than April 1, 2013, provided,  
42 however, such designations shall be  
43 contingent upon a determination by such  
44 state commissioners that the entities to  
45 be designated have the capacity and  
46 financial ability to provide services in  
47 such plans or provider systems, and that  
48 the region has a sufficient population and  
49 service base to support such plans and  
50 systems.

51 Notwithstanding any inconsistent provision  
52 of sections 112 and 163 of the state  
53 finance law, or section 142 of the  
54 economic development law, or any other law  
55 to the contrary, the designations of such  
56 plans, providers or provider systems, and  
57 any resulting contracts with such plans,  
58 providers or provider systems are to be  
59 authorized by the state commissioners  
60 without a competitive bid or request for

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1 proposal process; provided, however, that  
2 the office of mental health and the office  
3 of alcoholism and substance abuse services  
4 shall post on their websites, for a period  
5 of no less than 30 days: a description of  
6 the proposed services to be provided  
7 pursuant to the contractor contracts; the  
8 criteria for selection of a contractor or  
9 contractors; the period of time during  
10 which a prospective contractor may seek  
11 selection, which shall be no less than 30  
12 days after such information is first  
13 posted on the website; and the manner by  
14 which a prospective contractor may seek  
15 such selection, which may include  
16 submission by electronic means. All  
17 reasonable and responsive submissions that  
18 are received from prospective contractors  
19 in timely fashion shall be reviewed by the  
20 commissioners of the office of mental  
21 health and the office of alcoholism and  
22 substance abuse services. The  
23 commissioners of the office of mental  
24 health and the office of alcoholism and  
25 substance abuse services, in consultation  
26 with commissioner of health, shall select  
27 such contractor or contractors that, in  
28 their discretion, are best suited to  
29 provide the required services.

30 Once designated, the commissioner of health  
31 shall make arrangements to enroll such  
32 enrollees in such plans, providers or  
33 provider systems, and to pay such plans or  
34 provider systems on a capitated or other  
35 basis to manage, coordinate, and pay for  
36 behavioral health and physical health  
37 medical assistance services for such  
38 enrollees.

39 Oversight of such contracts with such plans,  
40 providers or provider systems shall be  
41 joint responsibility of the commissioners  
42 of mental health and office of alcoholism  
43 and substance abuse services, in consulta-  
44 tion with the commissioner of health, and  
45 for contracts affecting the city of New  
46 York, also with the city's local govern-  
47 ment unit, as such term is defined in the  
48 mental hygiene law, and its local social  
49 services district.

50 Notwithstanding any other provision of law  
51 to the contrary, any of the amounts appro-  
52 priated herein may be increased or  
53 decreased by interchange or transfer with-  
54 out limit, with any appropriation of the  
55 office of mental health or by transfer or  
56 suballocation to any department, agency or  
57 public authority for expenditures incurred  
58 in the operation of such programs with the  
59 approval of the director of the budget who  
60 shall file such approval with the depart-

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1 ment of audit and control and copies ther-  
2 eof with the chairman of the senate  
3 finance committee and the chairman of the  
4 assembly ways and means committee:  
5 For transfer to the department of health to  
6 reimburse the department for the state  
7 share of medical assistance payments for  
8 various mental health services. Notwith-  
9 standing any inconsistent provision of  
10 law, a portion of the money herein appro-  
11 priated may be made available for transfer  
12 to the department of health for the state  
13 share of disproportionate share payments  
14 to voluntary nonprofit general hospitals  
15 pursuant to chapter 119 of the laws of  
16 1997 as amended. For the period April 1,  
17 2012 through March 31, 2013, the office of  
18 mental health is authorized to recover  
19 from community residences and family-based  
20 treatment providers licensed by the office  
21 of mental health, consistent with con-  
22 tractual obligations of such providers and  
23 notwithstanding any other inconsistent  
24 provision of law to the contrary, for the  
25 period January 1, 2003 through December  
26 31, 2009 and January 1, 2011 through June  
27 30, 2013 for programs located outside of  
28 the city of New York and for the period  
29 July 1, 2003 through June 30, 2010 and  
30 July 1, 2011 through June 30, 2013 for  
31 programs located in the city of New York,  
32 in an amount equal to 50 percent of the  
33 income received by such providers which  
34 exceed the fixed amount of annual medicaid  
35 revenue limitations, as established by the  
36 commissioner of mental health ..... 295,979,000  
37 -----  
38 Program account subtotal ..... 295,979,000  
39 -----  
40  
41 Special Revenue Funds - Federal  
42 Federal Health and Human Services Fund  
43 Federal Health and Human Services Account  
44  
45 For programs to assist and transition from  
46 homelessness (PATH) grants. Notwithstand-  
47 ing any inconsistent provision of law, a  
48 portion of this appropriation, consistent  
49 with the terms and conditions of the PATH  
50 grant, may be transferred to other  
51 programs within the office of mental  
52 health for aid to localities, administra-  
53 tive and support services, including  
54 fringe benefits, associated with the grant  
55 ..... 5,569,000  
56 For services and expenses related to adult  
57 mental health services funded by the  
58 community mental health services block  
59 grant. Notwithstanding any inconsistent  
60 provision of law, a portion of this appro-

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1 priation, consistent with the terms and  
2 conditions of the block grant, may be  
3 transferred to other programs within the  
4 office of mental health for aid to locali-  
5 ties, administrative and support services,  
6 including fringe benefits, associated with  
7 the federal block grant ..... 17,206,000  
8 For services and expenses associated with  
9 federal grant awards yet to be allocated  
10 by the federal department of health and  
11 human services. Notwithstanding any incon-  
12 sistent provision of law, the director of  
13 the budget is hereby authorized to trans-  
14 fer appropriation authority contained  
15 herein to any other federal fund or  
16 program within the office of mental health  
17 services for aid to localities, adminis-  
18 trative and support services, including  
19 fringe benefits, associated with the  
20 awarded grant ..... 5,000,000  
21 For services and expenses associated with  
22 the federal New York makes work pay grant  
23 allocated by the federal department of  
24 health and human services. Notwithstanding  
25 any inconsistent provision of law, the  
26 director of the budget is hereby author-  
27 ized to transfer appropriation authority  
28 contained herein to any other federal fund  
29 or program within the office of mental  
30 health services for aid to localities,  
31 administrative and support services,  
32 including fringe benefits, associated with  
33 the awarded grant ..... 9,838,000  
34 -----  
35 Program account subtotal ..... 37,613,000  
36 -----  
37  
38 Special Revenue Funds - Federal  
39 Federal Operating Grants Fund  
40 Federal Operating Grants Account  
41  
42 For services and expenses related to home-  
43 less and shelter plus care grants. Subject  
44 to a plan approved by the director of the  
45 budget, the amount appropriated herein may  
46 be made available to other state agencies  
47 for services and expenses related to  
48 federal homeless and shelter plus care  
49 grants ..... 8,000,000  
50 -----  
51 Program account subtotal ..... 8,000,000  
52 -----  
53  
54 Special Revenue Funds - Other  
55 Miscellaneous Special Revenue Fund  
56 Medication Reimbursement Account  
57  
58

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1	For services and expenses related to adult	
2	mental health services, including assisted	
3	outpatient treatment pursuant to article 9	
4	and other provisions of the mental hygiene	
5	law .....	7,580,000
6		-----
7	Program account subtotal .....	7,580,000
8		-----

9  
10 Special Revenue Funds - Other  
11 Miscellaneous Special Revenue Fund  
12 Mental Hygiene Program Fund Account  
13

14 The state comptroller is hereby authorized  
15 and directed to loan money in accordance  
16 with the provisions set forth in subdivi-  
17 sion 5 of section 4 of the state finance  
18 law to the mental hygiene program fund  
19 account.

20 For payment of state financial assistance,  
21 net of disallowances, for community mental  
22 health programs pursuant to article 41,  
23 community mental health support and work-  
24 force reinvestment services pursuant to  
25 chapter 62 of the laws of 2003 and other  
26 provisions of the mental hygiene law. The  
27 moneys hereby appropriated for allocation  
28 to local governments and voluntary agen-  
29 cies for services are available to reim-  
30 burse or advance funds to local govern-  
31 ments and voluntary agencies for  
32 expenditures made or to be made during  
33 local program years commencing January 1,  
34 2012 or July 1, 2012 and for advances for  
35 the period beginning January 1, 2013 for  
36 local governments and voluntary agencies  
37 with program years beginning January 1.

38 Notwithstanding any other provision of law,  
39 and except for transfers to the department  
40 of health to reimburse the department for  
41 the state share of medical assistance  
42 payments and as modified below, this  
43 appropriation shall be available for obli-  
44 gations for the period commencing July 1,  
45 2012 and ending June 30, 2013 and shall be  
46 available for expenditure from July 1,  
47 2012 through September 15, 2013.

48 Notwithstanding chapter 62 of the laws of  
49 2003, chapter 111 of the laws of 2010, or  
50 any provision of law to the contrary, a  
51 portion of the appropriations included  
52 within this special revenue fund shall be  
53 deemed to satisfy the full and complete  
54 obligation of the state and the office of  
55 mental health community mental health  
56 support workforce reinvestment program in  
57 fiscal year 2011-12.

58 Notwithstanding any provision of law to the  
59 contrary, the commissioner of the office  
60 of mental health shall be authorized to



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1 continue contracts which were executed on  
2 or before March 31, 2012 with entities  
3 providing services to persons with mental  
4 illness, without any additional require-  
5 ments that such contracts be subject to  
6 competitive bidding, a request for  
7 proposals process or other administrative  
8 procedures.

9 Notwithstanding any provision of law to the  
10 contrary, the commissioners of department  
11 of health, office of mental health, office  
12 of alcoholism and substance abuse  
13 services, and office for people with  
14 developmental disabilities shall have the  
15 regulatory flexibility to more efficiently  
16 and effectively integrate health and  
17 behavioral health services, including the  
18 authority to jointly establish operating,  
19 reporting, construction requirements,  
20 joint survey requirements and procedures,  
21 and joint operating standards at locations  
22 as may be approved by two or more of the  
23 respective commissioners. Such commis-  
24 sioners shall be authorized to waive any  
25 regulatory requirements, or to determine  
26 that compliance with another commis-  
27 sioner's regulatory requirements shall be  
28 deemed to meet the regulatory requirements  
29 of his or her agency, as may be necessary  
30 or desirable to avoid duplication and/or  
31 to permit the integrated delivery of  
32 health and behavioral health services in  
33 an efficient and effective manner.

34 No expenditures shall be made for such  
35 program prior to the approval of a method-  
36 ology for allocation in accordance with a  
37 plan approved by the commissioner and the  
38 director of the budget with copies to be  
39 filed with the chairpersons of the senate  
40 finance committee and assembly ways and  
41 means committee. Furthermore, no expendi-  
42 ture shall be made until a certificate of  
43 allocation has been approved by the direc-  
44 tor of the budget with copies to be filed  
45 with the chairpersons of the senate  
46 finance committee and the assembly ways  
47 and means committee. The state comptroller  
48 is hereby authorized to receive funds from  
49 the office of mental health that were  
50 returned from providers in the current  
51 fiscal year in respect of a settlement of  
52 local assistance funds from prior fiscal  
53 years, and is authorized to refund such  
54 moneys to the credit of the mental hygiene  
55 program fund account for the purpose of  
56 reimbursing the 2012-13 appropriation.

57 Notwithstanding any inconsistent provision  
58 of law, including section 1 of part C of  
59 chapter 57 of the laws of 2006, as amended  
60 by section 1 of part F of chapter 59 of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 the laws of 2011, for the period commencing  
 2 on April 1, 2012 and ending March 31,  
 3 2013 the commissioner shall not apply any  
 4 cost of living adjustment for the purpose  
 5 of establishing rates of payments,  
 6 contracts or any other form of reimburse-  
 7 ment.

8 Notwithstanding any other provision of law  
 9 to the contrary, any of the amounts appro-  
 10 priated herein may be increased or  
 11 decreased by interchange or transfer with-  
 12 out limit, with any appropriation of the  
 13 office of mental health or by transfer or  
 14 suballocation to any department, agency or  
 15 public authority for expenditures incurred  
 16 in the operation of such programs with the  
 17 approval of the director of the budget who  
 18 shall file such approval with the depart-  
 19 ment of audit and control and copies ther-  
 20 eof with the chairman of the senate  
 21 finance committee and the chairman of the  
 22 assembly ways and means committee:

23 For services and expenses of various commu-  
 24 nity mental health non-residential  
 25 programs, pursuant to article 41 of the  
 26 mental hygiene law, including but not  
 27 limited to sections 41.13, 41.18, and  
 28 41.47. Notwithstanding any other provision  
 29 of law to the contrary, up to \$7,000,000  
 30 of this appropriation may be made avail-  
 31 able to the Research Foundation for Mental  
 32 Hygiene, Inc. pursuant to a contract with  
 33 the office of mental health for two mental  
 34 health demonstration programs. One program  
 35 shall be a behavioral health care manage-  
 36 ment program for persons with serious  
 37 mental illness, and the other program  
 38 shall be a mental health and health care  
 39 coordination demonstration program for  
 40 persons with mental illness who are  
 41 discharged from impacted adult homes in  
 42 the city of New York. An amount from this  
 43 appropriation when combined with the  
 44 appropriation for the miscellaneous  
 45 special revenue fund medication reimburse-  
 46 ment account shall provide up to  
 47 \$15,000,000 for grants to the counties and  
 48 city of New York to provide medication,  
 49 and other services necessary to prescribe  
 50 and administer medication pursuant to a  
 51 plan approved by the commissioner of  
 52 mental health, as authorized under chapter  
 53 408 of the laws of 1999 as amended ..... 293,188,000

54 For services and expenses associated with  
 55 the provision of education, assessments,  
 56 training, in-reach, care coordination,  
 57 supported housing and the services needed  
 58 by mentally ill residents of adult homes,  
 59 which were identified in the 2009 federal  
 60 district court case Disability Advocates,

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1	Inc. v. Paterson provided, however, no	
2	funds from this appropriation shall be	
3	used to pay for the services of a monitor	
4	appointed by such district court .....	16,800,000
5	For services and expenses associated with	
6	the provision of care coordination,	
7	supported housing and the services needed	
8	by qualified current and future mentally	
9	ill residents of nursing homes to	
10	implement settlement of 2011 federal	
11	litigation Joseph S. v. Hogan .....	10,000,000
12	For services and expenses of various commu-	
13	nity mental health emergency programs	
14	including comprehensive psychiatric emer-	
15	gency programs pursuant to section 41.51	
16	of the mental hygiene law which shall be	
17	authorized until June 30, 2013 .....	6,823,000
18	For services and expenses of various commu-	
19	nity mental health residential programs,	
20	including but not limited to community	
21	residences pursuant to sections 41.44 and	
22	41.38 of the mental hygiene law. Notwith-	
23	standing the provisions of section 31.03	
24	of the mental hygiene law and any other	
25	inconsistent provision of law, moneys	
26	appropriated for family care shall be	
27	available for, but not limited to, the	
28	purchase of substitute caretakers up to a	
29	maximum of 14 days and payments limited to	
30	\$686 per year based upon financial need	
31	for the personal needs of each client	
32	residing in the family care home .....	371,839,000
33		-----
34	Program account subtotal .....	698,650,000
35		-----
36		
37	CHILDREN AND YOUTH SERVICES PROGRAM .....	250,612,000
38		-----
39		
40	General Fund	
41	Local Assistance Account	
42		
43	For services and expenses of various chil-	
44	dren and families community mental health	
45	services, including transfer to the	
46	department of health to reimburse the	
47	department for the state share of medical	
48	assistance for various community mental	
49	health services.	
50	This appropriation anticipates the transfer	
51	of funds from the state education depart-	
52	ment to the office of mental health of	
53	tuition funds advanced in previous years	
54	and reimbursed by the child's school	
55	district of origin to the state of New	
56	York pursuant to chapter 810 of the laws	
57	of 1986 and applicable provisions of the	
58	education law.	
59	For payment of state financial assistance,	
60	net of disallowances, for community mental	

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AID TO LOCALITIES 2012-13

1 health programs pursuant to article 41 and  
2 other provisions of the mental hygiene  
3 law. The moneys hereby appropriated for  
4 allocation to local governments and volun-  
5 tary agencies for services are available  
6 to reimburse or advance funds to local  
7 governments and voluntary agencies for  
8 expenditures made or to be made during  
9 local program years commencing January 1,  
10 2012 or July 1, 2012 and for advances for  
11 the period beginning January 1, 2013 for  
12 local governments and voluntary agencies  
13 with program years beginning January 1.

14 Notwithstanding any provision of law to the  
15 contrary, the commissioner of the office  
16 of mental health shall be authorized to  
17 continue contracts which were executed on  
18 or before March 31, 2012 with entities  
19 providing services to persons with mental  
20 illness, without any additional require-  
21 ments that such contracts be subject to  
22 competitive bidding, a request for  
23 proposals process or other administrative  
24 procedures.

25 No expenditures shall be made for such  
26 program prior to the approval of a method-  
27 ology for allocation in accordance with a  
28 plan approved by the commissioner and the  
29 director of the budget with copies to be  
30 filed with the chairpersons of the senate  
31 finance committee and assembly ways and  
32 means committee. Furthermore, no expendi-  
33 ture shall be made until a certificate of  
34 allocation has been approved by the direc-  
35 tor of the budget with copies to be filed  
36 with the chairpersons of the senate  
37 finance committee and the assembly ways  
38 and means committee. The state comptroller  
39 is hereby authorized to receive funds from  
40 the office of mental health that were  
41 returned from providers in the current  
42 fiscal year in respect of a settlement of  
43 local assistance funds from prior fiscal  
44 years, and is authorized to refund such  
45 moneys to the credit of the local assist-  
46 ance account of the general fund for the  
47 purpose of reimbursing the 2012-13 appro-  
48 priation.

49 Notwithstanding any inconsistent provision  
50 of law, including section 1 of part C of  
51 chapter 57 of the laws of 2006, as amended  
52 by section 1 of part F of chapter 59 of  
53 the laws of 2011, for the period commenc-  
54 ing on April 1, 2012 and ending March 31,  
55 2013 the commissioner shall not apply any  
56 cost of living adjustment for the purpose  
57 of establishing rates of payments,  
58 contracts or any other form of reimburse-  
59 ment.

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## OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision  
2 of law, rule or regulation to the  
3 contrary, for the period April 1, 2012  
4 through March 31, 2013, the commissioners  
5 of the office of mental health and the  
6 office of alcoholism and substance abuse  
7 services, in consultation with the  
8 commissioner of health and with the  
9 approval of the division of budget, shall  
10 have continuing responsibility to  
11 administer and manage behavioral health  
12 services in accordance with the provisions  
13 of subdivisions 1, 2 and 3 of section 365-  
14 m of the social services law through  
15 jointly designated regional behavioral  
16 health organizations which provide  
17 administrative and management services for  
18 the purposes of concurrent review and  
19 coordinating the provision of behavioral  
20 health services, and integrating  
21 behavioral health services with other  
22 services available under the medical  
23 assistance program, for recipients of  
24 medical assistance who are not enrolled in  
25 managed care, and for approval, coordi-  
26 nation, and integration of behavioral  
27 health services that are not provided  
28 through managed care programs under the  
29 medical assistance program for individuals  
30 regardless of whether or not such  
31 individuals are enrolled in managed care  
32 programs. Such regional behavioral health  
33 organizations shall also be responsible  
34 for safeguarding against unnecessary  
35 utilization of such care and services and  
36 assuring that payments are consistent with  
37 the efficient and economical delivery of  
38 quality care.

39 In exercising this responsibility, the  
40 commissioners of the office of mental  
41 health and the office of alcoholism and  
42 substance abuse services have continuing  
43 authority to contract, after consultation  
44 with the commissioner of health, with  
45 regional behavioral health organizations  
46 or other entities. Such contracts may  
47 include responsibility for: concurrent  
48 review for behavioral health care and  
49 services, consistent with criteria estab-  
50 lished or approved by the commissioners of  
51 mental health and alcoholism and substance  
52 abuse services, and authorization of  
53 appropriate care and services based on  
54 documented patient medical need.

55 The commissioners of the office of mental  
56 health, the office of alcoholism and  
57 substance abuse services, and the  
58 department of health, shall have the  
59 responsibility for jointly designating on  
60 a regional basis, after consultation with

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1 the city of New York's local government  
2 unit, as such term is defined in the  
3 mental hygiene law, and its local social  
4 services district, and with the prior  
5 consultation of other affected counties, a  
6 limited number of specialized managed care  
7 plans, special need managed care plans,  
8 and/or integrated physical and behavioral  
9 health provider systems capable of  
10 managing the behavioral and physical  
11 health needs of medical assistance  
12 enrollees with significant behavioral  
13 health needs. Initial designations of such  
14 plans or provider systems should be made  
15 no later than April 1, 2013, provided,  
16 however, such designations shall be  
17 contingent upon a determination by such  
18 state commissioners that the entities to  
19 be designated have the capacity and  
20 financial ability to provide services in  
21 such plans or provider systems, and that  
22 the region has a sufficient population and  
23 service base to support such plans and  
24 systems.

25 Notwithstanding any inconsistent provision  
26 of sections 112 and 163 of the state  
27 finance law, or section 142 of the  
28 economic development law, or any other law  
29 to the contrary, the designations of such  
30 plans, providers or provider systems, and  
31 any resulting contracts with such plans,  
32 providers or provider systems are to be  
33 authorized by the state commissioners  
34 without a competitive bid or request for  
35 proposal process; provided, however, that  
36 the office of mental health and the office  
37 of alcoholism and substance abuse services  
38 shall post on their websites, for a period  
39 of no less than 30 days: a description of  
40 the proposed services to be provided  
41 pursuant to the contractor contracts; the  
42 criteria for selection of a contractor or  
43 contractors; the period of time during  
44 which a prospective contractor may seek  
45 selection, which shall be no less than 30  
46 days after such information is first  
47 posted on the website; and the manner by  
48 which a prospective contractor may seek  
49 such selection, which may include  
50 submission by electronic means. All  
51 reasonable and responsive submissions that  
52 are received from prospective contractors  
53 in timely fashion shall be reviewed by the  
54 commissioners of the office of mental  
55 health and the office of alcoholism and  
56 substance abuse services. The  
57 commissioners of the office of mental  
58 health and the office of alcoholism and  
59 substance abuse services, in consultation  
60 with commissioner of health, shall select

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1 such contractor or contractors that, in  
2 their discretion, are best suited to  
3 provide the required services.  
4 Once designated, the commissioner of health  
5 shall make arrangements to enroll such  
6 enrollees in such plans, providers or  
7 provider systems, and to pay such plans or  
8 provider systems on a capitated or other  
9 basis to manage, coordinate, and pay for  
10 behavioral health and physical health  
11 medical assistance services for such  
12 enrollees.  
13 Oversight of such contracts with such plans,  
14 providers or provider systems shall be  
15 joint responsibility of the commissioners  
16 of mental health and office of alcoholism  
17 and substance abuse services, in  
18 consultation with the commissioner of  
19 health, and for contracts affecting the  
20 city of New York, also with the city's  
21 local government unit, as such term is  
22 defined in the mental hygiene law, and its  
23 local social services district.  
24 Notwithstanding any other provision of law  
25 to the contrary, any of the amounts appro-  
26 priated herein may be increased or  
27 decreased by interchange or transfer with-  
28 out limit, with any appropriation of the  
29 office of mental health or by transfer or  
30 suballocation to any department, agency or  
31 public authority for expenditures incurred  
32 in the operation of such programs with the  
33 approval of the director of the budget who  
34 shall file such approval with the depart-  
35 ment of audit and control and copies ther-  
36 eof with the chairman of the senate  
37 finance committee and the chairman of the  
38 assembly ways and means committee:  
39 For transfer to the department of health to  
40 reimburse the department for the state  
41 share of medical assistance payments for  
42 various mental health services. Notwith-  
43 standing any inconsistent provision of  
44 law, a portion of the money herein appro-  
45 priated may be made available for transfer  
46 to the department of health for the state  
47 share of disproportionate share payments  
48 to voluntary nonprofit general hospitals  
49 pursuant to chapter 119 of the laws of  
50 1997 as amended. Notwithstanding any  
51 provision of law to the contrary, the  
52 state comptroller is hereby authorized to  
53 refund moneys from the department of  
54 health to the office of mental health,  
55 consisting of medicaid reimbursement for  
56 expenses previously incurred by the office  
57 of mental health in prior fiscal years to  
58 fund services provided by residential  
59 treatment facilities for children and  
60 youth. Such funds shall be credited to the

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1	local assistance account of the general	
2	fund for the purpose of reimbursing the	
3	2012-13 appropriation .....	125,003,000
4		-----
5	Program account subtotal .....	125,003,000
6		-----

7  
8 Special Revenue Funds - Federal  
9 Federal Health and Human Services Fund  
10 Federal Health and Human Services Account

11  
12 For services and expenses related to chil-  
13 dren's mental health services funded by  
14 the community mental health services block  
15 grant. Notwithstanding any inconsistent  
16 provision of law, a portion of this appro-  
17 priation, consistent with the terms and  
18 conditions of the block grant, may be  
19 transferred to other programs within the  
20 office of mental health for aid to locali-  
21 ties, administrative and support services,  
22 including fringe benefits, associated with  
23 the federal block grant ..... 5,801,000  
24 -----  
25 Program account subtotal ..... 5,801,000  
26 -----

27  
28 Special Revenue Funds - Other  
29 Miscellaneous Special Revenue Fund  
30 Mental Hygiene Program Fund Account

31  
32 The state comptroller is hereby authorized  
33 and directed to loan money in accordance  
34 with the provisions set forth in subdivi-  
35 sion 5 of section 4 of the state finance  
36 law to the mental hygiene program fund  
37 account.

38 For services and expenses of various chil-  
39 dren and families community mental health  
40 services, including transfer to the  
41 department of health to reimburse the  
42 department for the state share of medical  
43 assistance for various community mental  
44 health services. This appropriation antic-  
45 ipates the transfer of funds from the  
46 state education department to the office  
47 of mental health of tuition funds advanced  
48 in previous years and reimbursed by the  
49 child's school district of origin to the  
50 state of New York pursuant to chapter 810  
51 of the laws of 1986 and applicable  
52 provisions of the education law.

53 For payment of state financial assistance,  
54 net of disallowances, for community mental  
55 health programs pursuant to article 41 and  
56 other provisions of the mental hygiene  
57 law. The moneys hereby appropriated for  
58 allocation to local governments and volun-  
59 tary agencies for services are available  
60 to reimburse or advance funds to local



## DEPARTMENT OF MENTAL HYGIENE

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AID TO LOCALITIES 2012-13

1 governments and voluntary agencies for  
2 expenditures made or to be made during  
3 local program years commencing January 1,  
4 2012 or July 1, 2012 and for advances for  
5 the period beginning January 1, 2013 for  
6 local governments and voluntary agencies  
7 with program years beginning January 1.  
8 Notwithstanding any other provision of law,  
9 and except for transfers to the department  
10 of health to reimburse the department for  
11 the state share of medical assistance  
12 payments and as modified below, this  
13 appropriation shall be available for obli-  
14 gations for the period commencing July 1,  
15 2012 and ending June 30, 2013 and shall be  
16 available for expenditure from July 1,  
17 2012 through September 15, 2013.  
18 Notwithstanding any provision of law to the  
19 contrary, the commissioner of the office  
20 of mental health shall be authorized to  
21 continue contracts which were executed on  
22 or before March 31, 2012 with entities  
23 providing services to persons with mental  
24 illness, without any additional require-  
25 ments that such contracts be subject to  
26 competitive bidding, a request for  
27 proposals process or other administrative  
28 procedures.  
29 No expenditures shall be made for such  
30 program prior to the approval of a method-  
31 ology for allocation in accordance with a  
32 plan approved by the commissioner and the  
33 director of the budget with copies to be  
34 filed with the chairpersons of the senate  
35 finance committee and assembly ways and  
36 means committee. Furthermore, no expendi-  
37 ture shall be made until a certificate of  
38 allocation has been approved by the direc-  
39 tor of the budget with copies to be filed  
40 with the chairpersons of the senate  
41 finance committee and the assembly ways  
42 and means committee. The state comptroller  
43 is hereby authorized to receive funds from  
44 the office of mental health that were  
45 returned from providers in the current  
46 fiscal year in respect of a settlement of  
47 local assistance funds from prior fiscal  
48 years, and is authorized to refund such  
49 moneys to the credit of the mental hygiene  
50 program fund account for the purpose of  
51 reimbursing the 2012-13 appropriation.  
52 Notwithstanding any inconsistent provision  
53 of law, including section 1 of part C of  
54 chapter 57 of the laws of 2006, as amended  
55 by section 1 of part F of chapter 59 of  
56 the laws of 2011, for the period commenc-  
57 ing on April 1, 2012 and ending March 31,  
58 2013 the commissioner shall not apply any  
59 cost of living adjustment for the purpose  
60 of establishing rates of payments,

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AID TO LOCALITIES 2012-13

1 contracts or any other form of reimburse-  
2 ment.  
3 Notwithstanding any provision of law to the  
4 contrary, the commissioners of department  
5 of health, office of mental health, office  
6 of alcoholism and substance abuse  
7 services, and office for people with  
8 developmental disabilities shall have the  
9 regulatory flexibility to more efficiently  
10 and effectively integrate health and  
11 behavioral health services, including the  
12 authority to jointly establish operating,  
13 reporting, construction requirements,  
14 joint survey requirements and procedures,  
15 and joint operating standards at locations  
16 as may be approved by two or more of the  
17 respective commissioners. Such commis-  
18 sioners shall be authorized to waive any  
19 regulatory requirements, or to determine  
20 that compliance with another commis-  
21 sioner's regulatory requirements shall be  
22 deemed to meet the regulatory requirements  
23 of his or her agency, as may be necessary  
24 or desirable to avoid duplication and/or  
25 to permit the integrated delivery of  
26 health and behavioral health services in  
27 an efficient and effective manner.  
28 Notwithstanding any other provision of law  
29 to the contrary, any of the amounts appro-  
30 priated herein may be increased or  
31 decreased by interchange or transfer with-  
32 out limit, with any appropriation of the  
33 office of mental health or by transfer or  
34 suballocation to any department, agency or  
35 public authority for expenditures incurred  
36 in the operation of such programs with the  
37 approval of the director of the budget who  
38 shall file such approval with the depart-  
39 ment of audit and control and copies ther-  
40 eof with the chairman of the senate  
41 finance committee and the chairman of the  
42 assembly ways and means committee:  
43 For services and expenses of various commu-  
44 nity mental health non-residential  
45 programs, pursuant to article 41 of the  
46 mental hygiene law, including but not  
47 limited to sections 41.13 and 41.18 ..... 92,883,000  
48 For services and expenses of various commu-  
49 nity mental health emergency programs .... 24,583,000  
50 For services and expenses of various commu-  
51 nity mental health residential programs,  
52 including but not limited to community  
53 residences pursuant to sections 41.44 and  
54 41.38 of the mental hygiene law ..... 2,342,000  
55 -----  
56 Program account subtotal ..... 119,808,000  
57 -----

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OFFICE OF MENTAL HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADULT SERVICES PROGRAM

2  
3  
4  
5  
6

Special Revenue Funds - Federal  
Federal Health and Human Services Fund  
Federal Health and Human Services Account

7 By chapter 53, section 1, of the laws of 2011:

8 For programs to assist and transition from homelessness (PATH) grants.  
9 Notwithstanding any inconsistent provision of law, a portion of this  
10 appropriation, consistent with the terms and conditions of the PATH  
11 grant, may be transferred to other programs within the office of  
12 mental health for aid to localities, administrative and support  
13 services, including fringe benefits, associated with the grant .....  
14 5,569,000 ..... (re. \$4,700,000)  
15 For services and expenses related to adult mental health services  
16 funded by the community mental health services block grant.  
17 Notwithstanding any inconsistent provision of law, a portion of this  
18 appropriation, consistent with the terms and conditions of the block  
19 grant, may be transferred to other programs within the office of  
20 mental health for aid to localities, administrative and support  
21 services, including fringe benefits, associated with the federal  
22 block grant ... 17,206,000 ..... (re. \$11,414,000)  
23

24 By chapter 54, section 1, of the laws of 2010:

25 For programs to assist and transition from homelessness (PATH) grants.  
26 Notwithstanding any inconsistent provision of law, a portion of this  
27 appropriation, consistent with the terms and conditions of the PATH  
28 grant, may be transferred to other programs within the office of  
29 mental health for aid to localities, administrative and support  
30 services, including fringe benefits, associated with the grant .....  
31 4,800,000 ..... (re. \$1,398,000)  
32 For services and expenses associated with federal grant awards yet to  
33 be allocated by the federal department of health and human services.  
34 Notwithstanding any inconsistent provision of law, the director of  
35 the budget is hereby authorized to transfer appropriation authority  
36 contained herein to any other federal fund or program within the  
37 office of mental health services for aid to localities, administra-  
38 tive and support services, including fringe benefits, associated  
39 with the awarded grant ... 5,000,000 ..... (re. \$5,000,000)  
40

41 Special Revenue Funds - Federal  
42 Federal Operating Grants Fund  
43 Federal Operating Grants Account  
44

45 By chapter 53, section 1, of the laws of 2011:

46 For services and expenses related to homeless and shelter plus care  
47 grants. Subject to a plan approved by the director of the budget,  
48 the amount appropriated herein may be made available to other state  
49 agencies for services and expenses related to federal homeless and  
50 shelter plus care grants ... 8,000,000 ..... (re. \$7,983,000)  
51

52 By chapter 54, section 1, of the laws of 2010:

53 For services and expenses related to homeless and shelter plus care  
54 grants. Subject to a plan approved by the director of the budget,  
55 the amount appropriated herein may be made available to other state  
56 agencies for services and expenses related to federal homeless and  
57 shelter plus care grants ... 8,000,000 ..... (re. \$5,640,000)  
58  
59

DEPARTMENT OF MENTAL HYGIENE

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 CHILDREN AND YOUTH SERVICES PROGRAM

2

3 Special Revenue Funds - Federal

4 Federal Health and Human Services Fund

5 Federal Health and Human Services Account

6

7 By chapter 53, section 1, of the laws of 2011:

8 For services and expenses related to children's mental health services

9 funded by the community mental health services block grant.

10 Notwithstanding any inconsistent provision of law, a portion of this

11 appropriation, consistent with the terms and conditions of the block

12 grant, may be transferred to other programs within the office of

13 mental health for aid to localities, administrative and support

14 services, including fringe benefits, associated with the federal

15 block grant ... 5,801,000 ..... (re. \$3,628,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	1,662,830,000	0
6	Special Revenue Funds - Other .....	816,011,000	162,500,000
7		-----	-----
8	All Funds .....	2,478,841,000	162,500,000
9		=====	=====

10

11 SCHEDULE

12

13 COMMUNITY SERVICES PROGRAM ..... 2,478,841,000

14

15  
16 General Fund  
17 Local Assistance Account

18

19 For services and expenses of the community  
20 services program, net of disallowances,  
21 for community programs for people with  
22 developmental disabilities pursuant to  
23 article 41 of the mental hygiene law,  
24 and/or chapter 620 of the laws of 1974,  
25 chapter 660 of the laws of 1977, chapter  
26 412 of the laws of 1981, chapter 27 of the  
27 laws of 1987, chapter 729 of the laws of  
28 1989, chapter 329 of the laws of 1993 and  
29 other provisions of the mental hygiene  
30 law. Notwithstanding any inconsistent  
31 provision of law, the following appropri-  
32 ation shall be net of refunds, rebates,  
33 reimbursements, and credits.

34 Notwithstanding any inconsistent provision  
35 of law, the director of the budget is  
36 authorized to make suballocations from  
37 this appropriation to the department of  
38 health medical assistance program.

39 Notwithstanding any other provision of law,  
40 advances and reimbursement made pursuant  
41 to subdivision (d) of section 41.15 and  
42 section 41.18 of the mental hygiene law  
43 shall be allocated pursuant to a plan and  
44 in a manner prescribed by the agency head  
45 and approved by the director of the budg-  
46 et. No expenditure shall be made until a  
47 certificate of allocation has been  
48 approved by the director of the budget and  
49 copies thereof filed with the state comp-  
50 troller, and the chairs of the senate  
51 finance and assembly ways and means  
52 committees. The moneys hereby appropriated  
53 are available to reimburse or advance  
54 localities and voluntary non-profit agen-  
55 cies for expenditures made during local  
56 fiscal periods commencing January 1, 2012,  
57 April 1, 2012 or July 1, 2012, and for  
58 advances for the 3 month period beginning  
59 January 1, 2013.

60

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 Notwithstanding the provisions of article 41  
2 of the mental hygiene law or any other  
3 inconsistent provision of law, rule or  
4 regulation, the commissioner, pursuant to  
5 such contract and in the manner provided  
6 therein, may pay all or a portion of the  
7 expenses incurred by such voluntary agen-  
8 cies arising out of loans which are funded  
9 from the proceeds of bonds and notes  
10 issued by the dormitory authority of the  
11 state of New York.

12 Notwithstanding any other provision of law,  
13 the money hereby appropriated may be  
14 transferred to state operations and/or any  
15 appropriation of the office for people  
16 with developmental disabilities with the  
17 approval of the director of the budget who  
18 shall file such approval with the depart-  
19 ment of audit and control and copies ther-  
20 eof with the chairman of the senate  
21 finance committee and the chairman of the  
22 assembly ways and means committee.

23 Notwithstanding any inconsistent provision  
24 of law, moneys from this appropriation may  
25 be used for state aid of up to 100 percent  
26 of the net deficit costs of day training  
27 programs and family support services.

28 Notwithstanding any inconsistent provision  
29 of law, including section 1 of part C of  
30 chapter 57 of the laws of 2006, as amended  
31 by section 1 of part F of chapter 59 of  
32 the laws of 2011, for the period commenc-  
33 ing on April 1, 2012 and ending March 31,  
34 2013 the commissioner shall not apply any  
35 cost of living adjustment for the purpose  
36 of establishing rates of payments,  
37 contracts or any other form of reimburse-  
38 ment.

39 Notwithstanding any inconsistent provision  
40 of sections one hundred twelve and one  
41 hundred sixty-three of the state finance  
42 law, or section one hundred forty-two of  
43 the economic development law, or any other  
44 law to the contrary, the commissioner of  
45 the office for people with developmental  
46 disabilities, pursuant to a pilot program  
47 established in accordance with an  
48 application made under section 1115 of the  
49 social security act, is authorized to  
50 enter into a contract or contracts without  
51 a competitive bid or request for proposal  
52 process with the approval of the director  
53 of the budget.

54 Notwithstanding any inconsistent provision  
55 of law, and pursuant to criteria estab-  
56 lished by the commissioner of the office  
57 for people with developmental disabilities  
58 and approved by the director of the budg-  
59 et, expenditures may be made from this  
60 appropriation for residential facilities

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

## AID TO LOCALITIES 2012-13

1 which are pending recertification as  
2 intermediate care facilities for people  
3 with developmental disabilities.  
4 Notwithstanding the provisions of section  
5 41.36 of the mental hygiene law and any  
6 other inconsistent provision of law,  
7 moneys from this appropriation may be used  
8 for payment up to \$250 per year per  
9 client, at such times and in such manner  
10 as determined by the commissioner on the  
11 basis of financial need for the personal  
12 needs of each client residing in voluntar-  
13 y-operated community residences and volun-  
14 tary-operated community residential alter-  
15 natives, including individualized  
16 residential alternatives under the home  
17 and community based services waiver. The  
18 commissioner shall, subject to the  
19 approval of the director of the budget,  
20 alter existing advance payment schedules  
21 for voluntary-operated community resi-  
22 dences established pursuant to subdivision  
23 (h) of section 41.36 of the mental hygiene  
24 law.  
25 Notwithstanding the provisions of section  
26 16.23 of the mental hygiene law and any  
27 other inconsistent provision of law, with  
28 relation to the operation of certified  
29 family care homes, including family care  
30 homes sponsored by voluntary not-for-pro-  
31 fit agencies, moneys from this appropri-  
32 ation may be used for payments to purchase  
33 general services including but not limited  
34 to respite providers, up to a maximum of  
35 14 days, at rates to be established by the  
36 commissioner and approved by the director  
37 of the budget in consideration of factors  
38 including, but not limited to, geographic  
39 area and number of clients cared for in  
40 the home and for payment at the rate of  
41 \$600 per year on the basis of financial  
42 need for the personal needs of each client  
43 residing in the family care home.  
44 Notwithstanding the provisions of subdivi-  
45 sion 12 of section 8 of the state finance  
46 law and any other inconsistent provision  
47 of law, moneys from this appropriation may  
48 be used for expenses of family care homes  
49 including payments to operators of certi-  
50 fied family care homes for damages caused  
51 by clients to personal and real property  
52 in accordance with standards established  
53 by the commissioner and approved by the  
54 director of the budget.  
55 Notwithstanding any inconsistent provision  
56 of law, moneys from this appropriation may  
57 be used for appropriate day program  
58 services and residential services includ-  
59 ing, but not limited to, direct housing  
60 subsidies to individuals, start-up

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 expenses for family care providers, envi-  
 2 ronmental modifications, adaptive technol-  
 3 ogies, appraisals, property options,  
 4 feasibility studies and preoperational  
 5 expenses.  
 6 Notwithstanding any inconsistent provision  
 7 of law, moneys from this appropriation may  
 8 be used for the operation of clinics  
 9 licensed pursuant to article 16 of the  
 10 mental hygiene law including, but not  
 11 limited to, supportive and habilitative  
 12 services consistent with the home and  
 13 community based services waiver.  
 14 Funds appropriated herein shall be available  
 15 in accordance with the following:  
 16 For the state share of medical assistance  
 17 services expenses incurred by the depart-  
 18 ment of health for the provision of  
 19 medical assistance services to people with  
 20 developmental disabilities ..... 1,462,830,000  
 21 For the state share of medical assistance  
 22 services expenses for the provision of  
 23 medical assistance services to people with  
 24 developmental disabilities that may be  
 25 incurred by the department of health  
 26 during local fiscal periods commencing  
 27 January 1, 2012, April 1, 2012 or July 1,  
 28 2012 ..... 200,000,000  
 29 -----  
 30 Program account subtotal ..... 1,662,830,000  
 31 -----

32  
 33 Special Revenue Funds - Other  
 34 Miscellaneous Special Revenue Fund  
 35 Mental Hygiene Program Fund Account

36  
 37 For services and expenses of the community  
 38 services program, net of disallowances,  
 39 for community programs for people with  
 40 developmental disabilities pursuant to  
 41 article 41 of the mental hygiene law,  
 42 and/or chapter 620 of the laws of 1974,  
 43 chapter 660 of the laws of 1977, chapter  
 44 412 of the laws of 1981, chapter 27 of the  
 45 laws of 1987, chapter 729 of the laws of  
 46 1989, chapter 329 of the laws of 1993 and  
 47 other provisions of the mental hygiene  
 48 law. Notwithstanding any inconsistent  
 49 provision of law, the following appropri-  
 50 ation shall be net of refunds, rebates,  
 51 reimbursements, and credits.  
 52 Notwithstanding any other provision of law,  
 53 advances and reimbursement made pursuant  
 54 to subdivision (d) of section 41.15 and  
 55 section 41.18 of the mental hygiene law  
 56 shall be allocated pursuant to a plan and  
 57 in a manner prescribed by the agency head  
 58 and approved by the director of the budg-  
 59 et. No expenditure shall be made until a  
 60 certificate of allocation has been



## DEPARTMENT OF MENTAL HYGIENE

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1 approved by the director of the budget and  
2 copies thereof filed with the state comp-  
3 troller, and the chairs of the senate  
4 finance and assembly ways and means  
5 committees. The moneys hereby appropriated  
6 are available to reimburse or advance  
7 localities and voluntary non-profit agen-  
8 cies for expenditures made during local  
9 fiscal periods commencing January 1, 2012,  
10 April 1, 2012 or July 1, 2012, and for  
11 advances for the 3 month period beginning  
12 January 1, 2013.

13 Notwithstanding any inconsistent provision  
14 of sections one hundred twelve and one  
15 hundred sixty-three of the state finance  
16 law, or section one hundred forty-two of  
17 the economic development law, or any other  
18 law to the contrary, the commissioner of  
19 the office for people with developmental  
20 disabilities, pursuant to a pilot program  
21 established in accordance with an  
22 application made under section 1115 of the  
23 social security act, is authorized to  
24 enter into a contract or contracts without  
25 a competitive bid or request for proposal  
26 process with the approval of the director  
27 of the budget.

28 Notwithstanding the provisions of article 41  
29 of the mental hygiene law or any other  
30 inconsistent provision of law, rule or  
31 regulation, the commissioner, pursuant to  
32 such contract and in the manner provided  
33 therein, may pay all or a portion of the  
34 expenses incurred by such voluntary agen-  
35 cies arising out of loans which are funded  
36 from the proceeds of bonds and notes  
37 issued by the dormitory authority of the  
38 state of New York.

39 Notwithstanding any inconsistent provision  
40 of law, including section 1 of part C of  
41 chapter 57 of the laws of 2006, as amended  
42 by section 1 of part F of chapter 59 of  
43 the laws of 2011, for the period commenc-  
44 ing on April 1, 2012 and ending March 31,  
45 2013 the commissioner shall not apply any  
46 cost of living adjustment for the purpose  
47 of establishing rates of payments,  
48 contracts or any other form of reimburse-  
49 ment.

50 Notwithstanding any other provision of law,  
51 the money hereby appropriated may be  
52 transferred to state operations and/or any  
53 appropriation of the office for people  
54 with developmental disabilities with the  
55 approval of the director of the budget who  
56 shall file such approval with the depart-  
57 ment of audit and control and copies ther-  
58 eof with the chairman of the senate  
59 finance committee and the chairman of the  
60 assembly ways and means committee.

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

## AID TO LOCALITIES 2012-13

1 Notwithstanding any inconsistent provision  
2 of law, moneys from this appropriation may  
3 be used for state aid of up to 100 percent  
4 of the net deficit costs of day training  
5 programs and family support services.

6 Notwithstanding the provisions of section  
7 16.23 of the mental hygiene law and any  
8 other inconsistent provision of law, with  
9 relation to the operation of certified  
10 family care homes, including family care  
11 homes sponsored by voluntary not-for-pro-  
12 fit agencies, moneys from this appropri-  
13 ation may be used for payments to purchase  
14 general services including but not limited  
15 to respite providers, up to a maximum of  
16 14 days, at rates to be established by the  
17 commissioner and approved by the director  
18 of the budget in consideration of factors  
19 including, but not limited to, geographic  
20 area and number of clients cared for in  
21 the home and for payment at the rate of  
22 \$600 per year on the basis of financial  
23 need for the personal needs of each client  
24 residing in the family care home.

25 Notwithstanding the provisions of subdivi-  
26 sion 12 of section 8 of the state finance  
27 law and any other inconsistent provision  
28 of law, moneys from this appropriation may  
29 be used for expenses of family care homes  
30 including payments to operators of certi-  
31 fied family care homes for damages caused  
32 by clients to personal and real property  
33 in accordance with standards established  
34 by the commissioner and approved by the  
35 director of the budget.

36 Notwithstanding any inconsistent provision  
37 of law, moneys from this appropriation may  
38 be used for appropriate day program  
39 services and residential services includ-  
40 ing, but not limited to, direct housing  
41 subsidies to individuals, start-up  
42 expenses for family care providers, envi-  
43 ronmental modifications, adaptive technol-  
44 ogies, appraisals, property options,  
45 feasibility studies and preoperational  
46 expenses.

47 For services and expenses related to the  
48 provision of residential services to  
49 people with developmental disabilities ... 204,619,000

50 For services and expenses related to the  
51 provision of day program services to  
52 people with developmental disabilities ... 105,680,000

53 For services and expenses related to the  
54 provision of family support services to  
55 people with developmental disabilities ... 76,705,000

56 For services and expenses related to the  
57 provision of workshop, day training and  
58 employment services to people with devel-  
59 opmental disabilities. Notwithstanding any  
60 other provision of law, up to \$800,000 of

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

1	this appropriation may be transferred to	
2	the New York State Education Departments'	
3	Adult Career and Continuing Education	
4	Services - Vocational Rehabilitation	
5	(ACCES-VR) program to support the Long-	
6	Term Sheltered Employment program operated	
7	by FEDCAP Rehabilitation Services, Inc. ..	
8	.....	44,921,000
9	For other services and expenses provided to	
10	people with developmental disabilities	
11	including but not limited to hepatitis B,	
12	care at home waiver, epilepsy services,	
13	Special Olympics New York, Inc. and volun-	
14	tary fingerprinting .....	6,178,000
15	For services and expenses related to the	
16	provision of day services to individuals	
17	residing in intermediate care facilities .	
18	.....	50,000,000
19		-----
20	Program account subtotal .....	488,103,000
21		-----

22  
 23 Special Revenue Funds - Other  
 24 Miscellaneous Special Revenue Fund  
 25 OPWDD - Provider of Service Account  
 26

27 For services and expenses related to  
 28 services for people with developmental  
 29 disabilities associated with the New York  
 30 state options for people through services  
 31 initiative, in accordance with a program-  
 32 matic and fiscal plan to be approved by  
 33 the director of the budget.  
 34 Notwithstanding any provision of law to the  
 35 contrary, the director of the budget is  
 36 authorized to make suballocations from  
 37 this appropriation to the department of  
 38 health medical assistance program.  
 39 Notwithstanding any provision of law to the  
 40 contrary, the moneys hereby appropriated,  
 41 or so much thereof as may be necessary,  
 42 are to be available for the purposes here-  
 43 in specified for obligations heretofore  
 44 accrued or hereafter to accrue.  
 45 Notwithstanding any other provision of law,  
 46 the money hereby appropriated may be  
 47 transferred to state operations and/or any  
 48 appropriation of the office for people  
 49 with developmental disabilities with the  
 50 approval of the director of the budget who  
 51 shall file such approval with the depart-  
 52 ment of audit and control and copies ther-  
 53 eof with the chairman of the senate  
 54 finance committee and the chairman of the  
 55 assembly ways and means committee.  
 56 Notwithstanding any inconsistent provision  
 57 of sections one hundred twelve and one  
 58 hundred sixty-three of the state finance  
 59 law, or section one hundred forty-two of  
 60 the economic development law, or any other

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

## AID TO LOCALITIES 2012-13

1	law to the contrary, the commissioner of	
2	the office for people with developmental	
3	disabilities, pursuant to a pilot program	
4	established in accordance with an	
5	application made under section 1115 of the	
6	social security act, is authorized to	
7	enter into a contract or contracts without	
8	a competitive bid or request for proposal	
9	process with the approval of the director	
10	of the budget .....	327,908,000
11		-----
12	Program account subtotal .....	327,908,000
13		-----
14		
15		

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 COMMUNITY SERVICES PROGRAM

2

3 Special Revenue Funds - Other

4 Miscellaneous Special Revenue Fund

5 OPWDD - Provider of Service Account

6

7 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
8 hereby amended and reappropriated to read:

9 For services and expenses related to services for people with  
10 developmental disabilities associated with the New York state  
11 options for people through services initiative, in accordance with a  
12 programmatic and fiscal plan to be approved by the director of the  
13 budget.

14 Notwithstanding any provision of law to the contrary, the director of  
15 the budget is authorized to make suballocations from this  
16 appropriation to the department of health medical assistance  
17 program.

18 Notwithstanding any provision of law to the contrary, the moneys  
19 hereby appropriated, or so much thereof as may be necessary, are to  
20 be available for the purposes herein specified for obligations  
21 heretofore accrued or hereafter to accrue.

22 Notwithstanding any other provision of law, the money hereby  
23 appropriated may be transferred to state operations and/or any  
24 appropriation of the office for people with developmental  
25 disabilities, with the approval of the director of the budget who  
26 shall file such approval with the department of audit and control  
27 and copies thereof with the chairman of the senate finance committee  
28 and the chairman of the assembly ways and means committee .....  
29 327,463,000 ..... (re. \$162,500,000)

30

METROPOLITAN TRANSPORTATION AUTHORITY

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 Special Revenue Funds - Other.....	2,186,000,000	0
6	-----	-----
7 All Funds.....	2,186,000,000	0
8	=====	=====

9

SCHEDULE

12 DEDICATED MASS TRANSPORTATION TRUST FUND .....	634,000,000
13	-----

14

15 Special Revenue Funds - Other  
 16 Dedicated Mass Transportation Trust Fund  
 17 Railroad Account

18

19 To the metropolitan transportation authority  
 20 for deposit in the dedicated tax fund for  
 21 the expenses of the New York city transit  
 22 authority, the Manhattan and Bronx surface  
 23 transit operating authority, and the  
 24 Staten Island rapid transit operating  
 25 authority, the Long Island rail road  
 26 company and the Metro-North commuter rail-  
 27 road company which includes the New York  
 28 state portion of the Harlem, Hudson, Port  
 29 Jervis, Pascack, and the New Haven commu-  
 30 ter railroad service regardless of whether  
 31 the services are provided directly or  
 32 pursuant to joint service agreements for  
 33 the period April 1, 2013 to March 31, 2014  
 34 provided, however, that such appropriation  
 35 shall become available only pursuant to  
 36 subdivision 3 of section 89-c of the state  
 37 finance law and notwithstanding section 40  
 38 of the state finance law shall take effect  
 39 on April 1, 2013 and shall lapse on March  
 40 31, 2014 .....

95,000,000

41

42 Program account subtotal .....

95,000,000

43

44

45 Special Revenue Funds - Other  
 46 Dedicated Mass Transportation Trust Fund  
 47 Transit Authorities Account

48

49 To the metropolitan transportation authority  
 50 for deposit in the dedicated tax fund for  
 51 the expenses of the New York city transit  
 52 authority, the Manhattan and Bronx surface  
 53 transit operating authority, and the  
 54 Staten Island rapid transit operating  
 55 authority, the Long Island rail road  
 56 company and the Metro-North commuter rail-  
 57 road company which includes the New York  
 58 state portion of the Harlem, Hudson, Port  
 59 Jervis, Pascack, and the New Haven commu-  
 60 ter railroad service regardless of whether  
 61 the services are provided directly or  
 62 pursuant to joint service agreements for

METROPOLITAN TRANSPORTATION AUTHORITY

AID TO LOCALITIES 2012-13

1 the period April 1, 2013 to March 31, 2014  
2 provided, however, that such appropriation  
3 shall become available only pursuant to  
4 subdivision 3 of section 89-c of the state  
5 finance law and notwithstanding section 40  
6 of the state finance law shall take effect  
7 on April 1, 2013 and shall lapse on March  
8 31, 2014 ..... 539,000,000  
9 -----  
10 Program account subtotal ..... 539,000,000  
11 -----  
12  
13 METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM .... 1,552,000,000  
14 -----  
15  
16 Special Revenue Funds - Other  
17 Metropolitan Transportation Authority Financial Assist-  
18 ance Fund  
19 Mobility Tax Trust Account  
20  
21 To the metropolitan transportation authority  
22 for deposit in the metropolitan transpor-  
23 tation authority finance fund pursuant to  
24 the provisions of section 92-ff of the  
25 state finance law, for the period April 1,  
26 2013 to March 31, 2014 and notwithstanding  
27 section 40 of the state finance law shall  
28 take effect on April 1, 2013 and shall  
29 lapse on March 31, 2014 ..... 1,552,000,000  
30 -----

## DIVISION OF MILITARY AND NAVAL AFFAIRS

## AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	151,000
6		-----
7	All Funds .....	151,000
8		=====

9

10

## SCHEDULE

11

12

MILITARY READINESS PROGRAM .....	900,000
	-----

13

14

15

General Fund

16

Local Assistance Account

17

18

For the payment of reimbursements mandated

19

by subdivision 9 of section 210 of the

20

military law. A portion of these funds may

21

be transferred to state operations for

22

administrative expenses .....

900,000

23

-----



DIVISION OF MILITARY AND NAVAL AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 MILITARY READINESS PROGRAM  
2  
3     General Fund  
4     Local Assistance Account  
5  
6 By chapter 50, section 1, of the laws of 2010:  
7     For the payment of reimbursements mandated by subdivision 9 of section  
8         210 of the military law. A portion of these funds may be transferred  
9         to state operations for administrative expenses .....  
10         650,000 ..... (re. \$151,000)

## DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

APPROPRIATIONS REAPPROPRIATIONS

Special Revenue Funds - Federal .... 20,800,000 49,130,000

All Funds ..... 20,800,000 49,130,000

## SCHEDULE

GOVERNOR'S TRAFFIC SAFETY COMMITTEE ..... 20,800,000

Special Revenue Funds - Federal

Federal Operating Grants Fund

Highway Safety Section 402 Account

For services and expenses related to local  
governments' federal highway safety  
projects pursuant to an allocation plan  
subject to the approval of the director of  
the budget ..... 20,800,000

DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 GOVERNOR'S TRAFFIC SAFETY COMMITTEE  
2  
3 Special Revenue Funds - Federal  
4 Federal Operating Grants Fund  
5 Highway Safety Section 402 Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For services and expenses related to local governments' federal  
9 highway safety projects pursuant to an allocation plan subject to  
10 the approval of the director of the budget .....  
11 20,620,000 ..... (re. \$20,620,000)  
12  
13 By chapter 55, section 1, of the laws of 2010:  
14 For services and expenses related to local governments' federal high-  
15 way safety projects pursuant to an allocation plan subject to the  
16 approval of the director of the budget .....  
17 20,410,000 ..... (re. \$18,880,000)  
18  
19 By chapter 55, section 1, of the laws of 2009:  
20 For services and expenses related to local governments' federal high-  
21 way safety projects pursuant to an allocation plan subject to the  
22 approval of the director of the budget .....  
23 19,540,000 ..... (re. \$7,600,000)  
24  
25 By chapter 55, section 1, of the laws of 2008:  
26 For services and expenses related to local governments' federal high-  
27 way safety projects pursuant to an allocation plan subject to the  
28 approval of the director of the budget .....  
29 17,264,000 ..... (re. \$2,030,000)

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	2,920,000	737,000
6 Special Revenue Funds - Federal ....	3,170,000	16,489,100
7 Special Revenue Funds - Other .....	5,635,000	4,289,000
	-----	-----
9 All Funds .....	11,725,000	21,515,100
	=====	=====

12 SCHEDULE

14 HISTORIC PRESERVATION PROGRAM ..... 170,000

17 Special Revenue Funds - Federal  
 18 Federal Operating Grants Fund  
 19 Federal Miscellaneous Grants Account

21 For expenses of acquisition, development and  
 22 administration of historic properties .... 170,000

25 RECREATION SERVICES PROGRAM ..... 11,555,000

28 General Fund  
 29 Local Assistance Account

31 Notwithstanding any other provisions of law,  
 32 for the administration of the programs of  
 33 section 79-b of the navigation law ..... 2,920,000

35 Program account subtotal ..... 2,920,000

38 Special Revenue Funds - Federal  
 39 Federal Operating Grants Fund  
 40 Federal Miscellaneous Grants Account

42 For services and expenses related to grants  
 43 for recreation services projects including  
 44 acquisition, research, development, educa-  
 45 tion and rehabilitation of parklands,  
 46 programs and facilities ..... 3,000,000

48 Program account subtotal ..... 3,000,000

51 Special Revenue Funds - Other  
 52 Miscellaneous Special Revenue Fund  
 53 Snowmobile Trail Development and Management Account

55 For services and expenses related to snowmo-  
 56 bile law enforcement and trail development  
 57 and maintenance ..... 5,635,000

59 Program account subtotal ..... 5,635,000

60

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 Notwithstanding any other provisions of law, for the administration of  
8 the programs of section 79-b of the navigation law .....  
9 2,920,000 ..... (re. \$737,000)  
10  
11 HISTORIC PRESERVATION PROGRAM  
12  
13 Special Revenue Funds - Federal  
14 Federal Operating Grants Fund  
15 Federal Miscellaneous Grants Account  
16  
17 By chapter 53, section 1, of the laws of 2011:  
18 For expenses of acquisition, development and administration of  
19 historic properties ... 170,000 ..... (re. \$100,000)  
20  
21 By chapter 55, section 1, of the laws of 2010:  
22 For expenses of acquisition, development and administration of histor-  
23 ic properties ... 120,000 ..... (re. \$117,500)  
24  
25 PARK OPERATIONS PROGRAM  
26  
27 Special Revenue Funds - Federal  
28 Federal Operating Grants Fund  
29 Federal Miscellaneous Grants Account  
30  
31 By chapter 53, section 1, of the laws of 2011:  
32 For services and expenses related to grants for recreation projects  
33 including acquisition, development and rehabilitation of municipal  
34 parklands and facilities ... 1,500,000 ..... (re. \$1,500,000)  
35  
36 By chapter 55, section 1, of the laws of 2010:  
37 For services and expenses related to grants for recreation projects  
38 including acquisition, development and rehabilitation of municipal  
39 parklands and facilities ... 2,000,000 ..... (re. \$2,000,000)  
40  
41 By chapter 55, section 1, of the laws of 2009:  
42 For services and expenses related to grants for recreation projects  
43 including acquisition, development and rehabilitation of municipal  
44 parklands and facilities ... 2,000,000 ..... (re. \$2,000,000)  
45  
46 By chapter 55, section 1, of the laws of 2008:  
47 For services and expenses related to grants for recreation projects  
48 including acquisition, development and rehabilitation of municipal  
49 parklands and facilities ... 3,000,000 ..... (re. \$3,000,000)  
50  
51 By chapter 55, section 1, of the laws of 2007:  
52 For services and expenses related to grants for recreation projects  
53 including acquisition, development and rehabilitation of municipal  
54 parklands and facilities ... 3,500,000 ..... (re. \$3,500,000)  
55  
56 Special Revenue Funds - Other  
57 Miscellaneous Special Revenue Fund  
58 Snowmobile Trail Development and Management Account  
59  
60 By chapter 53, section 1, of the laws of 2011:  
61 For services and expenses related to snowmobile law enforcement and  
62 trail development and maintenance ... 5,635,000 ... (re. \$2,254,000)

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2010:  
2 For services and expenses related to snowmobile law enforcement and  
3 trail development and maintenance ... 5,635,000 ... (re. \$2,035,000)  
4  
5 RECREATION SERVICES PROGRAM  
6  
7 Special Revenue Funds - Federal  
8 Federal Operating Grants Fund  
9 Federal Miscellaneous Grants Account  
10  
11 By chapter 53, section 1, of the laws of 2011:  
12 For services and expenses related to grants for recreation services  
13 projects including acquisition, research, development, education and  
14 rehabilitation of parklands, programs and facilities .....  
15 1,500,000 ..... (re. \$1,500,000)  
16  
17 By chapter 55, section 1, of the laws of 2010:  
18 For services and expenses related to the national recreation trails  
19 act and the boating infrastructure grant program .....  
20 2,000,000 ..... (re. \$2,000,000)  
21  
22 By chapter 55, section 1, of the laws of 2009:  
23 For services and expenses related to the national recreation trails  
24 act and the boating infrastructure grant program .....  
25 2,000,000 ..... (re. \$196,100)  
26  
27 By chapter 55, section 1, of the laws of 2008:  
28 For services and expenses related to the national recreation trails  
29 act and the boating infrastructure grant program .....  
30 2,000,000 ..... (re. \$193,100)  
31  
32 By chapter 55, section 1, of the laws of 2007:  
33 For services and expenses related to the national recreation trails  
34 act and the boating infrastructure grant program .....  
35 2,000,000 ..... (re. \$382,400)

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund .....	685,000	389,000
6 Special Revenue Funds - Federal ....	500,000	0
	-----	-----
8 All Funds .....	1,185,000	389,000
	=====	=====

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SCHEDULE

13 ADMINISTRATION PROGRAM .....	1,185,000
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General Fund	
Local Assistance Account	
For services and expenses of programs that prevent domestic violence, including contracts for the operation of hotlines for victims of domestic violence .....	515,000
For services and expenses of programs that provide legal services to victims of domestic violence to be distributed pursuant to a competitive process .....	170,000
	-----
Program account subtotal .....	685,000
	-----
Special Revenue Funds - Federal	
Federal Operating Grants Fund	
Miscellaneous Discretionary Account	
Funds herein appropriated may be used to disburse federal grants in support of state and local programs to support domestic violence prevention programs. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....	500,000
	-----
Program account subtotal .....	500,000
	-----

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ADMINISTRATION PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For services and expenses of programs that prevent domestic violence,

8 including contracts for the operation of hotlines for victims of

9 domestic violence ... 515,000 ..... (re. \$389,000)



DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 Special Revenue Funds - Other .....	3,500,000	4,686,000
	-----	-----
7 All Funds .....	3,500,000	4,686,000
	=====	=====

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10

SCHEDULE

11

12

REGULATION OF UTILITIES PROGRAM ..... 3,500,000

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Special Revenue Funds - Other  
 Miscellaneous Special Revenue Fund  
 Article VII Intervenor Account

For services and expenses of any municipality or other local parties pursuant to section 122 of the public service law .... 500,000

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Program account subtotal ..... 500,000

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Special Revenue Funds - Other  
 Miscellaneous Special Revenue Fund  
 Article X Intervenor Account

For services and expenses of any municipality or other local parties pursuant to section 164 of the public service law .... 3,000,000

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Program account subtotal ..... 3,000,000

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DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 REGULATION OF UTILITIES PROGRAM  
2  
3 Special Revenue Funds - Other  
4 Miscellaneous Special Revenue Fund  
5 Electric Generating Intervenor Account  
6  
7 By chapter 50, section 1, of the laws of 2000:  
8 For services and expenses of any municipality or other local parties  
9 pursuant to section 164 of the public service law .....  
10 4,400,000 ..... (re. \$2,186,000)  
11  
12 Special Revenue Funds - Other  
13 Miscellaneous Special Revenue Fund  
14 Article VII Intervenor Account  
15  
16 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
17 hereby amended and reappropriated to read:  
18 For services and expenses of any municipality or other local parties  
19 pursuant to [sections] section 122 [and 164] of the public service  
20 law ... 1,500,000 ..... (re. \$1,500,000)  
21  
22 The appropriation made by chapter 55, section 1, of the laws of 2010, is  
23 hereby amended and reappropriated to read:  
24 For services and expenses of any municipality or other local parties  
25 pursuant to [sections] section 122 [and 164] of the public service  
26 law ... 1,000,000 ..... (re. \$1,000,000)

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	170,000
6	Special Revenue Funds - Other .....	478,000
7		-----
8	All Funds .....	648,000
9		=====

10  
11 SCHEDULE

12  
13 COMMUNITY SUPPORT PROGRAMS ..... 648,000

14 -----  
15  
16 General Fund  
17 Local Assistance Account

18  
19 Notwithstanding any other provision of law,  
20 the money hereby appropriated may be  
21 increased or decreased by interchange,  
22 with any appropriation of the commission  
23 on quality of care and advocacy for  
24 persons with disabilities, and may be  
25 increased or decreased by transfer or  
26 suballocation between these appropriated  
27 amounts and appropriations of the office  
28 of mental health, office for people with  
29 developmental disabilities, and office of  
30 alcoholism and substance abuse services  
31 with the approval of the director of the  
32 budget who shall file such approval with  
33 the department of audit and control and  
34 copies thereof with the chairman of the  
35 senate finance committee and the chairman  
36 of the assembly ways and means committee.

37 For services and expenses related to the  
38 adult homes advocacy program ..... 170,000

39 -----  
40 Program account subtotal ..... 170,000

41 -----  
42  
43 Special Revenue Funds - Other  
44 HCRA Resources Fund  
45 Adult Home Resident Council Support Project Account

46  
47 For services and expenses related to the  
48 adult homes resident council support  
49 project ..... 60,000

50 -----  
51 Program account subtotal ..... 60,000

52 -----  
53  
54 Special Revenue Funds - Other  
55 Miscellaneous Special Revenue Fund  
56 Federal Salary Sharing Account

57  
58

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

AID TO LOCALITIES 2012-13

1	For surrogate decision-making committee	
2	program contracts with local service	
3	providers .....	418,000
4		-----
5	Program account subtotal .....	418,000
6		-----

DEPARTMENT OF STATE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	0
6	Special Revenue Funds - Federal ....	110,023,000
7	Special Revenue Funds - Other .....	705,000
8		-----
9	All Funds .....	110,728,000
10		=====

11  
12 SCHEDULE

13		
14	BUSINESS AND LICENSING SERVICES PROGRAM .....	539,000
15		-----
16		
17	Special Revenue Funds - Other	
18	Miscellaneous Special Revenue Fund	
19	Business and Licensing Services Account	
20		
21	For payments to provide for the regulation	
22	of cemetery corporations and maintenance	
23	of abandoned cemetery property and the	
24	repair of vandalized gravesites under	
25	paragraph (h) of section 1507 and para-	
26	graph (c) of section 1508 of the not-for-	
27	profit corporation law .....	539,000
28		-----
29		
30	LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM .....	61,400,000
31		-----
32		
33	Special Revenue Funds - Federal	
34	Federal Health and Human Services Fund	
35	Federal Health and Human Services Account	
36		
37	For allocations from the community services	
38	block grant to community action agencies	
39	and other eligible entities, including	
40	suballocation to other state departments	
41	and agencies .....	59,200,000
42		-----
43	Program account subtotal .....	59,200,000
44		-----
45		
46	Special Revenue Funds - Federal	
47	Federal Operating Grants Fund	
48	Coastal Zone Management Program Account	
49		
50	For services and expenses of the coastal	
51	zone management program .....	2,200,000
52		-----
53	Program account subtotal .....	2,200,000
54		-----
55		
56	OFFICE FOR NEW AMERICANS .....	3,338,000
57		-----
58		
59	General Fund	
60	Local Assistance Account	
61		

DEPARTMENT OF STATE

AID TO LOCALITIES 2012-13

1 For services and expenses related to  
2 programs which assist non-citizens in  
3 their attainment of citizenship. Such  
4 services shall include, but not be limited  
5 to, case management, English-as-a-second-  
6 language, job training and placement  
7 assistance, post-employment services  
8 necessary to ensure job retention, and  
9 services necessary to assist the  
10 individual and family members to establish  
11 and maintain a permanent residence in New  
12 York state ..... 3,338,000  
13 -----

DEPARTMENT OF STATE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM  
2  
3 Special Revenue Funds - Federal  
4 Federal Health and Human Services Fund  
5 Federal Health and Human Services Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For allocations from the community services block grant to community  
9 action agencies and other eligible entities, including suballocation  
10 to other state departments and agencies .....  
11 59,200,000 ..... (re. \$59,200,000)  
12  
13 By chapter 55, section 1, of the laws of 2010:  
14 For allocations from the community services block grant to community  
15 action agencies and other eligible entities, including suballocation  
16 to other state departments and agencies .....  
17 59,200,000 ..... (re. \$38,079,000)  
18  
19 By chapter 55, section 1, of the laws of 2009:  
20 For allocations from the community services block grant to community  
21 action agencies and other eligible entities, including suballocation  
22 to other state departments and agencies .....  
23 59,200,000 ..... (re. \$3,038,000)  
24  
25 Special Revenue Funds - Federal  
26 Federal Operating Grants Fund  
27 Coastal Zone Management Program Account  
28  
29 By chapter 53, section 1, of the laws of 2011:  
30 For services and expenses of the coastal zone management program .....  
31 2,200,000 ..... (re. \$2,200,000)  
32  
33 By chapter 55, section 1, of the laws of 2010:  
34 For services and expenses of the coastal zone management program .....  
35 2,200,000 ..... (re. \$2,200,000)  
36  
37 Special Revenue Funds - Federal  
38 Federal Operating Grants Fund  
39 Great Lakes Initiative Account  
40  
41 By chapter 53, section 1, of the laws of 2011:  
42 For services and expenses of the Great Lakes restoration initiative ..  
43 5,306,000 ..... (re. \$5,306,000)  
44  
45 Special Revenue Funds - Other  
46 Miscellaneous Special Fund  
47 Legal Services Assistance Account  
48  
49 By chapter 50, section 1, of the laws of 2009, as amended by chapter 55,  
50 section 1, of the laws of 2010:  
51 Notwithstanding any law to the contrary, for payment of grants for  
52 the provision of civil legal services. These funds shall not be  
53 available until a plan for their administration has been approved by  
54 the director of the budget, which plan provides for the distribution  
55 of these funds through existing contracts or through a competitive  
56 process. Amounts appropriated herein may be transferred in full to  
57 any other state department or agency ... 568,000 .... (re. \$235,000)  
58  
59 By chapter 55, section 1, of the laws of 2008:  
60 Notwithstanding any law to the contrary, for payment of grants for the  
61 provision of civil legal services. These funds shall not be avail-  
62 able until a plan for their administration has been approved by the

## DEPARTMENT OF STATE

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 director of the budget, which plan provides for the distribution of  
2 these funds through existing contracts or through a competitive  
3 process. Amounts appropriated herein may be transferred in full to  
4 any other state department or agency ... 980,000 .... (re. \$470,000)



STATE UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	438,130,400	0
6		-----	-----
7	All Funds .....	438,130,400	0
8		=====	=====

9

SCHEDULE

10

GENERAL FUND

11

12 COMMUNITY COLLEGE OPERATING ASSISTANCE ..... 434,210,400

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General Fund  
Local Assistance Account

Notwithstanding subdivisions 5-a and 15 of section 355 of education law, for state financial assistance, net of disallowances, for operating expenses, including funds required to reimburse base aid costs for the 2011-12 and 2012-13 academic years, pursuant to regulations developed jointly with the city university trustees and approved by the director of the budget, and subject to the availability of appropriations therefor.

Notwithstanding any other law, rule, or regulation to the contrary, full funding for aidable community college enrollment for the college fiscal years 2012-13 and thereafter as provided under this appropriation is determined by the operating aid formulas defined in rules and regulations developed jointly by the boards of trustees of the state and city universities and approved by the director of the budget provided that local sponsors may use funds contained in reserves for excess student revenue for operating support of a community college program even though said expenditures may cause expenses and student revenues to exceed one-third of the college's net operating costs for the college fiscal year 2012-13 provided that such funds do not cause the college's revenues from the local sponsor's contributions in aggregate to be less than the comparable amounts for the previous community college fiscal year and further provided that pursuant to standards and regulations of the state university trustees and the city university trustees for the college fiscal year 2012-13, community colleges may increase tuition and fees above that allowable under current education law if such standards and regulations require that in order to exceed the tuition limit otherwise set forth in the

STATE UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

1	education law, local sponsor contributions	
2	either in the aggregate or for each full-	
3	time equivalent student shall be no less	
4	than the comparable amounts for the previ-	
5	ous community college fiscal year .....	417,118,400
6	For payment of rental aid .....	11,579,000
7	For state financial assistance for community	
8	college contract courses and workforce	
9	development .....	1,880,000
10	For state financial assistance to expand	
11	high need programs .....	1,692,000
12	For services and expenses related to the	
13	establishment, renovation, alteration,	
14	expansion, improvement or operation of	
15	child care centers for the benefit of	
16	students at the community college campuses	
17	of the state university of New York,	
18	provided that matching funds of at least	
19	35 percent from nonstate sources be made	
20	available .....	1,001,000
21	For state operating assistance to community	
22	colleges with low enrollment .....	940,000
23		-----
24	Total for community colleges - all funds ...	434,210,400
25		-----
26		
27	COUNTY COOPERATIVE EXTENSION ASSOCIATION GRANT PROGRAM	
28	ADMINISTERED BY CORNELL UNIVERSITY .....	3,920,000
29		-----
30		
31	General Fund	
32	Local Assistance Account	
33		
34	For the support of county cooperative exten-	
35	sion associations pursuant to paragraph	
36	(d) of subdivision (8) of section 224 of	
37	the county law .....	3,920,000
38		-----

DEPARTMENT OF TAXATION AND FINANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	926,000	0
6		-----	-----
7	All Funds .....	926,000	0
8		=====	=====

9

SCHEDULE

10			
11			
12	OFFICE OF REAL PROPERTY TAX SERVICES PROGRAM .....		926,000
13			-----

14

15 General Fund  
 16 Local Assistance Account

17

18 For state financial assistance for improve-  
 19 ment of the real property tax adminis-  
 20 tration pursuant to a plan submitted by  
 21 the department of taxation and finance and  
 22 approved by the division of the budget.  
 23 Such financial assistance shall include up  
 24 to \$750,000 pursuant to sections 1537 and  
 25 1573 of the real property tax law,  
 26 provided that the aid authorized by subdi-  
 27 visions one and two of section 1573 of the  
 28 real property tax law shall only be paya-  
 29 ble to assessing units conducting a reval-  
 30 uation for the first time in three years  
 31 or more; and up to \$176,000 for reimburse-  
 32 ment for assessor training pursuant to  
 33 sections 318 and 354 of the real property  
 34 tax law .....

926,000

35

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DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	0
6	Special Revenue Funds - Federal ....	162,532,000
7	Special Revenue Funds - Other .....	23,488,000
8		-----
9	All Funds .....	186,020,000
10		=====

11  
12 SCHEDULE

13  
14 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM ..... 658,249,000

15  
16  
17 Special Revenue Funds - Other  
18 Dedicated Mass Transportation Trust Fund  
19 Non-MTA Capital Purpose  
20

21 Notwithstanding any inconsistent provision  
22 of law, the following appropriations are  
23 for payment of mass transportation  
24 operating assistance for public  
25 transportation systems eligible to receive  
26 operating assistance under the provisions  
27 of section 18-b of the transportation law,  
28 provided that payments from this  
29 appropriation shall be made pursuant to a  
30 financial plan approved by the director of  
31 the budget.

32 To the Capital District transportation	
33 authority for the operating expenses	
34 thereof .....	7,028,000
35 To the Central New York regional trans-	
36 portation authority for the operating	
37 expenses thereof .....	6,210,300
38 To the Rochester-Genesee regional trans-	
39 portation authority for the operating	
40 expenses thereof .....	6,850,500
41 To the Niagara Frontier regional trans-	
42 portation authority for the operating	
43 expenses thereof .....	8,935,300
44 To all other public transportation bus	
45 systems serving primarily areas outside of	
46 the metropolitan transportation commuter	
47 district eligible to receive operating	
48 assistance under the provisions of section	
49 18-b of the transportation law for the	
50 operating expenses thereof in accordance	
51 with the service and usage formula to be	
52 established by the commissioner of	
53 transportation with the approval of the	
54 director of the budget .....	5,724,900

55  
56 Program account subtotal ..... 34,749,000

57  
58  
59  
60

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 Special Revenue Funds - Other  
2 Dedicated Mass Transportation Trust Fund  
3 Transit Authorities Account  
4  
5 To the metropolitan transportation authority  
6 for deposit in the metropolitan transpor-  
7 tation authority dedicated tax fund for  
8 the expenses of the New York city transit  
9 authority, the Manhattan and Bronx surface  
10 transit operating authority, and the  
11 Staten Island rapid transit operating  
12 authority, the Long Island rail road  
13 company and the Metro-North commuter rail-  
14 road company which includes the New York  
15 state portion of the Harlem, Hudson, Port  
16 Jervis, Pascack, and the New Haven commu-  
17 ter railroad service regardless of whether  
18 the services are provided directly or  
19 pursuant to joint service agreements.  
20 No expenditure shall be made hereunder until  
21 a certificate of approval has been issued  
22 by the director of the budget and a copy  
23 of such certificate filed with the state  
24 comptroller, the chairperson of the senate  
25 finance committee and the chairperson of  
26 the assembly ways and means committee.  
27 Moneys appropriated herein may be made  
28 available at such times and upon such  
29 conditions as may be deemed appropriate by  
30 the commissioner of transportation and the  
31 director of the budget in accordance with  
32 the following:  
33 To the metropolitan transportation authority  
34 for the operating expenses of the New York  
35 city transit authority, the Manhattan and  
36 Bronx surface transit operating authority,  
37 and the Staten Island rapid transit oper-  
38 ating authority ..... 530,000,000  
39 -----  
40 Program account subtotal ..... 530,000,000  
41 -----  
42  
43 Special Revenue Funds - Other  
44 Dedicated Mass Transportation Trust Fund  
45 Railroad Account  
46  
47 To the metropolitan transportation authority  
48 for deposit in the metropolitan transpor-  
49 tation authority dedicated tax fund for  
50 the expenses of the New York city transit  
51 authority, the Manhattan and Bronx surface  
52 transit operating authority, and the  
53 Staten Island rapid transit operating  
54 authority, the Long Island rail road  
55 company and the Metro-North commuter rail-  
56 road company which includes the New York  
57 state portion of the Harlem, Hudson, Port  
58 Jervis, Pascack, and the New Haven commu-  
59 ter railroad service regardless of whether  
60 the services are provided directly or  
61 pursuant to joint service agreements.  
62

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 No expenditure shall be made hereunder until  
 2 a certificate of approval has been issued  
 3 by the director of the budget and a copy  
 4 of such certificate filed with the state  
 5 comptroller, the chairperson of the senate  
 6 finance committee and the chairperson of  
 7 the assembly ways and means committee.  
 8 Moneys appropriated herein may be made  
 9 available at such times and upon such  
 10 conditions as may be deemed appropriate by  
 11 the commissioner of transportation and the  
 12 director of the budget in accordance with  
 13 the following:

14 To the metropolitan transportation authority  
 15 for the operating expenses of the Long  
 16 Island rail road company and the Metro-  
 17 North commuter railroad company which  
 18 include operating expenses for the New  
 19 York state portion of Harlem, Hudson, Port  
 20 Jervis, Pascack, and New Haven commuter  
 21 railroad services regardless of whether  
 22 such services are provided directly or  
 23 pursuant to joint service agreements ..... 93,500,000  
 24 -----  
 25 Program account subtotal ..... 93,500,000  
 26 -----

27

28 LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM ..... 19,342,000  
 29 -----

30

31 Special Revenue Funds - Federal  
 32 Federal Operating Grants Fund  
 33 FHWA Local Planning Account  
 34

35 For continuing comprehensive transportation  
 36 planning and coordinated support of trans-  
 37 it studies undertaken as part of the  
 38 unified work programs of participating  
 39 local planning or municipal agencies  
 40 pursuant to grant agreements approved by  
 41 the federal highway administration ..... 14,789,000  
 42 -----  
 43 Program account subtotal ..... 14,789,000  
 44 -----

45

46 Special Revenue Funds - Federal  
 47 Federal Operating Grants Fund  
 48 FTA Local Planning Account  
 49

50 For continuing comprehensive transportation  
 51 planning and coordinated support of trans-  
 52 it studies undertaken as part of the  
 53 unified work programs of participating  
 54 local planning or municipal agencies  
 55 pursuant to grant agreements approved by  
 56 the federal transit administration ..... 4,553,000  
 57 -----  
 58 Program account subtotal ..... 4,553,000  
 59 -----  
 60  
 61

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 MASS TRANSPORTATION ASSISTANCE PROGRAM ..... 25,251,000  
2 -----  
3  
4 General Fund  
5 Local Assistance Account  
6  
7 For payment to the metropolitan transporta-  
8 tion authority for the costs of the  
9 reduced fare for school children program.  
10 For the purposes of this appropriation,  
11 the reduced fare for school children  
12 program for the 2012-13 school year, shall  
13 be provided in a manner which shall ensure  
14 that the proportional cost to such student  
15 shall be no greater than the proportional  
16 cost to such student for such fare  
17 provided by the transportation pass  
18 program for New York City school children  
19 during the 2010-11 school year. Provided  
20 however, that the program shall maintain  
21 the same eligibility criteria and discount  
22 structure for students, including the  
23 provision of half fare discounts to  
24 students, as was provided during the  
25 2010-11 school year. No expenditure shall  
26 be made hereunder until a certificate of  
27 approval has been issued by the director  
28 of the budget and a copy of such certif-  
29 icate filed with the state comptroller,  
30 the chairperson of the senate finance  
31 committee and the chairperson of the  
32 assembly ways and means committee. Moneys  
33 appropriated herein may only be made  
34 available prior to the beginning of each  
35 school year semester designated fall,  
36 spring, and summer after the receipt of  
37 reduced fare passes by the New York City  
38 department of education from the metropol-  
39 itan transportation authority ..... 25,251,000  
40 -----  
41  
42 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM .... 1,666,647,800  
43 -----  
44  
45 Special Revenue Funds - Other  
46 Mass Transportation Operating Assistance Fund  
47 Metropolitan Mass Transportation Operating Assistance  
48 Account  
49  
50 Notwithstanding any inconsistent provision  
51 of law, the following appropriations are  
52 for payment of mass transportation operat-  
53 ing assistance provided that payments from  
54 this appropriation shall be made pursuant  
55 to a financial plan approved by the direc-  
56 tor of the budget.  
57 To the metropolitan transportation authority  
58 for the operating expenses of the New York  
59 city transit authority, the Manhattan and  
60 Bronx surface transit operating authority,  
61 and the Staten Island rapid transit oper-  
62 ating authority ..... 888,470,600

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	To the metropolitan transportation authority	
2	for the operating expenses of the Long	
3	Island rail road company and the Metro-	
4	North commuter railroad company which	
5	includes the New York state portion of	
6	Harlem, Hudson, Port Jervis, Pascack, and	
7	the New Haven commuter railroad services	
8	regardless of whether the services are	
9	provided directly or pursuant to joint	
10	service agreements .....	455,005,000
11	To Rockland county for a trans-Hudson bus	
12	service to be provided pursuant to a	
13	contract between Rockland county and	
14	Metro-North commuter railroad .....	2,782,500
15	To the city of New York for the operating	
16	expenses of the Staten Island ferry	
17	notwithstanding any other provisions of	
18	law .....	24,364,900
19	To the county of Westchester for the operat-	
20	ing expenses thereof incurred for public	
21	transportation services, provided within	
22	the county directly or under contract ....	42,749,600
23	To the county of Nassau or its sub-grantees	
24	for the operating expenses thereof	
25	incurred for public transportation	
26	services .....	48,263,500
27	To the county of Suffolk for operating	
28	expenses thereof incurred for public	
29	transportation services, provided within	
30	the county directly or under contract ....	20,511,300
31	To the city of New York for the operating	
32	expenses thereof incurred for public	
33	transportation services, provided within	
34	the city directly or under contract;	
35	provided however, that \$2,000,000 of this	
36	appropriation shall be for expenses	
37	incurred for the Staten Island express bus	
38	service .....	65,752,400
39	To all other public transportation systems	
40	servicing primarily within the metropolitan	
41	commuter transportation district, as	
42	defined in section 1262 of the public	
43	authorities law, eligible to receive oper-	
44	ating assistance under the provisions of	
45	section 18-b of the transportation law for	
46	the operating expenses thereof in accord-	
47	ance with a service and usage formula to	
48	be established by the commissioner of trans-	
49	portation with the approval of the	
50	director of the budget .....	24,273,000
51	For supplemental transportation operating	
52	assistance to public transportation	
53	systems eligible to receive assistance	
54	from this account, to the extent available	
55	and necessary for costs incurred in state	
56	fiscal year 2012-13, in an amount to be	
57	determined by the commissioner of trans-	
58	portation subject to the approval of the	
59	director of the budget. Amounts herein may	
60	be made available for incentive payments	
61	to public transportation systems which	
62	achieve service or financial benchmarks	



DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 specified in an annual incentive plan to  
 2 be submitted by the commissioner of trans-  
 3 portation and approved by the director of  
 4 the budget. Notwithstanding any provisions  
 5 of section 18-b of the transportation law  
 6 or any other law, moneys appropriated  
 7 herein may be made available at such times  
 8 and upon such conditions as may be deemed  
 9 appropriate by the commissioner of trans-  
 10 portation and the director of the budget.. 4,312,000

11 -----  
 12 Program account subtotal ..... 1,576,484,800  
 13 -----

14  
 15 Special Revenue Funds - Other  
 16 Mass Transportation Operating Assistance Fund  
 17 Public Transportation Systems Operating Assistance  
 18 Account  
 19

20 Notwithstanding any inconsistent provision  
 21 of law, the following appropriations are  
 22 for payment of mass transportation operat-  
 23 ing assistance provided that payments from  
 24 this appropriation shall be made pursuant  
 25 to a financial plan approved by the direc-  
 26 tor of the budget.

27 To the Capital District transportation  
 28 authority for the operating expenses ther-  
 29 eof ..... 13,163,800

30 To the Central New York regional transporta-  
 31 tion authority for the operating expenses  
 32 thereof ..... 12,644,800

33 To the Rochester-Genesee regional transpor-  
 34 tation authority for the operating  
 35 expenses thereof ..... 14,348,300

36 To the Niagara Frontier transportation  
 37 authority for the operating expenses ther-  
 38 eof ..... 25,263,300

39 To all other public transportation bus  
 40 systems serving primarily areas outside of  
 41 the metropolitan commuter transportation  
 42 district eligible to receive operating  
 43 assistance under the provisions of section  
 44 18-b of the transportation law for the  
 45 operating expenses thereof in accordance  
 46 with the service and usage formula to be  
 47 established by the commissioner of trans-  
 48 portation with the approval of the direc-  
 49 tor of the budget ..... 22,782,800

50 For supplemental transportation operating  
 51 assistance to public transportation  
 52 systems eligible to receive assistance  
 53 from this account, to the extent available  
 54 and necessary for costs incurred in state  
 55 fiscal year 2012-13, in an amount to be  
 56 determined by the commissioner of trans-  
 57 portation subject to the approval of the  
 58 director of the budget. Amounts herein may  
 59 be made available for incentive payments  
 60 to public transportation systems which  
 61 achieve service or financial benchmarks  
 62 specified in an annual incentive plan to

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 be submitted by the commissioner of trans-  
2 portation and approved by the director of  
3 the budget. Notwithstanding any provisions  
4 of section 18-b of the transportation law  
5 or any other law, moneys appropriated  
6 herein may be made available at such times  
7 and upon such conditions as may be deemed  
8 appropriate by the commissioner of trans-  
9 portation and the director of the budget.. 1,960,000  
10 -----  
11 Program account subtotal ..... 90,163,000  
12 -----  
13  
14 MASS TRANSPORTATION OPERATING ASSISTANCE PROGRAM ..... 221,869,900  
15 -----  
16  
17 General Fund  
18 Local Assistance Account  
19  
20 Notwithstanding any inconsistent provision  
21 of law, the following appropriations are  
22 for the payment of mass transportation  
23 operating assistance pursuant to section  
24 18-b of the transportation law.  
25 To the metropolitan transportation authority  
26 for the operating expenses of the New York  
27 city transit authority, the Manhattan and  
28 Bronx surface transit operating authority,  
29 and the Staten Island rapid transit oper-  
30 ating authority ..... 4,817,000  
31 To the metropolitan transportation authority  
32 for the operating expenses of the Long  
33 Island rail road company and the Metro-  
34 North commuter railroad company which  
35 include operating expenses for the New  
36 York state portion of Harlem, Hudson, Port  
37 Jervis, Pascack, and New Haven commuter  
38 railroad services regardless of whether  
39 such services are provided directly or  
40 pursuant to joint service agreements ..... 8,045,000  
41 To the Capital District transportation  
42 authority for the operating expenses ther-  
43 eof ..... 1,334,000  
44 To the Central New York regional transporta-  
45 tion authority for the operating expenses  
46 thereof ..... 2,166,000  
47 To the Rochester-Genesee regional transpor-  
48 tation authority for the operating  
49 expenses thereof ..... 2,557,000  
50 To the Niagara Frontier transportation  
51 authority for the operating expenses ther-  
52 eof ..... 2,854,000  
53 To the city of New York for the operating  
54 expenses of the Staten Island ferry  
55 notwithstanding any other provision of law  
56 ..... 575,700  
57 To the county of Westchester for the operat-  
58 ing expenses thereof incurred for the  
59 public transportation services, provided  
60 within the county directly or under  
61 contract ..... 486,400  
62

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1 To the county of Nassau or its sub-grantees  
2 for the operating expenses thereof  
3 incurred for public transportation  
4 services ..... 393,500  
5 To the county of Suffolk for operating  
6 expenses thereof incurred for public  
7 transportation services, provided within  
8 the county directly or under contract .... 139,300  
9 To the city of New York for the operating  
10 expenses thereof incurred for public  
11 transportation services, provided within  
12 the city directly or under contract ..... 1,373,200  
13 To all other public transportation systems  
14 serving primarily within the metropolitan  
15 commuter transportation district eligible  
16 to receive operating assistance under the  
17 provisions of section 18-b of the trans-  
18 portation law for the operating expenses  
19 thereof in accordance with a service and  
20 usage formula to be established by the  
21 commissioner of transportation with the  
22 approval of the director of the budget ... 386,800  
23 To all other public transportation systems  
24 serving primarily outside the metropolitan  
25 commuter transportation district eligible  
26 to receive operating assistance under the  
27 provisions of section 18-b of the trans-  
28 portation law for the operating expenses  
29 thereof in accordance with a service and  
30 usage formula to be established by the  
31 commissioner of transportation with the  
32 approval of the director of the budget ... 2,306,000

33 -----  
34 Program account subtotal ..... 27,433,900  
35 -----  
36

37 Special Revenue Funds - Other  
38 Mass Transportation Operating Assistance Fund  
39 Metropolitan Mass Transportation Operating Assistance  
40 Account

41  
42 Notwithstanding any inconsistent provision  
43 of law, the following appropriations are  
44 for the payment of mass transportation  
45 operating assistance pursuant to section  
46 18-b of the transportation law and section  
47 88-a of the state finance law.  
48 To the metropolitan transportation authority  
49 for the operating expenses of the New York  
50 city transit authority, the Manhattan and  
51 Bronx surface transit operating authority,  
52 and the Staten Island rapid transit oper-  
53 ating authority ..... 153,855,000  
54 To the metropolitan transportation authority  
55 for the operating expenses of the Long  
56 Island rail road company and the Metro-  
57 North commuter railroad company which  
58 include operating expenses for the New  
59 York state portion of Harlem, Hudson, Port  
60 Jervis, Pascack, and New Haven commuter  
61 railroad services regardless of whether  
62

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	such services are provided directly or	
2	pursuant to joint service agreements .....	21,207,000
3	To the city of New York for the operating	
4	expenses of the Staten Island ferry .....	2,196,000
5	To the county of Westchester for the operat-	
6	ing expenses thereof incurred for public	
7	transportation services, provided within	
8	the county directly or under contract ....	2,317,000
9	To the county of Nassau or its sub-grantees	
10	for the operating expenses thereof	
11	incurred for public transportation	
12	services .....	2,146,000
13	To the county of Suffolk for operating	
14	expenses thereof incurred for public	
15	transportation services, provided within	
16	the county directly or under contract ....	785,000
17	To the city of New York for the operating	
18	expenses thereof incurred for public	
19	transportation services, provided within	
20	the city directly or under contract .....	5,395,000
21	To eligible public transportation systems	
22	serving primarily within the metropolitan	
23	commuter transportation district, as	
24	defined in section 1262 of the public	
25	authorities law, eligible to receive oper-	
26	ating assistance under the provisions of	
27	section 18-b of the transportation law for	
28	the operating expenses thereof in accord-	
29	ance with a service and usage formula to	
30	be established by the commissioner of	
31	transportation with the approval of the	
32	director of the budget .....	1,639,000
33		-----
34	Program account subtotal .....	189,540,000
35		-----
36		
37	Special Revenue Funds - Other	
38	Mass Transportation Operating Assistance Fund	
39	Public Transportation Systems Operating Assistance	
40	Account	
41		
42	Notwithstanding any inconsistent provision	
43	of law, the following appropriations are	
44	for the payment of mass transportation	
45	operating assistance pursuant to section	
46	18-b of the transportation law and section	
47	88-a of the state finance law.	
48	To the Capital District transportation	
49	authority for the operating expenses ther-	
50	eof .....	583,000
51	To the Central New York regional transpor-	
52	taion authority for the operating expenses	
53	thereof .....	1,012,000
54	To the Rochester-Genesee regional transpor-	
55	tation authority for the operating	
56	expenses thereof .....	1,169,000
57	To the Niagara Frontier transportation	
58	authority for the operating expenses ther-	
59	eof .....	1,246,000
60	To all other public transportation bus	
61	systems serving areas outside of the	
62	metropolitan commuter transportation	

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	district eligible to receive operating	
2	assistance under the provisions of section	
3	18-b of the transportation law for the	
4	operating expenses thereof in accordance	
5	with the service and usage formula to be	
6	established by the commissioner of trans-	
7	portation with the approval of the direc-	
8	tor of the budget .....	886,000
9		-----
10	Program account subtotal .....	4,896,000
11		-----
12		
13	ADDITIONAL MASS TRANSPORTATION ASSISTANCE PROGRAM .....	44,866,000
14		-----
15		
16	General Fund	
17	Local Assistance Account	
18		
19	Notwithstanding any inconsistent provision	
20	of law, the following appropriations are	
21	for the payment of mass transportation	
22	operating assistance provided that	
23	payments from this appropriation shall be	
24	made pursuant to a financial plan approved	
25	by the director of the budget.	
26	To the Capital District transportation	
27	authority for the operating expenses ther-	
28	eof .....	9,095,000
29	To the Central New York regional transporta-	
30	tion authority for the operating expenses	
31	thereof .....	6,451,000
32	To the Rochester-Genesee regional transpor-	
33	tation authority for the operating	
34	expenses thereof .....	7,741,000
35	To the Niagara Frontier transportation	
36	authority for the operating expenses ther-	
37	eof .....	6,628,000
38	To all other public transportation systems	
39	serving primarily outside of the metropol-	
40	itan commuter transportation district	
41	eligible to receive operating assistance	
42	under the provisions of section 18-b of	
43	the transportation law for the operating	
44	expenses thereof in accordance with a	
45	service and usage formula to be estab-	
46	lished by the commissioner of transporta-	
47	tion with the approval of the director of	
48	the budget .....	4,566,000
49	To Rockland county for a trans-Hudson bus	
50	service to be provided pursuant to a	
51	contract between Rockland county and	
52	Metro-North commuter railroad .....	67,000
53	To the city of New York for the operating	
54	expenses of the Staten Island ferry .....	661,000
55	To the county of Westchester for the operat-	
56	ing expenses thereof incurred for the	
57	public transportation services, provided	
58	within the county directly or under	
59	contract .....	1,104,000
60	To the county of Nassau or its sub-grantees	
61	for the operating expenses thereof	
62		

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	incurred for public transportation	
2	services .....	5,628,000
3	To the county of Suffolk for operating	
4	expenses thereof incurred for public	
5	transportation services, provided within	
6	the county directly or under contract ....	514,000
7	To the city of New York for the operating	
8	expenses thereof incurred for public	
9	transportation services, provided within	
10	the city directly or under contract .....	1,764,000
11	To all other public transportation systems	
12	serving primarily within the metropolitan	
13	commuter transportation district eligible	
14	to receive operating assistance under the	
15	provisions of section 18-b of the trans-	
16	portation law for the operating expenses	
17	thereof in accordance with a service and	
18	usage formula to be established by the	
19	commissioner of transportation with the	
20	approval of the director of the budget ...	647,000
21		-----
22	Program account subtotal .....	44,866,000
23		-----
24		
25	METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM ....	1,812,000,000
26		-----
27		
28	Special Revenue Funds - Other	
29	Metropolitan Transportation Authority Financial Assist-	
30	ance Fund	
31	Metropolitan Transportation Authority Aid Trust Account	
32		
33	Notwithstanding any inconsistent provision	
34	of law, the following appropriation is for	
35	payment of assistance provided that	
36	payments from this appropriation shall be	
37	made pursuant to a financial plan approved	
38	by the director of the budget.	
39	To the metropolitan transportation authority	
40	for deposit in the metropolitan transpor-	
41	tation authority corporate transportation	
42	account of the metropolitan transportation	
43	authority special assistance fund pursuant	
44	to section 92-ff of the state finance law.	312,000,000
45		-----
46	Program account subtotal .....	312,000,000
47		-----
48		
49	Special Revenue Funds - Other	
50	Metropolitan Transportation Authority Financial Assist-	
51	ance Fund	
52	Mobility Tax Trust Account	
53		
54	To the metropolitan transportation authority	
55	for deposit in the metropolitan transpor-	
56	tation authority finance fund pursuant to	
57	the provisions of section 92-ff of the	
58	state finance law. Moneys appropriated	
59	herein may be made available at such times	
60	and upon such conditions as may be deemed	
61	appropriate by the commissioner of trans-	
62	portation and the director of the budget	

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

1	in accordance with section 92-ff of the	
2	state finance law .....	1,500,000,000
3		-----
4	Program account subtotal .....	1,500,000,000
5		-----
6		
7	OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM ...	9,094,000
8		-----
9		
10	Special Revenue Funds - Federal	
11	Federal Operating Grants Fund	
12	FTA Program Management Account	
13		
14	For municipal and not-for-profit mass trans-	
15	portation vehicle purchases pursuant to a	
16	program approved by the federal government	
17	for elderly individuals and individuals	
18	with disabilities .....	9,094,000
19		-----
20		
21	RURAL AND SMALL URBAN TRANSIT AID PROGRAM .....	25,100,000
22		-----
23		
24	Special Revenue Funds - Federal	
25	Federal Operating Grants Fund	
26	Rural and Small Urban Transit Aid Account	
27		
28	For public mass transportation operating	
29	assistance and capital projects and trans-	
30	it related technical support services or	
31	special studies undertaken by participat-	
32	ing localities or by the department of	
33	transportation on behalf of localities	
34	through contractual arrangements with	
35	private carriers, private nonprofit corpo-	
36	rations or consultants, pursuant to a	
37	program approved by the federal govern-	
38	ment, for non-urbanized area formula	
39	program, job access, reverse commute, and	
40	new freedoms .....	25,100,000
41		-----

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM  
2  
3 Special Revenue Funds - Federal  
4 Federal Operating Grants Fund  
5 FHWA Local Planning Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For continuing comprehensive transportation planning and coordinated  
9 support of transit studies undertaken as part of the unified work  
10 programs of participating local planning or municipal agencies  
11 pursuant to grant agreements approved by the federal highway  
12 administration ... 14,149,000 ..... (re. \$13,875,000)  
13  
14 By chapter 55, section 1, of the laws of 2010, as amended by chapter 53,  
15 section 1, of the laws of 2011:  
16 For continuing comprehensive transportation planning and coordinated  
17 support of transit studies undertaken as part of the unified work  
18 programs of participating local planning or municipal agencies  
19 pursuant to grant agreements approved by the federal highway  
20 administration ... 14,149,000 ..... (re. \$10,051,000)  
21  
22 By chapter 55, section 1, of the laws of 2009, as amended by chapter 53,  
23 section 1, of the laws of 2011:  
24 For continuing comprehensive transportation planning and coordinated  
25 support of transit studies undertaken as part of the unified work  
26 programs of participating local planning or municipal agencies  
27 pursuant to grant agreements approved by the federal highway  
28 administration ... 14,149,000 ..... (re. \$3,440,000)  
29  
30 By chapter 55, section 1, of the laws of 2008, as amended by chapter 53,  
31 section 1, of the laws of 2011:  
32 For continuing comprehensive transportation planning and coordinated  
33 support of transit studies undertaken as part of the unified work  
34 programs of participating local planning or municipal agencies  
35 pursuant to grant agreements approved by the federal highway  
36 administration ... 16,590,000 ..... (re. \$1,066,000)  
37  
38 By chapter 55, section 1, of the laws of 2007, as amended by chapter 53,  
39 section 1, of the laws of 2011:  
40 For continuing comprehensive transportation planning and coordinated  
41 support of transit studies undertaken as part of the unified work  
42 programs of participating local planning or municipal agencies  
43 pursuant to grant agreements approved by the federal highway  
44 administration:  
45 For the grant period October 1, 2006 to September 30, 2007: .....  
46 12,181,000 ..... (re. \$310,000)  
47  
48 By chapter 55, section 1, of the laws of 2006, as amended by chapter 53,  
49 section 1, of the laws of 2011:  
50 For continuing comprehensive transportation planning and coordinated  
51 support of transit studies undertaken as part of the unified work  
52 programs of participating local planning or municipal agencies  
53 pursuant to grant agreements approved by the federal highway  
54 administration:  
55 For the grant period October 1, 2005 to September 30, 2006: .....  
56 12,181,000 ..... (re. \$168,000)  
57  
58 Special Revenue Funds - Federal  
59 Federal Operating Grants Fund  
60 FTA Local Planning Account  
61  
62



DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 53, section 1, of the laws of 2011:  
2 For continuing comprehensive transportation planning and coordinated  
3 support of transit studies undertaken as part of the unified work  
4 programs of participating local planning or municipal agencies  
5 pursuant to grant agreements approved by the federal transit  
6 administration ... 4,719,000 ..... (re. \$4,719,000)  
7

8 By chapter 55, section 1, of the laws of 2010, as amended by chapter 53,  
9 section 1, of the laws of 2011:  
10 For continuing comprehensive transportation planning and coordinated  
11 support of transit studies undertaken as part of the unified work  
12 programs of participating local planning or municipal agencies  
13 pursuant to grant agreements approved by the federal transit admin-  
14 istration ... 4,719,000 ..... (re. \$3,943,000)  
15

16 By chapter 55, section 1, of the laws of 2009, as amended by chapter 53,  
17 section 1, of the laws of 2011:  
18 For continuing comprehensive transportation planning and coordinated  
19 support of transit studies undertaken as part of the unified work  
20 programs of participating local planning or municipal agencies  
21 pursuant to grant agreements approved by the federal transit admin-  
22 istration ... 4,719,000 ..... (re. \$1,581,000)  
23

24 By chapter 55, section 1, of the laws of 2008, as amended by chapter 53,  
25 section 1, of the laws of 2011:  
26 For continuing comprehensive transportation planning and coordinated  
27 support of transit studies undertaken as part of the unified work  
28 programs of participating local planning or municipal agencies  
29 pursuant to grant agreements approved by the federal transit admin-  
30 istration ... 6,472,000 ..... (re. \$1,553,000)  
31

32 By chapter 55, section 1, of the laws of 2007, as amended by chapter 53,  
33 section 1, of the laws of 2011:  
34 For continuing comprehensive transportation planning and coordinated  
35 support of transit studies undertaken as part of the unified work  
36 programs of participating local planning or municipal agencies  
37 pursuant to grant agreements approved by the federal transit admin-  
38 istration:  
39 For the grant period October 1, 2006 to September 30, 2007: .....  
40 4,506,000 ..... (re. \$97,000)  
41

42 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM  
43  
44 Special Revenue Funds - Other  
45 Mass Transportation Operating Assistance Fund  
46 Metropolitan Mass Transportation Operating Assistance Account  
47

48 By chapter 53, section 1, of the laws of 2011:  
49 For supplemental transportation operating assistance to public trans-  
50 portation systems eligible to receive assistance from this account,  
51 to the extent available and necessary for costs incurred in state  
52 fiscal year 2011-12, in an amount to be determined by the commis-  
53 sioner of transportation subject to the approval of the director of  
54 the budget. Amounts herein may be made available for incentive  
55 payments to public transportation systems which achieve service or  
56 financial benchmarks specified in an annual incentive plan to be  
57 submitted by the commissioner of transportation and approved by the  
58 director of the budget. Notwithstanding any provisions of section  
59 18-b of the transportation law or any other law, moneys appropriated  
60 herein may be made available at such times and upon such conditions  
61 as may be deemed appropriate by the commissioner of transportation  
62 and the director of the budget ... 4,312,000 ..... (re. \$4,312,000)

## DEPARTMENT OF TRANSPORTATION

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2010:

2 For supplemental transportation operating assistance to public trans-  
 3 portation systems eligible to receive assistance from this account,  
 4 to the extent available and necessary for costs incurred in state  
 5 fiscal year 2010-11, in an amount to be determined by the commis-  
 6 sioner of transportation subject to the approval of the director of  
 7 the budget. Amounts herein may be made available for incentive  
 8 payments to public transportation systems which achieve service or  
 9 financial benchmarks specified in an annual incentive plan to be  
 10 submitted by the commissioner of transportation and approved by the  
 11 director of the budget. Notwithstanding any provisions of section  
 12 18-b of the transportation law or any other law, moneys appropriated  
 13 herein may be made available at such times and upon such conditions  
 14 as may be deemed appropriate by the commissioner of transportation  
 15 and the director of the budget ... 4,312,000 ..... (re. \$4,312,000)  
 16

17 By chapter 55, section 1, of the laws of 2009:

18 For supplemental transportation operating assistance to public trans-  
 19 portation systems eligible to receive assistance from this account,  
 20 to the extent available and necessary for costs incurred in state  
 21 fiscal year 2009-10, in an amount to be determined by the commis-  
 22 sioner of transportation subject to the approval of the director of  
 23 the budget. Amounts herein may be made available for incentive  
 24 payments to public transportation systems which achieve service or  
 25 financial benchmarks specified in an annual incentive plan to be  
 26 submitted by the commissioner of transportation and approved by the  
 27 director of the budget. Notwithstanding any provisions of section  
 28 18-b of the transportation law or any other law, moneys appropriated  
 29 herein may be made available at such times and upon such conditions  
 30 as may be deemed appropriate by the commissioner of transportation  
 31 and the director of the budget ... 4,312,000 ..... (re. \$4,312,000)  
 32

33 By chapter 55, section 1, of the laws of 2008:

34 For supplemental transportation operating assistance to public trans-  
 35 portation systems eligible to receive assistance from this account,  
 36 to the extent available and necessary for costs incurred in state  
 37 fiscal year 2008-09, in an amount to be determined by the commis-  
 38 sioner of transportation subject to the approval of the director of  
 39 the budget. Amounts herein may be made available for incentive  
 40 payments to public transportation systems which achieve service or  
 41 financial benchmarks specified in an annual incentive plan to be  
 42 submitted by the commissioner of transportation and approved by the  
 43 director of the budget. Notwithstanding any provisions of section  
 44 18-b of the transportation law or any other law, moneys appropriated  
 45 herein may be made available at such times and upon such conditions  
 46 as may be deemed appropriate by the commissioner of transportation  
 47 and the director of the budget ... 4,312,000 ..... (re. \$712,000)  
 48

49 Special Revenue Funds - Other

50 Mass Transportation Operating Assistance Fund

51 Public Transportation Systems Operating Assistance Account  
 52

53 By chapter 53, section 1, of the laws of 2011:

54 For supplemental transportation operating assistance to public trans-  
 55 portation systems eligible to receive assistance from this account,  
 56 to the extent available and necessary for costs incurred in state  
 57 fiscal year 2011-12, in an amount to be determined by the commis-  
 58 sioner of transportation subject to the approval of the director of  
 59 the budget. Amounts herein may be made available for incentive  
 60 payments to public transportation systems which achieve service or  
 61 financial benchmarks specified in an annual incentive plan to be  
 62 submitted by the commissioner of transportation and approved by the

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1 director of the budget. Notwithstanding any provisions of section  
2 18-b of the transportation law or any other law, moneys appropriated  
3 herein may be made available at such times and upon such conditions  
4 as may be deemed appropriate by the commissioner of transportation  
5 and the director of the budget ... 1,960,000 ..... (re. \$1,960,000)  
6

7 By chapter 55, section 1, of the laws of 2010:

8 For supplemental transportation operating assistance to public trans-  
9 portation systems eligible to receive assistance from this account,  
10 to the extent available and necessary for costs incurred in state  
11 fiscal year 2010-11, in an amount to be determined by the commis-  
12 sioner of transportation subject to the approval of the director of  
13 the budget. Amounts herein may be made available for incentive  
14 payments to public transportation systems which achieve service or  
15 financial benchmarks specified in an annual incentive plan to be  
16 submitted by the commissioner of transportation and approved by the  
17 director of the budget. Notwithstanding any provisions of section  
18 18-b of the transportation law or any other law, moneys appropriated  
19 herein may be made available at such times and upon such conditions  
20 as may be deemed appropriate by the commissioner of transportation  
21 and the director of the budget ... 1,960,000 ..... (re. \$1,960,000)  
22

23 By chapter 55, section 1, of the laws of 2009:

24 For supplemental transportation operating assistance to public trans-  
25 portation systems eligible to receive assistance from this account,  
26 to the extent available and necessary for costs incurred in state  
27 fiscal year 2009-10, in an amount to be determined by the commis-  
28 sioner of transportation subject to the approval of the director of  
29 the budget. Amounts herein may be made available for incentive  
30 payments to public transportation systems which achieve service or  
31 financial benchmarks specified in an annual incentive plan to be  
32 submitted by the commissioner of transportation and approved by the  
33 director of the budget. Notwithstanding any provisions of section  
34 18-b of the transportation law or any other law, moneys appropriated  
35 herein may be made available at such times and upon such conditions  
36 as may be deemed appropriate by the commissioner of transportation  
37 and the director of the budget ... 1,960,000 ..... (re. \$1,960,000)  
38

39 By chapter 55, section 1, of the laws of 2008:

40 For supplemental transportation operating assistance to public trans-  
41 portation systems eligible to receive assistance from this account,  
42 to the extent available and necessary for costs incurred in state  
43 fiscal year 2008-09, in an amount to be determined by the commis-  
44 sioner of transportation subject to the approval of the director of  
45 the budget. Amounts herein may be made available for incentive  
46 payments to public transportation systems which achieve service or  
47 financial benchmarks specified in an annual incentive plan to be  
48 submitted by the commissioner of transportation and approved by the  
49 director of the budget. Notwithstanding any provisions of section  
50 18-b of the transportation law or any other law, moneys appropriated  
51 herein may be made available at such times and upon such conditions  
52 as may be deemed appropriate by the commissioner of transportation  
53 and the director of the budget ... 1,960,000 ..... (re. \$1,960,000)  
54

55 By chapter 55, section 1, of the laws of 2007:

56 For supplemental transportation operating assistance to public trans-  
57 portation systems eligible to receive assistance from this account,  
58 to the extent available and necessary for costs incurred in state  
59 fiscal year 2007-08, in an amount to be determined by the commis-  
60 sioner of transportation subject to the approval of the director of  
61 the budget. Amounts herein may be made available for incentive  
62 payments to public transportation systems which achieve service or

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1 financial benchmarks specified in an annual incentive plan to be  
 2 submitted by the commissioner of transportation and approved by the  
 3 director of the budget. Notwithstanding any provisions of section  
 4 18-b of the transportation law or any other law, moneys appropriated  
 5 herein may be made available at such times and upon such conditions  
 6 as may be deemed appropriate by the commissioner of transportation  
 7 and the director of the budget ... 2,000,000 ..... (re. \$2,000,000)  
 8

9 OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM

10  
 11 Special Revenue Funds - Federal  
 12 Federal Operating Grants Fund  
 13 FTA Program Management Account  
 14

15 By chapter 53, section 1, of the laws of 2011:  
 16 For municipal and not-for-profit mass transportation vehicle purchases  
 17 pursuant to a program approved by the federal government for elderly  
 18 individuals and individuals with disabilities .....  
 19 9,094,000 ..... (re. \$9,094,000)  
 20

21 By chapter 55, section 1, of the laws of 2010:  
 22 Maintenance undistributed ... 9,094,000 ..... (re. \$3,038,000)  
 23

24 By chapter 55, section 1, of the laws of 2009:  
 25 Maintenance undistributed ... 9,094,000 ..... (re. \$846,000)  
 26

27 By chapter 55, section 1, of the laws of 2008:  
 28 Maintenance undistributed ... 8,634,000 ..... (re. \$1,007,000)  
 29

30 By chapter 55, section 1, of the laws of 2007:  
 31 For the grant period October 1, 2006 to September 30, 2007:  
 32 Maintenance undistributed ... 7,925,000 ..... (re. \$967,000)  
 33

34 By chapter 55, section 1, of the laws of 2006:  
 35 For the grant period October 1, 2005 to September 30, 2006: ... ..  
 36 7,582,000 ..... (re. \$1,370,000)  
 37

38 RURAL AND SMALL URBAN TRANSIT AID PROGRAM

39  
 40 Special Revenue Funds - Federal  
 41 Federal Operating Grants Fund  
 42 Rural and Small Urban Transit Aid Account  
 43

44 By chapter 53, section 1, of the laws of 2011:  
 45 For public mass transportation operating assistance and capital  
 46 projects and transit related technical support services or special  
 47 studies undertaken by participating localities or by the department  
 48 of transportation on behalf of localities through contractual  
 49 arrangements with private carriers, private nonprofit corporations  
 50 or consultants, pursuant to a program approved by the federal  
 51 government, for non-urbanized area formula program, job access,  
 52 reverse commute, and new freedoms .....  
 53 25,100,000 ..... (re. \$25,100,000)  
 54

55 By chapter 55, section 1, of the laws of 2010:  
 56 For public mass transportation operating assistance and capital  
 57 projects and transit related technical support services or special  
 58 studies undertaken by participating localities or by the department  
 59 of transportation on behalf of localities through contractual  
 60 arrangements with private carriers, private nonprofit corporations  
 61 or consultants, pursuant to a program approved by the federal  
 62

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1 government, for non-urbanized area formula program, job access,  
2 reverse commute, and new freedoms .....  
3 25,100,000 ..... (re. \$25,100,000)  
4

5 By chapter 55, section 1, of the laws of 2009:  
6 For public mass transportation operating assistance and capital  
7 projects and transit related technical support services or special  
8 studies undertaken by participating localities or by the department  
9 of transportation on behalf of localities through contractual  
10 arrangements with private carriers, private nonprofit corporations  
11 or consultants, pursuant to a program approved by the federal  
12 government, for non-urbanized area formula program, job access,  
13 reverse commute, and new freedoms .....  
14 25,100,000 ..... (re. \$24,792,000)  
15

16 By chapter 55, section 1, of the laws of 2008:  
17 For public mass transportation operating assistance and capital  
18 projects and transit related technical support services or special  
19 studies undertaken by participating localities or by the department  
20 of transportation on behalf of localities through contractual  
21 arrangements with private carriers, private nonprofit corporations  
22 or consultants, pursuant to a program approved by the federal  
23 government, for non-urbanized area formula program, job access,  
24 reverse commute, and new freedoms .....  
25 22,214,000 ..... (re. \$10,646,000)  
26

27 By chapter 55, section 1, of the laws of 2007:  
28 For public mass transportation operating assistance and capital  
29 projects and transit related technical support services or special  
30 studies undertaken by participating localities or by the department  
31 of transportation on behalf of localities through contractual  
32 arrangements with private carriers, private nonprofit corporations  
33 or consultants, pursuant to a program approved by the federal  
34 government, for non-urbanized area formula program, job access,  
35 reverse commute, and new freedoms.  
36 For the grant period October 1, 2006 to September 30, 2007 .....  
37 21,803,000 ..... (re. \$15,628,000)  
38

39 By chapter 55, section 1, of the laws of 2006:  
40 For public mass transportation operating assistance and capital  
41 projects and transit related technical support services or special  
42 studies undertaken by participating localities or by the department  
43 of transportation on behalf of localities through contractual  
44 arrangements with private carriers, private nonprofit corporations  
45 or consultants, pursuant to a program approved by the federal  
46 government, for non-urbanized area formula program, job access,  
47 reverse commute, and new freedoms:  
48 For the grant period October 1, 2005 to September 30, 2006 .....  
49 17,975,000 ..... (re. \$4,141,000)

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1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund .....	76,838,000	310,453,000
6		-----	-----
7	All Funds .....	76,838,000	310,453,000
8		=====	=====

9

SCHEDULE

10			
11			
12	ECONOMIC DEVELOPMENT PROGRAM .....		76,838,000
13			-----

14

15 General Fund  
16 Local Assistance Account

17

18	For services and expenses of the minority		
19	and women-owned business development and		
20	lending program .....	635,000	
21	For services and expenses consistent with		
22	the federal community development finan-		
23	cial institutions program (12 U.S.C. 4701		
24	et seq.), up to \$1,000,000 shall be used		
25	for program activities conducted by commu-		
26	nity development financial institutions in		
27	economically distressed and highly		
28	distressed areas .....	1,495,000	
29	For services and expenses of the entrepre-		
30	neurial assistance program .....	490,000	
31	For additional services and expenses of the		
32	entrepreneurial assistance program for all		
33	designated centers. Notwithstanding any		
34	inconsistent provision of law, the direc-		
35	tor of the budget shall suballocate the		
36	full amount of this appropriation to the		
37	department of economic development .....	1,274,000	
38	For services and expenses of contractual		
39	payments related to the retention of		
40	professional football in Western New York.	2,940,000	
41	For services and expenses of the urban and		
42	community development program in econom-		
43	ically distressed areas .....	3,404,000	
44	For services and expenses of the empire		
45	state economic development fund .....	50,400,000	
46	For services and expenses of the jobs now		
47	program .....	16,200,000	
48		-----	

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AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 ECONOMIC DEVELOPMENT PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For services and expenses of the minority and women-owned business  
8 development and lending program .....

9 635,000 ..... (re. \$635,000)

10 For services and expenses consistent with the federal community  
11 development financial institutions program (12 U.S.C. 4701 et seq.),  
12 up to \$1,000,000 shall be used for program activities conducted by  
13 community development financial institutions in economically  
14 distressed and highly distressed areas .....

15 1,495,000 ..... (re. \$1,495,000)

16 For additional services and expenses of the entrepreneurial assistance  
17 program for all designated centers. Notwithstanding any inconsistent  
18 provision of law, the director of the budget shall suballocate the  
19 full amount of this appropriation to the department of economic  
20 development ... 1,274,000 .....

21 1,274,000 ..... (re. \$1,274,000)

22 For services and expenses of the university at Buffalo's Krabbe  
23 disease research institute ... 980,000 .....

24 980,000 ..... (re. \$980,000)

25 For services and expenses related to the university at Albany's  
26 institute for nanoelectronics discovery and exploration (INDEX).....

27 980,000 ..... (re. \$980,000)

28 For services and expenses of the entrepreneurial assistance program ..

29 490,000 ..... (re. \$490,000)

30 For services and expenses of the urban and community development  
31 program in economically distressed areas .....

32 3,404,000 ..... (re. \$3,404,000)

31

32 The appropriation made by chapter 53, section 1, of the laws of 2011, is

33 hereby amended and reappropriated to read:

34 For services and expenses related to economic development purposes,  
35 including but not limited to, marketing and advertising to promote

36 economic development in the state of New York. Funds appropriated  
37 herein shall be available during the 2011-12 and 2012-13 state

38 fiscal years for services and expenses, loans, grants, loan  
39 guarantees, interest subsidies and other types of financial

40 assistance, including flexible financing programs and technical  
41 assistance, provided, that not more than 50 percent of this

42 appropriation shall be available for the 2011-12 state fiscal year.  
43 Notwithstanding section 40 of the state finance law or any pro-

44 vision of law to the contrary, this appropriation shall lapse on  
45 June 15, 2013 ... 62,360,000 .....

46 62,360,000 ..... (re. \$51,765,000)

46

47 By chapter 55, section 1, of the laws of 2010:

48 For services and expenses of a small business revolving loan fund, as  
49 authorized pursuant to a chapter of the laws of 2010. Notwithstand-

50 ing any inconsistent provision of law, the director of the budget  
51 may suballocate up to the full amount of this appropriation to any

52 department, agency or authority. No moneys of the state in the state  
53 treasury or any of its funds shall be expended from this appropri-

54 ation until a miscellaneous receipt is provided from the New York  
55 power authority, and the director of the budget has approved a

56 spending plan submitted by the New York state job development corpo-  
57 ration in such detail as the director of the budget may require ...

58 25,000,000 ..... (re. \$9,804,000)

59 For services and expenses of the empire state economic development  
60 fund ... 6,180,000 .....

61 6,180,000 ..... (re. \$6,169,000)

62 For services and expenses of the minority and women-owned business  
development and lending program ... 635,000 ..... (re. \$633,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses consistent with the federal community devel-  
2 opment financial institutions program (12 U.S.C. 4701 et seq.), up  
3 to \$1,000,000 shall be used for program activities conducted by  
4 community development financial institutions in economically  
5 distressed and highly distressed areas .....  
6 1,495,000 ..... (re. \$1,493,000)  
7 For additional services and expenses of the entrepreneurial assistance  
8 program for all designated centers. Notwithstanding any inconsistent  
9 provision of law, the director of the budget shall suballocate the  
10 full amount of this appropriation to the department of economic  
11 development ... 1,274,000 ..... (re. \$1,274,000)  
12 For services and expenses of the university at Buffalo's Krabbe  
13 disease research institute ... 980,000 ..... (re. \$970,000)  
14 For services and expenses related to the university at Albany's insti-  
15 tute for nanoelectronics discovery and exploration (INDEX) .....  
16 980,000 ..... (re. \$970,000)  
17 For services and expenses of the entrepreneurial assistance program  
18 ... 490,000 ..... (re. \$485,000)  
19 For services and expenses of the urban and community development  
20 program in economically distressed areas .....  
21 3,404,000 ..... (re. \$3,402,000)  
22  
23 By chapter 55, section 1, of the laws of 2009:  
24 For services and expenses of the empire state economic development  
25 fund ... 6,180,000 ..... (re. \$6,180,000)  
26 For services and expenses of the minority and women-owned business  
27 development and lending program ... 635,000 ..... (re. \$635,000)  
28 For services and expenses consistent with the federal community devel-  
29 opment financial institutions program (12 U.S.C. 4701 et seq.), up  
30 to \$1,000,000 shall be used for program activities conducted by  
31 community development financial institutions in economically  
32 distressed and highly distressed areas .....  
33 1,495,000 ..... (re. \$1,495,000)  
34 For additional services and expenses of the entrepreneurial assistance  
35 program for all designated centers. Notwithstanding any inconsistent  
36 provision of law, the director of the budget shall suballocate the  
37 full amount of this appropriation to the department of economic  
38 development ... 1,274,000 ..... (re. \$1,274,000)  
39 For services and expenses of the university at Buffalo's Krabbe  
40 disease research institute ... 980,000 ..... (re. \$980,000)  
41 For services and expenses related to the university at Albany's insti-  
42 tute for nanoelectronics discovery and exploration (INDEX) .....  
43 980,000 ..... (re. \$980,000)  
44 For services and expenses of the entrepreneurial assistance program ..  
45 490,000 ..... (re. \$490,000)  
46 For services and expenses of the urban and community development  
47 program in economically distressed areas .....  
48 3,404,000 ..... (re. \$3,404,000)  
49  
50 By chapter 55, section 1, of the laws of 2009, as amended by chapter 55,  
51 section 1, of the laws of 2010:  
52 For services and expenses of contractual payments related to the  
53 retention of professional football in Western New York .....  
54 2,940,000 ..... (re. \$2,940,000)  
55 For services and expenses related to the operation of the centers of  
56 excellence pursuant to a plan approved by the director of the budg-  
57 et. All or portions of the funds appropriated hereby may be suballo-  
58 cated or transferred to any department, agency, or public authority  
59 5,234,000 ..... (re. \$3,598,000)  
60  
61



NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1	Project Schedule	
2	PROJECT	AMOUNT
3	-----	
4	For services and expenses	
5	related to the operation of	
6	the Buffalo center of excel-	
7	lence in bioinformatics and	
8	life sciences .....	872,333
9	For services and expenses	
10	related to the operation of	
11	the Greater Rochester center	
12	of excellence in photonics	
13	and microsystems .....	872,333
14	For services and expenses	
15	related to the operation of	
16	the Syracuse center of	
17	excellence in environmental	
18	and energy systems .....	872,333
19	For services and expenses	
20	related to the operation of	
21	the Albany center of excel-	
22	lence in nanoelectronics .....	872,333
23	For services and expenses	
24	related to the operation of	
25	the Stony Brook center of	
26	excellence in wireless and	
27	information technology .....	872,333
28	For services and expenses	
29	related to the operation of	
30	the Binghamton Center of	
31	Excellence in small scale	
32	systems integration and	
33	packaging .....	872,333
34		-----
35	Total .....	5,234,000
36		=====
37		
38	By chapter 55, section 1, of the laws of 2008:	
39	For services and expenses of the empire state economic development	
40	fund ... 18,970,000 .....	(re. \$14,587,000)
41	For services and expenses of the minority and women-owned business	
42	development and lending program ... 635,000 .....	(re. \$635,000)
43	For services and expenses consistent with the federal community devel-	
44	opment financial institutions program (12 U.S.C. 4701 et seq.), up	
45	to \$1,000,000 shall be used for program activities conducted by	
46	community development financial institutions in economically	
47	distressed and highly distressed areas .....	(re. \$1,495,000)
48	1,495,000 .....	(re. \$1,495,000)
49	For services and expenses of military base retention efforts .....	
50	980,000 .....	(re. \$810,000)
51	For services and expenses related to the operation of the centers of	
52	excellence pursuant to a plan approved by the director of the budg-	
53	et. All or portions of the funds appropriated hereby may be suballo-	
54	cated or transferred to any department, agency, or public authority	
55	6,934,000 .....	(re. \$5,779,000)
56		
57		

## NEW YORK STATE URBAN DEVELOPMENT CORPORATION

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1	Project Schedule	
2	PROJECT	AMOUNT
3	-----	
4	For services and expenses	
5	related to the operation of	
6	the Buffalo center of excel-	
7	lence in bioinformatics and	
8	life sciences .....	1,155,666
9	For services and expenses	
10	related to the operation of	
11	the Greater Rochester center	
12	of excellence in photonics	
13	and microsystems .....	1,155,666
14	For services and expenses	
15	related to the operation of	
16	the Syracuse center of	
17	excellence in environmental	
18	and energy systems .....	1,155,666
19	For services and expenses	
20	related to the operation of	
21	the Albany center of excel-	
22	lence in nanoelectronics .....	1,155,666
23	For services and expenses	
24	related to the operation of	
25	the Stony Brook center of	
26	excellence in wireless and	
27	information technology .....	1,155,666
28	For services and expenses	
29	related to the operation of	
30	the Binghamton Center of	
31	Excellence in small scale	
32	systems integration and	
33	packaging .....	1,155,666
34		-----
35	Total .....	6,934,000
36		=====
37		
38	For services and expenses of the university at Buffalo's Krabbe	
39	disease research institute ... 980,000 .....	(re. \$980,000)
40	For services and expenses related to the university at Albany's insti-	
41	tute for nanoelectronics discovery and exploration (INDEX) .....	
42	980,000 .....	(re. \$980,000)
43	For services and expenses of the entrepreneurial assistance program	
44	... 490,000 .....	(re. \$490,000)
45	For additional services and expenses of the entrepreneurial assistance	
46	program for all designated centers. Notwithstanding any inconsistent	
47	provision of law, the director of the budget shall suballocate the	
48	full amount of this appropriation to the department of economic	
49	development ... 1,274,000 .....	(re. \$1,274,000)
50	For services and expenses of the urban and community development	
51	program in economically distressed areas .....	
52	3,404,000 .....	(re. \$3,404,000)
53		
54	By chapter 55, section 1, of the laws of 2008, as added by chapter 53,	
55	section 5, of the laws of 2008:	
56	Within the amount appropriated herein, up to \$5 million shall be	
57	available, upon approval of the director of the budget, for payment	
58	to the Belmont Park host communities, at such time as the franchise	
59	oversight board certifies to the director of the budget that real	
60	estate development with a value of at least \$50 million has been	
61	approved by the board pursuant to subparagraph (i) of paragraph (a)	
62	of subdivision 8 of section 212 of the racing, pari-mutuel wagering,	

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1 and breeding law. Such monies shall be available upon application by  
 2 the host communities, subject to the unanimous approval of the fran-  
 3 chise oversight board, and shall be used for expenses incurred by  
 4 such host communities, including but not limited to, public safety,  
 5 street and highway construction, maintenance and lighting, sanita-  
 6 tion, and water supply in order to minimize or reduce real property  
 7 taxes. Belmont Park host communities shall mean those in the immedi-  
 8 ate vicinity of Belmont racetrack, including but not limited to the  
 9 county of Nassau, the unincorporated hamlets of Elmont and Bellerose  
 10 Terrace, and the incorporated villages of Floral Park, South Floral  
 11 Park and Bellerose Village ... 5,000,000 ..... (re. \$5,000,000)  
 12

13 By chapter 55, section 1, of the laws of 2007:  
 14 For services and expenses of the minority and women-owned business  
 15 development and lending program ... 1,948,000 ..... (re. \$1,948,000)  
 16 For services and expenses consistent with the federal community devel-  
 17 opment financial institutions program (12 U.S.C. 4701 et seq.), up  
 18 to \$1,000,000 shall be used for program activities conducted by  
 19 community development financial institutions in economically  
 20 distressed and highly distressed areas .....  
 21 1,525,000 ..... (re. \$1,525,000)  
 22 For services and expenses of military base retention efforts .....  
 23 1,000,000 ..... (re. \$929,000)  
 24 For services and expenses of the university at Buffalo's Krabbe  
 25 disease research institute ... 1,000,000 ..... (re. \$1,000,000)  
 26 For services and expenses of the entrepreneurial assistance program  
 27 ... 500,000 ..... (re. \$500,000)  
 28 For services and expenses of the urban and community development  
 29 program in economically distressed areas .....  
 30 3,473,000 ..... (re. \$3,473,000)  
 31 For additional services and expenses of the entrepreneurial assistance  
 32 program for all designated centers. Notwithstanding any inconsistent  
 33 provision of law, the director of the budget shall suballocate the  
 34 full amount of this appropriation to the department of economic  
 35 development ... 1,300,000 ..... (re. \$1,300,000)  
 36

37 By chapter 55, section 1, of the laws of 2007, as amended by chapter  
 38 496, section 6, of the laws of 2008:  
 39 For services and expenses of the empire state economic development  
 40 fund, provided, however, that the amount of this appropriation  
 41 available for expenditure and disbursement on and after September 1,  
 42 2008 shall be reduced by six percent of the amount that was undis-  
 43 bursed as of August 15, 2008 ... 40,000,000 ..... (re. \$34,310,000)  
 44 For services and expenses related to the operation of the centers of  
 45 excellence pursuant to a plan approved by the director of the budg-  
 46 et. All or portions of the funds appropriated hereby may be suballo-  
 47 cated or transferred to any department, agency, or public authority,  
 48 provided, however, that the amount of this appropriation available  
 49 for expenditure and disbursement on and after September 1, 2008  
 50 shall be reduced by six percent of the amount that was undisbursed  
 51 as of August 15, 2008 ... 7,075,000 ..... (re. \$3,179,000)  
 52

53 Project Schedule

54 PROJECT	55 AMOUNT
56 -----	
57 (thousands)	
58 For services and expenses 59 related to the operation of 60 the Buffalo center of excel- 61 lence in bioinformatics and 62 life sciences .....	1,179,166

## NEW YORK STATE URBAN DEVELOPMENT CORPORATION

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 For services and expenses  
 2 related to the operation of  
 3 the Greater Rochester center  
 4 of excellence in photonics  
 5 and microsystems ..... 1,179,166  
 6 For services and expenses  
 7 related to the operation of  
 8 the Syracuse center of  
 9 excellence in environmental  
 10 and energy systems ..... 1,179,166  
 11 For services and expenses  
 12 related to the operation of  
 13 the Albany center of excel-  
 14 lence in nanoelectronics ..... 1,179,166  
 15 For services and expenses  
 16 related to the operation of  
 17 the Stony Brook center of  
 18 excellence in wireless and  
 19 information technology ..... 1,179,166  
 20 For services and expenses  
 21 related to the operation of  
 22 the Binghamton Center of  
 23 Excellence in small scale  
 24 systems integration and  
 25 packaging ..... 1,179,166  
 26 -----  
 27 Total ..... 7,075,000  
 28 =====  
 29  
 30 For services and expenses related to the university at Albany's insti-  
 31 tute for nanoelectronics discovery and exploration (INDEX),  
 32 provided, however, that the amount of this appropriation available  
 33 for expenditure and disbursement on and after September 1, 2008  
 34 shall be reduced by six percent of the amount that was undisbursed  
 35 as of August 15, 2008 ... 1,000,000 ..... (re. \$940,000)  
 36  
 37 By chapter 55, section 1, of the laws of 2006:  
 38 For services and expenses of the jobs now program .....  
 39 32,134,000 ..... (re. \$31,134,000)  
 40  
 41 By chapter 55, section 1, of the laws of 2006, as amended by chapter  
 42 496, section 6, of the laws of 2008:  
 43 For services and expenses of the empire state economic development  
 44 fund, provided, however, that the amount of this appropriation  
 45 available for expenditure and disbursement on and after September 1,  
 46 2008 shall be reduced by six percent of the amount that was undis-  
 47 bursed as of August 15, 2008 ... 32,278,000 ..... (re. \$8,205,000)  
 48  
 49 By chapter 55, section 1, of the laws of 2005, as amended by chapter 1,  
 50 section 4, of the laws of 2009:  
 51 For services and expenses of the jobs now program .....  
 52 30,634,000 ..... (re. \$29,309,000)  
 53  
 54 By chapter 55, section 1, of the laws of 2004, as amended by chapter  
 55 496, section 6, of the laws of 2008:  
 56 For services and expenses of the jobs now program, provided, however,  
 57 that the amount of this appropriation available for expenditure and  
 58 disbursement on and after September 1, 2008 shall be reduced by six  
 59 percent of the amount that was undisbursed as of August 15, 2008 ...  
 60 32,134,000 ..... (re. \$18,238,000)  
 61  
 62

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 55, section 1, of the laws of 2002, as amended by chapter  
2 496, section 6, of the laws of 2008:  
3 For services and expenses of the jobs now program, provided, however,  
4 that the amount of this appropriation available for expenditure and  
5 disbursement on and after September 1, 2008 shall be reduced by six  
6 percent of the amount that was undisbursed as of August 15, 2008 ...  
7 19,642,000 ..... (re. \$1,830,000)  
8  
9 By chapter 382, part A, section 1, of the laws of 2001, as amended by  
10 chapter 55, section 1, of the laws of 2008:  
11 For services and expenses of high technology, biotechnology and  
12 biomedical initiatives. Funds appropriated herein may be suballo-  
13 cated to any department agency or public authority .....  
14 10,000,000 ..... (re. \$10,000,000)  
15  
16 By chapter 55, section 1, of the laws of 2000:  
17 For services and expenses of economic development initiatives to be  
18 determined pursuant to a memorandum of understanding to be executed  
19 by the governor, the temporary president of the senate and the  
20 speaker of the assembly ... 19,000,000 ..... (re. \$19,000,000)

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund .....	970,000
6	Special Revenue Funds - Federal ....	0
7		-----
8	All Funds .....	970,000
9		=====

10  
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22  
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SCHEDULE

ADMINISTRATION PROGRAM ..... 799,000  
-----

General Fund  
Local Assistance Account

For payment of supplemental burial benefits  
to eligible families of military personnel  
killed in combat, pursuant to section  
354-b of the executive law, and for trans-  
fer of such amounts as are necessary to  
state operations for related administra-  
tive expenses ..... 200,000  
For payments of gold star annuity benefits  
to eligible families of military personnel  
..... 599,000  
-----

BLIND VETERAN ANNUITY ASSISTANCE PROGRAM ..... 6,200,000  
-----

General Fund  
Local Assistance Account

For payment of annuities to blind veterans  
and eligible surviving spouses. Up to  
\$15,000 of this appropriation may be  
transferred to state operations for  
administrative costs associated with this  
program ..... 6,200,000  
-----

VETERAN COUNSELING SERVICES PROGRAM ..... 1,927,000  
-----

General Fund  
Local Assistance Account

For payment of aid to county and city veter-  
ans' service agencies pursuant to article  
17 of the executive law ..... 1,177,000  
For services and expenses of the veterans  
outreach center, inc. (Monroe county) .... 250,000  
-----  
Program account subtotal ..... 1,427,000  
-----

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

1	Special Revenue Funds - Federal	
2	Federal Health and Human Services Fund	
3	Federal HHS Account	
4		
5	For services and expenses related to veter-	
6	ans' counseling and outreach .....	500,000
7		-----
8	Program account subtotal .....	500,000
9		-----

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For payment of annuities to blind veterans and eligible surviving  
8 spouses. Up to \$15,000 of this appropriation may be transferred to  
9 state operations for postage costs associated with this program ....  
10 5,800,000 ..... (re. \$220,000)  
11  
12 VETERAN COUNSELING SERVICES PROGRAM  
13  
14 General Fund  
15 Local Assistance Account  
16  
17 By chapter 53, section 1, of the laws of 2011:  
18 For payment of aid to county and city veterans' service agencies  
19 pursuant to article 17 of the executive law .....  
20 1,177,000 ..... (re. \$350,000)  
21 For services and expenses of the veterans outreach center, inc.  
22 (Monroe county) ... 250,000 ..... (re. \$250,000)  
23 For services and expenses of the New York Veterans of Foreign Wars  
24 Buffalo Service Office .. 50,000 ..... (re. \$50,000)  
25 For services and expenses of the New York Veterans of Foreign Wars New  
26 York City Service Office ... 75,000 ..... (re. \$75,000)  
27 For services and expenses of the Vietnam Veterans of America New York  
28 State Council ... 25,000 ..... (re. \$25,000)



OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Federal ....	35,493,000	43,970,000
6	Special Revenue Funds - Other .....	30,627,000	5,000,000
7		-----	-----
8	All Funds .....	66,120,000	48,970,000
9		=====	=====

10			
11	PAYMENTS TO VICTIMS PROGRAM .....		35,043,000
12			-----

13

14 Special Revenue Funds - Federal

15 Federal Operating Grants Fund

16 Crime Victims - Compensation Account

17

18	For payments to victims in accordance with		
19	the federal crime control act of 1984 ....	11,523,000	
20		-----	
21	Program account subtotal .....	11,523,000	
22		-----	

23

24 Special Revenue Funds - Other

25 Miscellaneous Special Revenue Fund

26 Criminal Justice Improvement Account

27

28	For payment of claims already accrued and to		
29	accrue to innocent victims of violent		
30	crime pursuant to article 22 of the execu-		
31	tive law .....	23,520,000	
32		-----	
33	Program account subtotal .....	23,520,000	
34		-----	

35			
36	VICTIM AND WITNESS ASSISTANCE PROGRAM .....		31,077,000
37			-----

38

39 Special Revenue Funds - Federal

40 Federal Operating Grants Fund

41 Crime Victims Assistance Account

42

43	For victim and witness assistance in accord-		
44	ance with the federal crime control act of		
45	1984, distributed through a competitive		
46	process .....	23,970,000	
47		-----	
48	Program account subtotal .....	23,970,000	
49		-----	

50

51 Special Revenue Funds - Other

52 Combined Gifts, Grants and Bequests Fund

53 OVS-Gifts and Bequests Account

54

55	For services and expenses associated with		
56	gifts and bequests to the office of victim		
57	services. These funds may be transferred		
58	to state operations .....	40,000	
59		-----	
60	Program account subtotal .....	40,000	
61		-----	

62

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

1	Special Revenue Funds - Other	
2	Miscellaneous Special Revenue Fund	
3	Criminal Justice Improvement Account	
4		
5	For services and expenses of programs	
6	providing services to crime victims and	
7	witnesses, distributed through a compet-	
8	itive process .....	7,067,000
9		-----
10	Program account subtotal .....	7,067,000
11		-----

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 PAYMENTS TO VICTIMS PROGRAM  
2  
3 Special Revenue Funds - Other  
4 Miscellaneous Special Revenue Fund  
5 Criminal Justice Improvement Account  
6  
7 By chapter 53, section 1, of the laws of 2011:  
8 For payment of claims already accrued and to accrue to innocent  
9 victims of violent crime pursuant to article 22 of the executive law  
10 ... 23,520,000 ..... (re. \$3,000,000)  
11  
12 VICTIM AND WITNESS ASSISTANCE PROGRAM  
13  
14 Special Revenue Funds - Federal  
15 Federal Operating Grants Fund  
16 Crime Victims Assistance Account  
17  
18 By chapter 53, section 1, of the laws of 2011:  
19 For victim and witness assistance in accordance with the federal crime  
20 control act of 1984, distributed through a competitive process .....  
21 23,970,000 ..... (re. \$23,970,000)  
22  
23 By chapter 50, section 1, of the laws of 2010:  
24 For victim and witness assistance in accordance with the federal crime  
25 control act of 1984, distributed through a competitive process .....  
26 23,970,000 ..... (re. \$20,000,000)  
27  
28 Special Revenue Funds - Other  
29 Miscellaneous Special Revenue Fund  
30 Criminal Justice Improvement Account  
31  
32 By chapter 53, section 1, of the laws of 2011:  
33 For services and expenses of programs providing services to crime  
34 victims and witnesses, distributed through a competitive process ...  
35 7,067,000 ..... (re. \$2,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HIGHER EDUCATION OPPORTUNITY PROGRAMS

AID TO LOCALITIES 2012-13

1 General Fund  
2 Local Assistance Account

3  
4 By chapter 53, section 1, of the laws of 2011, as added by chapter 55,  
5 section 2, of the laws of 2011:

6 For services and expenses of the following: search for education,  
7 elevation and knowledge (SEEK) programs (\$1,000,000); educational  
8 opportunity program (\$955,000); student financial assistance to  
9 expand opportunities at community colleges of the city university  
10 for the educationally and economically disadvantaged in accordance  
11 with section 6452 of the education law (\$55,000); liberty  
12 partnership program awards (\$1,700,000); higher education  
13 opportunity program awards (\$3,485,000); science and technology  
14 entry program (STEP) awards (\$1,027,000); and collegiate science and  
15 technology entry program (CSTEP) awards (\$778,000). This  
16 appropriation may be allocated to the city university of New York,  
17 the state university of New York, and the state education department  
18 pursuant to a plan developed and approved by the director of the  
19 budget following consultation with the chair of the assembly ways  
20 and means committee ... 9,000,000 ..... (re. \$9,000,000)

## MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

## HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

## AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	136,000	733,000
6	-----	-----
7	136,000	733,000
8	=====	=====
9		

10 SCHEDULE

11		
12	136,000	
13		-----
14		

15 General Fund  
16 Local Assistance Account

17		
18		
19		
20		
21	136,000	
22		-----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OPERATIONS PROGRAM  
2  
3 General Fund  
4 Local Assistance Account  
5  
6 By chapter 53, section 1, of the laws of 2011:  
7 For grants of the Hudson river valley greenway compact and the  
8 protection and enhancement of the Hudson river greenway resources  
9 ... 136,000 ..... (re. \$136,000)  
10  
11 By chapter 55, section 1, of the laws of 2010:  
12 For grants of the Hudson river valley greenway compact and the  
13 protection and enhancement of the Hudson river greenway resources  
14 ... 136,000 ..... (re. \$136,000)  
15  
16 By chapter 55, section 1, of the laws of 2009:  
17 For grants of the Hudson river valley greenway compact and the  
18 protection and enhancement of the Hudson river greenway resources  
19 ... 160,000 ..... (re. \$129,000)  
20  
21 By chapter 55, section 1, of the laws of 2008:  
22 For grants of the Hudson river valley greenway compact and the  
23 protection and enhancement of the Hudson river greenway resources  
24 ... 200,000 ..... (re. \$170,000)  
25  
26 By chapter 55, section 1, of the laws of 2007:  
27 For grants of the Hudson river valley greenway compact and the  
28 protection and enhancement of the Hudson river greenway resources  
29 ... 204,000 ..... (re. \$162,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HURRICANE IRENE - TROPICAL STORM LEE FLOOD RECOVERY  
GRANT PROGRAM

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 General Fund  
2 Local Assistance Account  
3  
4 By chapter 53, section 1, of the laws of 2011, as added by chapter 53,  
5 section 2, of the laws of 2011:  
6 For implementation of the Hurricane Irene - Tropical Storm Lee Flood  
7 Recovery Grant Program. This appropriation may be allocated to  
8 empire state development or any other state agency for the purposes  
9 of implementing the Hurricane Irene - Tropical Storm Lee Flood  
10 Recovery Grant Program ... 50,000,000 ..... (re. \$50,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	822,044,300	77,345,000
6	30,000,000	0
7	-----	-----
8	852,044,300	77,345,000
9	=====	=====

10

11 SCHEDULE

12

13 AID AND INCENTIVES FOR MUNICIPALITIES ..... 794,000,000

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For payment to local governments under the aid and incentives for municipalities program pursuant to section 54 of the state finance law in accordance with the following:

For base level grants to municipalities; notwithstanding any other provision of law to the contrary, in the state fiscal year commencing April 1, 2012, each municipality shall receive a base level grant in an amount equal to the base level grant which such municipality received in the state fiscal year commencing April 1, 2011 pursuant to paragraph b of subdivision 10 of section 54 of the state finance law; provided, however, that a town in which a village dissolved in the state fiscal year commencing April 1, 2011 shall receive a base level grant in amount equal to the total base level grants which such town and such village received in such state fiscal year pursuant to paragraph b of subdivision 10 of section 54 of the state finance law ..... 715,000,000

For citizens re-organization empowerment grants and citizen empowerment tax credits administered by the department of state pursuant to section 54 of the state finance law.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ..... 35,000,000

For awards under the local government performance and efficiency program administered by the department of state pursuant to section 54 of the state finance law.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ..... 40,000,000



MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 For a local government efficiency grant  
2 program administered by the department of  
3 state pursuant to section 54 of the state  
4 finance law.  
5 Notwithstanding any other provision of law,  
6 no payment shall be made from this appro-  
7 priation without a certificate of approval  
8 by the director of the budget ..... 4,000,000  
9 -----  
10  
11 SMALL GOVERNMENT ASSISTANCE ..... 217,300  
12 -----  
13  
14 General Fund  
15 Local Assistance Account  
16  
17 For payment of small government assistance  
18 on or before March 31, 2013 upon audit and  
19 warrant of the comptroller according to  
20 the following:  
21 For payment to the County of Essex ..... 124,000  
22 For payment to the County of Franklin ..... 72,000  
23 For payment to the County of Hamilton ..... 21,300  
24 -----  
25  
26 AID TO MUNICIPALITIES WITH VIDEO LOTTERY GAMING FACILITIES 25,867,000  
27 -----  
28  
29 General Fund  
30 Local Assistance Account  
31  
32 For payment of aid to the city of Yonkers as  
33 an eligible city in which a video lottery  
34 gaming facility is located pursuant to  
35 section 54-1 of the state finance law. The  
36 amount appropriated herein shall be avail-  
37 able for payment to the city pursuant to  
38 section 54-1 of the state finance law no  
39 earlier than April 1, 2013 and no later  
40 than June 30, 2013 on audit and warrant of  
41 the state comptroller notwithstanding any  
42 provision of law to the contrary including  
43 any contrary provision of section 40 or  
44 section 54-1 of the state finance law.  
45 Such payment shall constitute complete  
46 liquidation of the state's obligation to  
47 the city under section 54-1 of the state  
48 finance law for the state fiscal year  
49 commencing on April 1, 2013 ..... 19,600,000  
50 For payment of aid to eligible munici-  
51 palities in which a video lottery gaming  
52 facility is located pursuant to section  
53 54-1 of the state finance law in an amount  
54 equal to the aid which such municipalities  
55 received in the state fiscal year  
56 commencing April 1, 2011 ..... 6,267,000  
57 -----  
58  
59

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1	MISCELLANEOUS FINANCIAL ASSISTANCE .....	1,960,000
2		-----
3		
4	General Fund	
5	Local Assistance Account	
6		
7	For payment to the county of Madison to	
8	provide interim financial assistance to	
9	mitigate shortfalls in real property tax	
10	revenue resulting from the non-payment of	
11	real property taxes by the Oneida Indian	
12	Nation of New York .....	980,000
13	For payment to the county of Oneida to	
14	provide interim financial assistance to	
15	mitigate shortfalls in real property tax	
16	revenue resulting from the non-payment of	
17	real property taxes by the Oneida Indian	
18	Nation of New York .....	980,000
19		-----
20		
21	MUNICIPAL ASSISTANCE STATE AID FUND .....	15,000,000
22		-----
23		
24	Fiduciary Funds	
25	Municipal Assistance State Aid Fund	
26		
27	SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE	
28	CORPORATION FOR THE CITY OF TROY	
29	For payment pursuant to the provisions of	
30	section 92-e of the state finance law to	
31	the municipal assistance corporation for	
32	the city of Troy, to the extent required	
33	to comply with the agreements between such	
34	corporation and the holders of its notes	
35	and bonds, and for the corporate purposes	
36	of such corporation, and, to the extent	
37	not required by such corporation for such	
38	purposes, for payment to the city of Troy	
39	for support of local government, provided	
40	however, that the maximum amount to be	
41	paid pursuant to this appropriation shall	
42	not exceed the total of the revenues	
43	deposited in the municipal assistance	
44	state aid fund for such city pursuant to	
45	the provisions of section 92-e of the	
46	state finance law .....	15,000,000
47		-----
48		
49	MUNICIPAL ASSISTANCE TAX FUND .....	15,000,000
50		-----
51		
52	Fiduciary Funds	
53	Municipal Assistance Tax Fund	
54		
55	SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE	
56	CORPORATION FOR THE CITY OF TROY	
57	For payment pursuant to the provisions of	
58	section 92-d of the state finance law to	
59	the municipal assistance corporation for	
60	the city of Troy, to the extent required	

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

1 to comply with the agreements between such  
2 corporation and the holders of its notes  
3 and bonds, and for the corporate purposes  
4 of such corporation, and, to the extent  
5 not required by such corporation for such  
6 purposes, for payment to the city of Troy  
7 for support of local government, provided  
8 however, that the maximum amount to be  
9 paid pursuant to this appropriation shall  
10 not exceed the total of the revenues  
11 derived from sales and compensating use  
12 taxes imposed and collected by sections  
13 1210 and 1262 of the tax law, that would  
14 have been received by the city of Troy  
15 absent the application of chapter 721 of  
16 the laws of 1994 ..... 15,000,000  
17 -----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 AID AND INCENTIVES FOR MUNICIPALITIES

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 53, section 1, of the laws of 2011:

7 For awards under a local government performance and efficiency program  
8 pursuant to section 54 of the state finance law.

9 Notwithstanding any other provision of law, no payment shall be made  
10 from this appropriation without a certificate of approval by the  
11 director of the budget ... 40,000,000 ..... (re. \$40,000,000)

12 For a local government efficiency grant program administered by the  
13 department of state pursuant to section 54 of the state finance law.

14 Notwithstanding any other provision of law, no payment shall be made  
15 from this appropriation without a certificate of approval by the  
16 director of the budget ... 4,000,000 ..... (re. \$4,000,000)

17

18 The appropriation made by chapter 53, section 1, of the laws of 2011, is  
19 hereby amended and reappropriated to read:

20 For citizens re-organization empowerment grants and citizen  
21 empowerment tax credits administered by the department of state  
22 pursuant to section 54 of the state finance law.

23 Notwithstanding any other provision of law to the contrary, citizen  
24 empowerment tax credits may be calculated and awarded to eligible  
25 municipalities in the same manner as municipal merger incentives  
26 pursuant to section 54 of the state finance law in effect on January  
27 1, 2011, and shall be paid to such municipalities on or before  
28 September 25, 2011; provided, however, that any municipality which  
29 received such municipal merger incentive in the state fiscal year  
30 commencing April 1, 2010 may be paid a citizen empowerment tax  
31 credit on or before September 25, 2011 in the same amount as such  
32 municipal merger incentive; provided, further, that any municipality  
33 receiving a citizen empowerment tax credit shall use at least 70  
34 percent of such credit for property tax relief and the balance of  
35 such credit for general municipal purposes.

36 Notwithstanding any other provision of law, no payment shall be made  
37 from this appropriation without a certificate of approval by the  
38 director of the budget .....  
39 [35,000,000] 1,597,785 ..... (re. \$1,500,000)

40

41 By chapter 50, section 1, of the laws of 2010, as amended by chapter 53,  
42 section 1, of the laws of 2011:

43 For a local government efficiency grant program administered by the  
44 department of state pursuant to section 54 of the state finance law.  
45 Of the amount appropriated herein, up to \$750,000 shall be made avail-  
46 able for high priority planning grants and general efficiency plan-  
47 ning grants to eligible municipalities.

48 Of the amount appropriated herein, up to \$2,125,000 shall be made  
49 available for efficiency implementation grants to eligible munici-  
50 palities.

51 Of the amount appropriated herein, up to \$2,125,000 shall be made  
52 available for twenty-first century demonstration project grants to  
53 eligible municipalities.

54 Of the amount appropriated herein, up to \$57,133 shall be made  
55 available for municipal merger incentives for eligible munici-  
56 palities.

57 Notwithstanding the above provisions of this appropriation, and  
58 subject to approval of the director of the budget, any unused moneys  
59 provided pursuant to this appropriation for high priority planning  
60 grants, general efficiency planning grants or twenty-first century

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 demonstration project grants may be used for efficiency implementa-  
 2 tion grants, and any unused moneys provided pursuant to this appro-  
 3 priation for high priority planning grants, general efficiency plan-  
 4 ning grants or efficiency implementation grants may be used for  
 5 twenty-first century demonstration project grants.  
 6 Notwithstanding any other provision of law, no payment shall be made  
 7 from this appropriation without a certificate of approval by the  
 8 director of the budget ... 5,057,133 ..... (re. \$4,920,000)  
 9

10 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,  
 11 section 1, of the laws of 2010:

12 For a local government efficiency grant program administered by the  
 13 department of state pursuant to section 54 of the state finance law.  
 14 Of the amount appropriated herein, up to \$750,000 shall be made  
 15 available for high priority planning grants and general efficiency  
 16 planning grants to eligible municipalities.

17 Of the amount appropriated herein, up to \$2,125,000 shall be made  
 18 available for efficiency implementation grants to eligible munici-  
 19 palities.

20 Of the amount appropriated herein, up to \$2,125,000 shall be made  
 21 available for twenty-first century demonstration project grants to  
 22 eligible municipalities.

23 Notwithstanding the above provisions of this appropriation, and  
 24 subject to approval of the director of the budget, any unused moneys  
 25 provided pursuant to this appropriation for any one type of grant  
 26 may be used for any other type of grant.

27 Notwithstanding any other provision of law, no payment shall be made  
 28 from this appropriation without a certificate of approval by the  
 29 director of the budget ... 5,000,000 ..... (re. \$2,856,000)  
 30

31 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,  
 32 section 1, of the laws of 2009:

33 For a local government efficiency grant program administered by the  
 34 department of state pursuant to section 54 of the state finance law.  
 35 Of the amount appropriated herein, up to \$2,450,000 shall be made  
 36 available for high priority planning grants and general efficiency  
 37 planning grants to eligible municipalities.

38 Of the amount appropriated herein, up to \$4,900,000 shall be made  
 39 available for efficiency implementation grants to eligible munici-  
 40 palities.

41 Of the amount appropriated herein, up to \$4,165,000 shall be made  
 42 available for twenty-first century demonstration project grants to  
 43 eligible municipalities.

44 Of the amount appropriated herein, up to \$500,000 shall be suballo-  
 45 cated to the department of state and other state agencies subject to  
 46 approval of the director of the budget for administrative expenses,  
 47 regional technical assistance and state agency shared services  
 48 assistance to local governments.

49 Notwithstanding the above provisions of this appropriation, and  
 50 subject to approval of the director of the budget, any unused moneys  
 51 provided pursuant to this appropriation for high priority planning  
 52 grants, general efficiency planning grants or twenty-first century  
 53 demonstration project grants may be used for efficiency implementa-  
 54 tion grants, and any unused moneys provided pursuant to this appro-  
 55 priation for high priority planning grants, general efficiency plan-  
 56 ning grants or efficiency implementation grants may be used for  
 57 twenty-first century demonstration project grants.

58 Notwithstanding any other provision of law, no payment shall be made  
 59 from this appropriation without a certificate of approval by the  
 60 director of the budget ... 12,015,000 ..... (re. \$6,257,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 By chapter 50, section 1, of the laws of 2007, as amended by chapter 50,  
 2 section 1, of the laws of 2009:  
 3 For a shared municipal services incentive award program administered  
 4 by the department of state. Of the amount appropriated herein, up to  
 5 \$13,920,000 shall be made available for shared municipal services  
 6 incentive awards to eligible municipalities. Of this amount, up to  
 7 \$220,000 shall be suballocated to the department of state and other  
 8 state agencies subject to approval of the director of the budget for  
 9 administrative expenses and to provide regional technical assistance  
 10 relating to consolidations, mergers, dissolutions, cooperative  
 11 agreements and shared services.  
 12 Notwithstanding any other provision of law, no payment shall be made  
 13 from this appropriation without a certificate of approval by the  
 14 director of the budget ... 13,920,000 ..... (re. \$2,890,000)  
 15

16 EFFICIENCY INCENTIVE GRANTS

17  
 18 General Fund  
 19 Local Assistance Account  
 20

21 By chapter 50, section 1, of the laws of 2008, as amended by chapter 50,  
 22 section 1, of the laws of 2010:  
 23 Notwithstanding any inconsistent provision of law, the amount appro-  
 24 priated herein shall be made available for payment to the Buffalo  
 25 fiscal stability authority for use in awarding grants to support  
 26 city activities to achieve recurring savings through innovations and  
 27 reengineering. Payments for such purposes shall be allocated subject  
 28 to plans or amended plans provided pursuant to section 3857-a of the  
 29 public authorities law and subject to a payment plan approved by the  
 30 director of the budget ... 1,470,000 ..... (re. \$1,470,000)  
 31 Notwithstanding any inconsistent provision of law, the amount appro-  
 32 priated herein shall be made available for payment to the Erie coun-  
 33 ty fiscal stability authority for use in awarding grants to support  
 34 county activities to achieve recurring savings through innovations  
 35 and reengineering. Payments for such purposes shall be allocated  
 36 subject to plans or amended plans provided pursuant to section  
 37 3957-a of the public authorities law and subject to a payment plan  
 38 approved by the director of the budget .....  
 39 3,430,000 ..... (re. \$3,430,000)  
 40

41 By chapter 50, section 1, of the laws of 2007, as amended by chapter 50,  
 42 section 1, of the laws of 2010:  
 43 Notwithstanding any inconsistent provision of law, the amount appro-  
 44 priated herein shall be made available for payment to the Buffalo  
 45 fiscal stability authority for use in awarding grants to support  
 46 city activities to achieve recurring savings through innovations and  
 47 reengineering. Payments for such purposes shall be allocated subject  
 48 to plans or amended plans provided pursuant to section 3857-a of the  
 49 public authorities law and subject to a payment plan approved by the  
 50 director of the budget ... 8,630,000 ..... (re. \$5,974,000)  
 51

52 By chapter 50, section 1, of the laws of 2006, as amended by chapter 50,  
 53 section 1, of the laws of 2010:  
 54 Notwithstanding any inconsistent provision of law, the amount appro-  
 55 priated herein shall be made available for payment to the Erie coun-  
 56 ty fiscal stability authority for use in awarding grants to support  
 57 county activities to achieve recurring savings through innovations  
 58 and reengineering. Payments for such purposes shall be allocated  
 59

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 subject to plans or amended plans provided pursuant to section 3957  
2 of the public authorities law and subject to a payment plan approved  
3 by the director of the budget ... 13,657,000 ..... (re. \$4,048,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

NATIONAL AND COMMUNITY SERVICE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local .....	350,000	1,200,000
6		-----	-----
7	All Funds .....	350,000	1,200,000
8		=====	=====
9			

10 SCHEDULE

11		
12	OPERATIONS PROGRAM .....	350,000
13		-----

14  
 15 General Fund  
 16 Local Assistance Account

17  
 18 For services and expenses of regional volun-  
 19 teen centers defined as community-based  
 20 organizations with a focus on volunteerism  
 21 that meets critical needs in communities,  
 22 that promote service and civic engagement  
 23 opportunities to a specific region of the  
 24 state and have the capacity to provide  
 25 training and support for non-profits and  
 26 businesses interested in creating volun-  
 27 teen programs. Such assistance shall be  
 28 awarded by grants through one or more  
 29 competitive processes to eligible communi-  
 30 ty-based organizations and may also be  
 31 available for sub-grants to local non-pro-  
 32 fit organizations in need of volunteer  
 33 coordination assistance ..... 350,000  
 34 -----



## MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

## NATIONAL AND COMMUNITY SERVICE

## AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 OPERATIONS PROGRAM

2

3 General Fund

4 Local Assistance Account

5

6 By chapter 50, section 1 of the laws of 2011:

7 For services and expenses of regional volunteer centers defined as  
8 community-based organizations with a focus on volunteerism that  
9 meets critical needs in communities, that promote service and civic  
10 engagement opportunities to a specific region of the state and have  
11 the capacity to provide training and support for non-profits and  
12 businesses interested in creating volunteer programs. Such assist-  
13 ance shall be awarded by grants through one or more competitive  
14 processes to eligible community-based organizations and may also be  
15 available for sub-grants to local non-profit organizations in need  
16 of volunteer coordination assistance ... 350,000 .... (re. \$350,000)

17

18 By chapter 53, section 1 of the laws of 2010:

19 For services and expenses of regional volunteer centers defined as  
20 community-based organizations with a focus on volunteerism that  
21 meets critical needs in communities, that promote service and civic  
22 engagement opportunities to a specific region of the state and have  
23 the capacity to provide training and support for non-profits and  
24 businesses interested in creating volunteer programs. Such assist-  
25 ance shall be awarded by grants through one or more competitive  
26 processes to eligible community-based organizations and may also be  
27 available for sub-grants to local non-profit organizations in need  
28 of volunteer coordination assistance ... 350,000 .... (re. \$350,000)

29

30 By chapter 53, section 1, of the laws of 2009:

31 For services and expenses of regional volunteer centers defined as  
32 community-based organizations with a focus on volunteerism that  
33 meets critical needs in communities, that promote service and civic  
34 engagement opportunities to a specific region of the state and have  
35 the capacity to provide training and support for non-profits and  
36 businesses interested in creating volunteer programs. Such assist-  
37 ance shall be awarded by grants through one or more competitive  
38 processes to eligible community-based organizations and may also be  
39 available for sub-grants to local non-profit organizations in need  
40 of volunteer coordination assistance ... 500,000 .... (re. \$500,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

PAYMENT TO THE CITY OF NEW YORK

AID TO LOCALITIES 2012-13

1	Local Government Assistance Tax Fund	
2		
3	For payment to the city of New York pursuant to section	
4	3238-a of the public authorities law upon audit and	
5	warrant of the comptroller. The amount appropriated	
6	herein shall constitute fulfillment of the state's obli-	
7	gation for the fiscal year of the city of New York	
8	ending June 30, 2012 .....	170,000,000
9		=====

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

REGIONAL ECONOMIC DEVELOPMENT PROGRAM

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

	APPROPRIATIONS	REAPPROPRIATIONS
1		
2		
3	General Fund .....	5,159,000
4		-----
5	All Funds .....	5,159,000
6		=====

8 REGIONAL ECONOMIC DEVELOPMENT PROGRAM

9  
10 General Fund  
11 Local Assistance Account

12  
13 The appropriation made by chapter 55, section 1, of the laws of 2005, as  
14 amended by chapter 496, section 6, of the laws of 2008, to the  
15 economic development program is hereby transferred and  
16 reappropriated to the regional economic development program:  
17 For services and expenses of the regional economic development program  
18 pursuant to a memorandum of understanding to be executed by the  
19 governor, the temporary president of the senate, and the speaker of  
20 the assembly. All or a portion of the funds appropriated hereby may  
21 be suballocated to any department, agency, or public authority,  
22 provided, however, that the amount of this appropriation available  
23 for expenditure and disbursement on and after September 1, 2008  
24 shall be reduced by six percent of the amount that was undisbursed  
25 as of August 15, 2008 ... 10,000,000 ..... (re. \$5,159,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES 2012-13

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Other .....	54,000,000	122,304,000
6		-----	-----
7	All Funds .....	54,000,000	122,304,000
8		=====	=====
9			

10 SCHEDULE

11		
12	TRIBAL STATE COMPACT REVENUE PROGRAM .....	54,000,000
13		-----

- 14
- 15 Special Revenue Funds - Other
- 16 Miscellaneous Special Revenue Fund
- 17 Tribal State Compact Revenue Account
- 18

19 Notwithstanding any other law to the contra-  
 20 ry, for services and expenses of grants  
 21 equal to 25 percent of the negotiated  
 22 percentage of the net drop from electronic  
 23 gaming devices the state receives from  
 24 such devices located at the Seneca Niagara  
 25 casino pursuant to the tribal compact for  
 26 the purposes specified in section 99-h of  
 27 the state finance law. Funds appropriated  
 28 herein may be suballocated to any depart-  
 29 ment, agency or public authority ..... 28,600,000

30 Notwithstanding any other law to the contra-  
 31 ry, for services and expenses of grants  
 32 equal to 25 percent of the negotiated  
 33 percentage of the net drop from electronic  
 34 gaming devices the state receives from  
 35 such devices located at the Seneca Allega-  
 36 ny casino pursuant to the tribal compacts  
 37 for the purposes specified in subdivision  
 38 3 of section 99-h of the state finance law  
 39 and pursuant to a plan approved by the  
 40 director of the budget and developed by  
 41 the empire state development corporation  
 42 in consultation with municipal governments  
 43 hosting tribal casinos pursuant to subdivi-  
 44 sion (a) of section 12 of the executive  
 45 law. Copies of the approved plan shall be  
 46 submitted to the chairman of the senate  
 47 finance committee and the chairman of the  
 48 assembly ways and means committee. Funds  
 49 appropriated herein may be suballocated to  
 50 any department, agency or public authority  
 51 ..... 11,200,000

52 Notwithstanding any other law to the contra-  
 53 ry, for services and expenses of grants  
 54 equal to 25 percent of the negotiated  
 55 percentage of the net drop from electronic  
 56 gaming devices the state receives from  
 57 such devices located at the Seneca Buffalo  
 58 Creek casino pursuant to the tribal  
 59 compact for the purposes specified in  
 60 section 99-h of the state finance law.  
 61

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES 2012-13

1	Funds appropriated herein may be suballo-	
2	cated to any department, agency or public	
3	authority .....	7,400,000
4	Notwithstanding any other law to the contra-	
5	ry, for services and expenses of grants	
6	equal to 25 percent of the negotiated	
7	percentage of the net drop from electronic	
8	gaming devices the state receives from	
9	such devices located at the Akwesasne	
10	Mohawk casino pursuant to the tribal	
11	compacts for the purposes specified in	
12	chapter 590 of the laws of 2004 and pursu-	
13	ant to a plan approved by the director of	
14	the budget and developed by the empire	
15	state development corporation in consulta-	
16	tion with municipal governments in the	
17	county or counties of Franklin or St.	
18	Lawrence.	
19	Such plan shall ensure that the counties of	
20	Franklin and St. Lawrence, and the	
21	affected towns therein, shall each receive	
22	50 percent of the monies appropriated	
23	herein. Copies of the approved plan shall	
24	be submitted to the chairman of the senate	
25	finance committee and the chairman of the	
26	assembly ways and means committee. Funds	
27	appropriated herein may be suballocated to	
28	any department, agency or public authority	
29	.....	6,800,000
30		-----

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 TRIBAL STATE COMPACT REVENUE PROGRAM

2

3 Special Revenue Funds - Other

4 Miscellaneous Special Revenue Fund

5 Tribal State Compact Revenue Account

6

7 By chapter 53, section 1, of the laws of 2011

8 Notwithstanding any other law to the contrary, for services and  
9 expenses of grants equal to 25 percent of the negotiated percentage  
10 of the net drop from electronic gaming devices the state receives  
11 from such devices located at the Seneca Niagara casino pursuant to  
12 the tribal compact for the purposes specified in section 99-h of the  
13 state finance law. Funds appropriated herein may be suballocated to  
14 any department, agency or public authority .....  
15 25,000,000 ..... (re. \$25,000,000)

16 Notwithstanding any other law to the contrary, for services and  
17 expenses of grants equal to 25 percent of the negotiated percentage  
18 of the net drop from electronic gaming devices the state receives  
19 from such devices located at the Seneca Allegany casino pursuant to  
20 the tribal compacts for the purposes specified in subdivision 3 of  
21 section 99-h of the state finance law and pursuant to a plan  
22 approved by the director of the budget and developed by the empire  
23 state development corporation in consultation with municipal  
24 governments hosting tribal casinos pursuant to subdivision (a) of  
25 section 12 of the executive law. Copies of the approved plan shall  
26 be submitted to the chairman of the senate finance committee and the  
27 chairman of the assembly ways and means committee. Funds  
28 appropriated herein may be suballocated to any department, agency or  
29 public authority ... 10,500,000 ..... (re. \$10,500,000)

30 Notwithstanding any other law to the contrary, for services and  
31 expenses of grants equal to 25 percent of the negotiated percentage  
32 of the net drop from electronic gaming devices the state receives  
33 from such devices located at the Seneca Buffalo Creek casino  
34 pursuant to the tribal compact for the purposes specified in section  
35 99-h of the state finance law.

36 Funds appropriated herein may be suballocated to any department,  
37 agency or public authority ... 3,500,000 ..... (re. \$3,500,000)

38 Notwithstanding any other law to the contrary, for services and  
39 expenses of grants equal to 25 percent of the negotiated percentage  
40 of the net drop from electronic gaming devices the state receives  
41 from such devices located at the Akwesasne Mohawk casino pursuant to  
42 the tribal compacts for the purposes specified in chapter 590 of the  
43 laws of 2004 and pursuant to a plan approved by the director of the  
44 budget and developed by the empire state development corporation in  
45 consultation with municipal governments in the county or counties of  
46 Franklin or St. Lawrence.

47 Such plan shall ensure that the counties of Franklin and St. Lawrence,  
48 and the affected towns therein, shall each receive 50 percent of the  
49 monies appropriated herein. Copies of the approved plan shall be  
50 submitted to the chairman of the senate finance committee and the  
51 chairman of the assembly ways and means committee. Funds  
52 appropriated herein may be suballocated to any department, agency or  
53 public authority ... 5,300,000 ..... (re. \$5,300,000)

54

55 By chapter 55, section 1, of the laws of 2010:

56 Notwithstanding any other law to the contrary, for services and  
57 expenses of grants equal to 25 percent of the negotiated percentage  
58 of the net drop from electronic gaming devices the state receives  
59 from such devices located at the Seneca Niagara casino pursuant to  
60 the tribal compact for the purposes specified in section 99-h of the

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 state finance law. Funds appropriated herein may be suballocated to  
2 any department, agency or public authority .....  
3 22,000,000 ..... (re. \$22,000,000)  
4 Notwithstanding any other law to the contrary, for services and  
5 expenses of grants equal to 25 percent of the negotiated percentage  
6 of the net drop from electronic gaming devices the state receives  
7 from such devices located at the Seneca Allegany casino pursuant to  
8 the tribal compacts for the purposes specified in subdivision 3 of  
9 section 99-h of the state finance law and pursuant to a plan  
10 approved by the director of the budget and developed by the empire  
11 state development corporation in consultation with municipal govern-  
12 ments hosting tribal casinos pursuant to subdivision (a) of section  
13 12 of the executive law. Copies of the approved plan shall be  
14 submitted to the chairman of the senate finance committee and the  
15 chairman of the assembly ways and means committee. Funds appropri-  
16 ated herein may be suballocated to any department, agency or public  
17 authority ... 10,000,000 ..... (re. \$10,000,000)  
18 Notwithstanding any other law to the contrary, for services and  
19 expenses of grants equal to 25 percent of the negotiated percentage  
20 of the net drop from electronic gaming devices the state receives  
21 from such devices located at the Seneca Buffalo Creek casino pursu-  
22 ant to the tribal compact for the purposes specified in section 99-h  
23 of the state finance law. Funds appropriated herein may be suballo-  
24 cated to any department, agency or public authority .....  
25 2,800,000 ..... (re. \$2,800,000)  
26 Notwithstanding any other law to the contrary, for services and  
27 expenses of grants equal to 25 percent of the negotiated percentage  
28 of the net drop from electronic gaming devices the state receives  
29 from such devices located at the Akwesasne Mohawk casino pursuant to  
30 the tribal compacts for the purposes specified in chapter 590 of the  
31 laws of 2004 and pursuant to a plan approved by the director of the  
32 budget and developed by the empire state development corporation in  
33 consultation with municipal governments in the county or counties of  
34 Franklin or St. Lawrence.  
35 Such plan shall ensure that the counties of Franklin and St. Lawrence,  
36 and the affected towns therein, shall each receive 50 percent of the  
37 monies appropriated herein. Copies of the approved plan shall be  
38 submitted to the chairman of the senate finance committee and the  
39 chairman of the assembly ways and means committee. Funds appropri-  
40 ated herein may be suballocated to any department, agency or public  
41 authority ... 4,300,000 ..... (re. \$3,000,000)  
42  
43 By chapter 55, section 1, of the laws of 2009:  
44 Notwithstanding any other law to the contrary, for services and  
45 expenses of grants equal to 25 percent of the negotiated percentage  
46 of the net drop from electronic gaming devices the state receives  
47 from such devices located at the Seneca Niagara casino pursuant to  
48 the tribal compact for the purposes specified in section 99-h of the  
49 state finance law. Funds appropriated herein may be suballocated to  
50 any department, agency or public authority .....  
51 28,000,000 ..... (re. \$28,000,000)  
52 Notwithstanding any other law to the contrary, for services and  
53 expenses of grants equal to 25 percent of the negotiated percentage  
54 of the net drop from electronic gaming devices the state receives  
55 from such devices located at the Seneca Allegany casino pursuant to  
56 the tribal compacts for the purposes specified in subdivision 3 of  
57 section 99-h of the state finance law and pursuant to a plan  
58 approved by the director of the budget and developed by the empire  
59 state development corporation in consultation with municipal govern-  
60 ments hosting tribal casinos pursuant to subdivision (a) of section

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

1 12 of the executive law. Copies of the approved plan shall be  
2 submitted to the chairman of the senate finance committee and the  
3 chairman of the assembly ways and means committee. Funds appropri-  
4 ated herein may be suballocated to any department, agency or public  
5 authority ... 12,000,000 ..... (re. \$10,000,000)  
6 Notwithstanding any other law to the contrary, for services and  
7 expenses of grants equal to 25 percent of the negotiated percentage  
8 of the net drop from electronic gaming devices the state receives  
9 from such devices located at the Seneca Buffalo Creek casino pursu-  
10 ant to the tribal compact for the purposes specified in section 99-h  
11 of the state finance law. Funds appropriated herein may be suballo-  
12 cated to any department, agency or public authority .....  
13 3,400,000 ..... (re. \$804,000)  
14  
15 By chapter 55, section 1, of the laws of 2008:  
16 Notwithstanding any other law to the contrary, for services and  
17 expenses of grants equal to 25 percent of the negotiated percentage  
18 of the net drop from electronic gaming devices the state receives  
19 from such devices located at the Seneca Niagara casino pursuant to  
20 the tribal compact for the purposes specified in section 99-h of the  
21 state finance law. Funds appropriated herein may be suballocated to  
22 any department, agency or public authority .....  
23 25,000,000 ..... (re. \$1,400,000)



MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

WORLD TRADE CENTER -- WORKERS' COMPENSATION BOARD

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

	APPROPRIATIONS	REAPPROPRIATIONS
1		
2		
3	Special Revenue Funds - Federal ....	0            39,000,000
4		-----
5	All Funds .....	0            39,000,000
6		=====
7		
8	WORKERS' COMPENSATION BOARD WORLD TRADE CENTER PROGRAM	
9		
10	Special Revenue Funds - Federal	
11	Federal Operating Grants Fund	
12	Federal Grants for Disaster Assistance Account	
13		
14	By chapter 50, section 1, of the laws of 2002, and such amount as trans-	
15	ferred by chapter 14, section 1, of the laws of 2003:	
16	For transfer to the workers' compensation board for the federal share	
17	of services and expenses related to workers' compensation benefit	
18	costs related to the September 11, 2001 attack on the New York City	
19	World Trade Center, in accordance with federal regulations .....	
20	175,000,000 .....	(re. \$39,000,000)

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